

SENATE JOURNAL
OF THE
Fortieth Legislature
OF THE
STATE OF WASHINGTON
AT
Olympia, the State Capital

Convened January 9, 1967
Adjourned Sine Die March 9, 1967

Compiled, Edited and Indexed by
WARD BOWDEN, *Secretary of the Senate*



DOROTHY B. GREELEY, *Journal Clerk*

JOHN A. CHERBERG, *President of the Senate*
AL HENRY, *President Pro Tempore*
GEORGE W. KUPKA, *Vice President Pro Tempore*

SENATE CAUCUS OFFICERS

Democratic Caucus

Chairman, ROBERT C. BAILEY
Floor Leader, R. R. BOB GREIVE
Majority Whip, WILLIAM A. GISSBERG
Secretary, REUBEN A. KNOBLAUCH

Republican Caucus

Chairman, MARSHALL A. NEILL
Floor Leader, JOHN N. RYDER
Minority Whip, R. FRANK ATWOOD
Secretary, HARRY B. LEWIS

CHARLES L. R. JOHNSON, SR., *Sergeant at Arms*
DONALD ROSS WILSON, *Assistant Secretary*
FLORENCE T. KENDERESI, *Secretary to the Secretary*
PATRICIA SCOTT MARTIN, *Minute Clerk*

JOURNAL OF THE SENATE

STATE OF WASHINGTON
FORTIETH LEGISLATURE

FIRST DAY

Senate Chamber,
Olympia, Wash., Monday, January 9, 1967.
At Noon.

The Fortieth Senate of the state of Washington assembled at the Senate Chamber in the State Capitol, pursuant to law at noon.

Lieutenant Governor John A. Cherberg, President of the Senate, called the Senate to order.

The Color Guard consisting of Pages Michael Bailey, Color Bearer, and Barbara King, presented the Colors.

The Reverend Fr. Charles Howard Perry, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Jesus said, 'No servant can be slave to two masters; for either he will hate the first and love the second, or he will be devoted to the first and think nothing of the second. You cannot serve God and money. Therefore, I bid you put away anxious thoughts about food and drink to keep you alive, and clothes to cover your body. Set your mind on God's Kingdom and His justice before everything else, and all the rest will come to you as well. So do not be anxious about tomorrow; tomorrow will look after itself. Each day has troubles enough of its own.'" Matt. 6:24-25, 33-34.

"Let us pray: Most gracious God and our Heavenly Father, look, we pray thee, with favor upon the members of this Senate of the state of Washington and their colleagues in the House of Representatives as this legislature begins a new session. Favorably behold, we pray thee, the Governor of this State, all Constitutional officers including the President of this Senate and all who share in the responsibility of governing the people. May the members of this Senate have the humility and common sense needed to exercise so high an office and to defend the cause of the people of our State.

"In days of temptation and political pressure give them pause to consider that it is your kingdom that is everlasting, not the kingdoms of men. May they be your servants in thought, in heart and in will and may the justice they strive to create, through Law, be so patterned after your justice, with men that it may defend the poor and powerless even as it serves the legitimate needs of the rich and powerful. Grant to them the grace, O Father, to be Senators in more than name only and through their wise counsel one with the other may they bring to the people of this State a high regard for the political promises ordained to be used in this free land.

"Hear our prayer, O God, and let our cry come unto Thee, for we utter it in the name of Jesus Christ our Lord. Amen."

The Acting Secretary called the following roll of holdover members of the Senate and all were present except Senator Gissberg: Robert C. Bailey, Joe Chytil, John L. Cooney, Dewey C. Donohue, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Wilbur G. Hallauer, H. B. Hanna, Al Henry, Karl Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, Don L. Talley.

On motion of Senator Keefe, Senator Gissberg was excused.

APPOINTMENT OF SPECIAL COMMITTEE

The President of the Senate appointed a committee of honor to escort the Honorable Justice Frank Hale of the Supreme Court of the state of Washington to the Senate Chamber and a seat upon the rostrum. The committee consisted of Senators Herrmann and Freise.

Justice Hale was thereupon escorted by the Acting Sergeant at Arms and the special committee to a seat upon the rostrum.

The following recapitulation of votes cast at the general election and certificates of election from the Secretary of State were read by the Acting Secretary of the Senate:

MESSAGES FROM THE SECRETARY OF STATE

Department of State, Office of the Secretary,
Olympia, Washington, January 9, 1967.

To the Honorable, The President of the Senate,
The Legislature of the State of Washington,
Olympia, Washington.

Sir:

I, A. Ludlow Kramer, Secretary of State of the State of Washington, do hereby certify that the following is a full, true and correct list of the persons elected to the office of State Senator at the General Election held in the several voting precincts in the State of Washington on the eighth day of November, 1966, as shown by the official returns of said election now on file in the office of Secretary of State; together with a list of "holdover" Senators from the thirty-ninth session of the Legislature and that all of the following are entitled to seats in the Senate of the Legislature of the State of Washington, at its fortieth biennial session commencing on the ninth day of January, A.D., 1967, as appears from said election returns:

LIST OF SENATORS ELECTED NOVEMBER 8, 1966

District	Name	Counties Represented
No. 2	David E. McMillan	Okanogan-Pend Oreille-Stevens-Ferry
No. 6	Sam C. Guess	Spokane, part
No. 7	Robert W. Twigg	Spokane, part
No. 8	Damon R. Canfield	Yakima, part; Benton, part
No. 13	Nat Washington	Grant and Kittitas
No. 15	Perry B. Woodall	Yakima, part
No. 21	Jack Metcalf	Snohomish, part
No. 26	Larry Faulk	Pierce, part
No. 29	John T. McCutcheon	Pierce, part
No. 30	John H. Stender	King, part
No. 31	Gordon Herr	King, part
No. 32	Wes C. Uhlman	King, part
No. 33	Frank Connor	King, part
No. 34	R. R. Bob Greive	King, part
No. 35	Bob Ridder	King, part
No. 36	Joel M. Pritchard	King, part
No. 37	Fred H. Dore	King, part
No. 38	August P. Mardesich	Snohomish, part
No. 42	R. Frank Atwood	Whatcom
No. 43	Walter B. Williams	King, part
No. 44	Ted G. Peterson	King, part
No. 45	Richard G. (Dick) Marquardt	King, part
No. 46	John N. Ryder	King, part
No. 47	Martin James Durkan	King, part
No. 48	Albert C. Thompson, Jr.	King, part; Snohomish, 1 precinct

LIST OF HOLDOVER SENATORS

(As provided by the 1965 Legislative Redistricting Act, the districts of the holdover senators will remain as they existed at the time of the 1964 state general election until the present terms of such senators have expired.)

District (1964 STATUS)	Name	Counties Represented
No. 1.....	Wilbur G. Hallauer.....	Douglas and Okanogan
No. 3.....	James Keefe.....	Spokane, part
No. 4.....	Karl Herrmann.....	Spokane, part
No. 5.....	John L. Cooney.....	Spokane, part
No. 9.....	Marshall A. Neill.....	Whitman
No. 10.....	Dewey C. Donohue.....	Columbia-Asotin-Garfield
No. 11.....	Herbert H. Freise.....	Walla Walla
No. 12.....	H. B. (Jerry) Hanna.....	Chelan
No. 14.....	Fred Redmon.....	Yakima, part
No. 16.....	Mike McCormack.....	Benton and Franklin
No. 17.....	Al Henry.....	Klickitat-Skamania-Clark, part
No. 18.....	Don L. Talley.....	Cowlitz and Wahkiakum
No. 19.....	Robert C. Bailey.....	Pacific; Grays Harbor, part
No. 20.....	Joe Chytil.....	Lewis
No. 22.....	Harry B. Lewis.....	Thurston
No. 23.....	Frances Haddon Morgan.....	Kitsap
No. 24.....	Gordon Sandison.....	Clallam-Mason-Jefferson
No. 25.....	Reuben A. Knoblauch.....	Pierce, part
No. 27.....	George W. Kupka.....	Pierce, part
No. 28.....	A. L. (Slim) Rasmussen.....	Pierce, part
No. 39.....	William A. Gissberg.....	Snohomish, part; Island, part
No. 40.....	Lowell Peterson.....	San Juan and Skagit
No. 41.....	Ernest W. Lennart.....	Whatcom, part
No. 49.....	Frank W. Foley.....	Clark, part

In Testimony Whereof, I have hereunto set my hand, and affixed the Seal of the state of Washington at Olympia, this ninth day of January, A.D., 1967.
(The Seal of the state of Washington) A. Ludlow Kramer, *Secretary of State*.

ROLL CALL

The Acting Secretary called the following roll of newly reelected Senators and all were present:

R. Frank Atwood, Frank Connor, Fred H. Dore, Martin J. Durkan, R. R. Bob Greive, Sam C. Guess, Gordon Herr, John T. McCutcheon, David E. McMillan, August P. Mardesich, Ted G. Peterson, John N. Ryder, John H. Stender, Albert C. Thompson, Jr., Nat Washington, Walter B. Williams, Perry B. Woodall.

The President requested the Acting Sergeant at Arms to conduct all of the newly reelected Senators to the bar of the Senate to receive their oath of office.

Justice Hale of the Supreme Court of the state of Washington thereupon administered the oath of office to the newly reelected Senators.

The President presented to each of the newly reelected Senators his certificate of election.

The Acting Secretary of the Senate called the following roll of the newly elected members of the Senate and all were present:

Damon R. Canfield, Lawrence J. Faulk, Richard G. Marquardt, Jack Metcalf, Joel M. Pritchard, Robert C. Ridder, Robert W. Twigg, Wesley C. Uhlman.

The Acting Sergeant at Arms escorted each of the newly elected members of the Senate to the bar of the Senate to receive his oath of office.

Justice Hale of the Supreme Court of the state of Washington thereupon administered the oath of office to each of the newly elected members.

The President presented to each of the newly elected Senators his certificate of election.

CERTIFICATE OF APPOINTMENT

The undersigned County Commissioners hereby certify that, on the 5th day of January, 1967, James A. Andersen of Bellevue, Washington, was duly appointed to fill the vacancy of 48th District State Senator, effective as of January 9, 1967 at 12:03 a.m., the time of said vacancy caused by the resignation of 48th District State Senator Albert C. Thompson, Jr. as of that time and date.

Said appointment was duly made in all respects in accordance with the 32nd Amendment of the Washington State Constitution, and was done by joint action of the Boards of County Commissioners of King and Snohomish Counties.

Ed Munro
J. E. McCollum

John T. O'Brien
E. Sam Kraetz

APPROVED AS TO FORM AND LEGALITY:

CHARLES O. CARROLL
King County Prosecuting Attorney
By: JAMES E. KENNEDY
Chief Civil Deputy

MESSAGES FROM THE SECRETARY OF STATE

State of Washington, Department of State.

I, A. Ludlow Kramer, Secretary of State of the State of Washington and custodian of its seal, hereby certify that according to the records on file in my office the attached is a true and correct copy of the certificate by the joint action of the County Commissioners of King and Snohomish counties, appointing James A. Andersen to the position of State Senator, 48th Legislative District, filling the vacancy caused by the resignation of Albert C. Thompson, Jr.

In witness whereof I have signed and have affixed the seal of the state of Washington to this certificate at Olympia, the State Capitol, January 9, 1967.
(The Seal of the state of Washington)

A. Ludlow Kramer,
Secretary of State

The Acting Secretary of the Senate called the following roll of the newly appointed member who was present: James A. Andersen.

The Acting Sergeant at Arms escorted the newly appointed member of the Senate to the bar of the Senate to receive his oath of office.

Justice Hale of the Supreme Court of the state of Washington thereupon administered the oath of office to the newly appointed member.

The President presented to the newly appointed Senator his certificate of appointment.

State of Washington, Department of State.

I, A. Ludlow Kramer, Secretary of State of the State of Washington and custodian of its seal, hereby certify that according to the records on file in my office the attached is a true and correct copy of the resignation of Albert C. Thompson, Jr., as State Senator, 48th Legislative District, to which office he was elected at the November 8, 1966 state general election, for a four-year term commencing Monday, January 9, 1967.

In witness whereof I have signed and have affixed the seal of the state of Washington to this certificate at Olympia, the State Capitol, January 9, 1967.
(The Seal of the state of Washington)

A. Ludlow Kramer
Secretary of State

MESSAGE TO THE GOVERNOR

January 3, 1967

*The Honorable Daniel J. Evans, Governor
State of Washington
Olympia, Washington.*

Re: *Resignation from the State Senate*

Your Excellency:

It has been my very great honor to have been appointed by yourself to serve as a member of the Washington State Liquor Control Board and to have accepted that position.

As you know, that position is by force of positive law incompatible with my elected office as Senator from the 48th Legislative District for the term commencing next Monday, January 9, 1967.

It is therefore with great regret at leaving my Senatorial office, but with pride at the appointment to my new office, that I herewith and hereby submit my resignation from the State Senate effective at 12:02 a.m. next Monday, January 9, 1967. Also, in order that it be indisputably clear that my said office is "vacant" as that term is used in the Constitution and the statutes of this State, and to the end that my successor can be duly appointed and orderly take office in my stead on that day, I herewith further state and declare that as of 12:02 a.m., Monday, January 9, 1967, I decline and refuse to take my oath of office as Senator from said district for the reason indicated.

I believe that it is very important to my district that my successor be sworn in at the same time as the six new elected Republican Senators on January 9, 1967, the first day of the Legislative session, in order that he will be their equal in seniority. Accordingly, I would be most hopeful that my successor can be nominated by the State Central Committee and appointed by joint action of the Boards of County Commissioners of King and Snohomish counties effective at 12:03 a.m. on January 9, 1967.

Respectfully submitted,
Albert C. Thompson, Jr.
State Senator
48th Legislative District

cc: Secretary of State
Chairman, King County Board of County Commissioners
Chairman, Snohomish County Board of County Commissioners
Chairman, State Republican Central Committee
Chairman, King County Republican Central Committee
Chairman, Snohomish County Republican Central Committee
Representative Alfred E. Leland
Representative James A. Andersen
Senator Marshall A. Neill
Senator John N. Ryder

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, ladies and gentlemen:

"The President at this time should particularly like to extend a warm and heartfelt welcome to the members of the Senate and to state that it is certainly a privilege and honor to serve once again with the holdover members, and to extend to the newly reelected Senators a warm note of congratulations. It's an honor and one of which I am very proud.

"I should like to greet the newly elected Senators in a little different manner in the sense that we must offer some sympathy to the House in their great loss in the five members who have come over to the Senate: Senators Uhlman, Pritchard, Canfield, Metcalf and Andersen. But the House's loss is only the Senate's gain. We are very happy to have you here.

"The President would like to make one special remark about Senator Pritchard. The Senator was fortunate enough to receive remarkable training and teaching at the Queen Anne High School a number of years ago, and it's only a natural consequence that he should arrive in this august body.

"The President should also like to welcome two colleagues in the teaching profession, Senator Metcalf and Senator Ridder; and then also to greet our newly elected members, Senator Faulk, Senator Twigg, Senator Ridder and Senator Marquardt.

"I should like to make the observation that I hope, Senator Faulk, that you will never make the mistake of wearing a gold jacket to the Senate, for obvious reasons.

"I hope that each and every one of you will consider the office of the President of the Senate wide open to you at any time, and on any and all occasions that I can be of assistance, that you will call upon me.

"I think it no more than fair and appropriate that at this time we welcome back also Chief Leather Lungs, Verne Sawyer, the voice of the Senate; Patricia Martin, Minute Clerk; Howard Voland at the switchboard; and our Docket Clerk, Rose Kneeland. I believe this fine staff deserves a round of applause."

MESSAGE FROM THE SECRETARY OF STATE

Department of State, Office of the Secretary,
Olympia, Washington, January 9, 1967.

*To the Honorable, The President of the Senate,
The Legislature of the State of Washington,
Olympia, Washington.*

Sir:

As of May 31, 1966, John Martinson and T. Evans Wyckoff, being residents of Anacortes and Seattle, respectively, and co-chairmen of the Committee for Full Employment in Washington, for and on behalf of said organization tendered five copies of a proposed measure to be an Initiative to the Legislature of the State of Washington, accompanied by their affidavits and that the name and post office address of the organization proposing this initiative for submission to the 1967 Legislature is:

Committee for Full Employment in Washington
917 White-Henry-Stuart Building
Seattle, Washington 98101

The copies of the proposed measure were filed and the measure was identified as Initiative Measure No. 32 to the Legislature. A copy was transmitted to the Attorney General for ballot title and, on June 8, 1966, the following ballot title was received from the Attorney General:

"LOCAL PROCESSING OF STATE TIMBER

An Act establishing a state agency to be known as the Full Employment Commission; providing for a procedure whereby timber sold by the state to any 'responsible bidder' and removed from state-owned or administered lands will be branded, and will receive primary processing in a facility employing Washington residents located in the state of Washington or within fifteen miles from any boundary thereof in an abutting state, unless permission is granted by the Full Employment Commission for primary processing elsewhere based upon a finding that no reasonable market presently exists for the timber at such a facility; and establishing penalties."

I further certify that on December 28, 1966 and again on December 30, 1966, persons representing the Committee for Full Employment in Washington submitted signature petition sheets alleged to contain 130,000 signatures of registered voters for filing and canvass, and requested that a report of the final canvass and count be certified to the 1967 Legislature.

Accompanying the petitions was a financial statement reporting in detail the contributions received and expenditures made by the Committee for Full Employment in Washington relative to their signature campaign. The total amount of contributions reported was \$33,461.00, and the total amount of expenditures reported was \$25,812.99 as the cost of printing and circulation of signature petitions. The financial statement was certified under the signature of Charles W. Jordan, Jr., residing in the city of Everett, and serving as Assistant Secretary to the sponsoring committee.

On January 5, 1967, a preliminary count of the signatures of the initiative petition was concluded by the office of the Secretary of State, and the result of which indicated that there were approximately 136,163 names signed to the petition.

The canvass of signatures supporting Initiative Measure No. 32 to the Legislature will be completed as soon as possible. If at the conclusion of our checking we find that

at least 100,022 valid signatures of currently registered voters have been submitted, a full report will be given simultaneously to both branches of the Legislature. It is estimated that it will take approximately four weeks' time from this date to complete the checking of the signatures.

Respectfully submitted,
A. Ludlow Kramer
Secretary of State

Message regarding Initiative Measure No. 32 was referred to the Committee on Natural Resources.

MOTION

It was moved by Senator Peterson (Lowell) that the rules be suspended, that the Committee on Natural Resources be relieved of Initiative Measure No. 32 and that the measure be referred to the Committee on Commerce, Manufacturing and Licenses.

Debate ensued.

The motion was lost on a rising vote.

The Secretary read:

SENATE RESOLUTION

1967 - 1

By Senators Greive and Neill:

Be It Resolved, That the rules which governed the Senate during the Thirty-ninth Legislative Session of 1965 be adopted by the Senate as temporary rules until permanent rules be adopted, and that the Committee on Rules and Joint Rules be authorized and directed to formulate the permanent rules of the Senate for the present session, and that the Committee on Rules act jointly with a like committee from the House of Representatives to formulate joint rules.

On motion of Senator Greive, the resolution was adopted.

ELECTION OF OFFICERS

The President declared nominations to be open for the office of President Pro Tempore of the Senate.

Senator Hanna:

"Mr. President and members of the Senate:

"I had the extreme pleasure four years ago of placing in nomination for the office of President Pro Tempore of the Washington State Senate, Senator Al Henry. I find myself in that same position today.

"I am sure that you are all acquainted with Senator Al Henry, who has served with distinction in both the House and in the Senate; and I am sure that he would carry on that same tradition of good service as President Pro Tempore of the Senate for this session of the Washington State Legislature.

"We are, I believe, destined for considerable action and a great deal of progress in this fortieth session and I know that Senator Henry in his capacity as President Pro Tempore would lend himself to a distinguished session. There have been suggestions on the part of some that the fortieth session of the legislature and the work of the fortieth session could be done in sixty days. I do not share that same belief necessarily. But I do know that both Senator Henry and I do not want to impede the progress of this session with any lengthy nominating speeches. I hope that you will join with me in seeing to it that Senator Al Henry is elected as President Pro Tempore of the fortieth session of the Washington state legislature and I am proud to place Senator Henry's name in nomination for that office, the Senator from White Salmon."

Senator McCutcheon:

"Mr. President and members of the Senate:

"It gives me, also, a great pleasure to second the nomination of Al Henry. I've known him for many, many years. I was in the House way back in '41 when he was

called upon to preside, and I never saw a man mess things up like he did. But he has gone a long ways since that time. He has already been President Pro Tempore once before and has past experience. He's a fine man, a fine friend of mine. I think he's fair, and it's a privilege to second his nomination.

Senator Freise:

"Mr. President and members of the Senate:

"I have the extreme pleasure of placing in nomination the name of Senator Marshall Neill for the office of President Pro Tempore. Now, when I make this nomination, I want you to understand that this in no manner detracts from the nomination of Senator Henry, but we also want you to know on this side of the aisle we, likewise, have an outstanding member of the Senate who also served in the House as a Representative, as well as an employee. He's been very active on the Interim Legislative Budget Committee and other interim committees. He's well respected. As you remember last session he did an outstanding job on the redistricting and reappointment bill.

"Therefore, to let all of us know that we have a candidate, also, of whom we can be very proud, I would like to have you sincerely consider the nomination of Marshall Neill to the office of President Pro Tempore."

Senator Atwood:

"Mr. President and members of the Senate:

"I rise to second the nomination of Marshall Neill. I am sure all of you are aware that he is a man of unimpeachable integrity and unfailing fairness, and I am sure if you see fit to elect him, he will serve us well. But I will also remind you that he is a cheerful loser.

"Thank you very much."

There being no further nominations, the President declared the nominations closed.

ROLL CALL

The Acting Secretary called the roll on the election of President Pro Tempore of the Senate, and Senator Henry was elected by the following vote: Senator Henry, 28; Senator Neil, 20; excused, 1.

Those voting for Senator Henry were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Greive, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—28.

Those voting for Senator Neill were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Henry, Lennart, Lewis, Marquardt, Metcalf, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—20.

Excused: Senator Gissberg—1.

The President declared that Senator Henry, having received the constitutional majority vote of the Senate, was elected President Pro Tempore of the Senate.

The President appointed Senators Keefe and Woodall to act as a committee of honor to escort Senator Henry to the rostrum.

The Honorable Frank Hale, Justice of the Supreme Court, administered the oath of office to Senator Henry.

The President:

"Members of the Senate, ladies and gentlemen:

"It is always a very gratifying experience to be elected to a position, but when those who are the best suited to judge one's qualifications choose you, that is a true compliment, Al. I know that in choosing our good friend Al Henry for this position, that you are paying him a tribute for the outstanding service that he has rendered in the many years he has served in the Washington State Legislature.

"By this selection of Senator Al Henry as President Pro Tempore, you have guaranteed yourselves a legislative session that will have a most congenial and capable President Pro Tempore. My sincere congratulations also go to you, Senator Neill. Your colleagues paid you a splendid compliment. It's a pleasure to work with you, Al; and now it is my privilege to present you to the members of the Senate."

Senator Henry:

"Mr. President, fellow Senators, ladies and gentlemen:

"This is the second time that I have been so honored by this group, and I sincerely appreciate it. I think you all know that when I am presiding I will do my best to see that everybody receives equal, honest recognition from the floor.

"I might say that Senator McCutcheon, my long and true friend, practically broke all records when I was the President Pro Tempore in 1961. Inasmuch as Lieutenant Governor Vic Meyers had presided for twenty years and only had the decision of the Chair challenged once, you may recall that I had presided only some twenty minutes when Senator McCutcheon had challenged the decision of the Chair and almost broke the record!"

"However, it is a pleasure for me to accept this and to let you know that my only regret is that there couldn't be two President Pro Tempores because Senator Neill is one of the finest fellows I've ever met.

"Thank you very much."

The President declared the nominations were now in order for the office of Vice President Pro Tempore of the Senate.

Senator Dore:

"Mr. President, members of the Senate:

"In the event that the Lieutenant Governor should ever falter and his replacement, the newly elected President Pro Tempore should not be available I think it fitting that we should have ready a very capable replacement to serve in the capacity of Vice President Pro Tempore.

"The man who I am about to nominate is young in age but long in experience. He has served both in the House and Senate for eighteen years, eight in the House and ten in the Senate. He has held many important positions, perhaps the most distinguished of which is chairman of the Committee on Commerce, Manufacturing and Licenses for the past six years. You recently have tried to honor him by trying to send him an additional responsibility which failed by a very narrow margin but in the debate you were extremely flattering to the man I'm about to nominate for this important position, Senator George W. Kupka.

"The position has only recently been vacated. It has been held for some thirty-two years by the gentleman who was known as the dean of this Legislature. I am referring to none other than Senator David Cowen, who is not with us, of course this afternoon; and as a part of his duties, he tells me—my candidate—that he will take over some of the responsibilities of Senator Cowen. You may recall the practice that Senator Cowen had of giving each page and junior members of the delegation watches during the legislative session and he says for the same money he can get a better watch and we know, George, this is true so happy days are here again.

"Also as we all know, and for the benefit of the ladies in the gallery, George is one of the two bachelors that remain in our ranks, and he has traditionally fulfilled the function of chairman of the Wildlife Committee along with Senator Knoblauch.

"If you elect him, and I am sure that all of the Senators on both sides of the aisle will join in voting for our candidate, he is an intelligent, efficient, dedicated Senator and I am sure if you reward him with this position, he will serve with honor for all of us in a fair and impartial manner, except on party bills."

Senator Keefe:

"Mr. President and members of the Senate:

"I want to second the nomination of Senator George W. Kupka. I know he has served with dignity and that he will be fair to all. Something Senator Dore did omit is that Senator Kupka is very well to do as well as being a bachelor."

Senator Williams:

"Mr. President, members of the Senate:

"I am very pleased to place in nomination for our Vice President Pro Tempore the

name of a very able Senator from Lewis and now from part of Grays Harbor county. Senator Joe Chytil.

"As you know, Senator Chytil served four sessions in the House and now is starting his fourth session in the Senate. During this time he served very ably and among his other distinctions I think he is the only member of this body who has served this long a time on major interim committees, both the Legislative Budget Committee and the Legislative Council throughout the period of time he has been in the legislature. He is very highly regarded, I think you know, by members on both sides of the aisle for his ability and his willingness to work with both groups. He has been particularly outstanding in the budgetary field, which is a major problem we all have to contend with. He's an outstanding civic person in his community and would be an excellent person for this position. For all these reasons and many more, I am particularly honored to place in nomination the name of Senator Joe Chytil for this position."

Senator Guess:

"Mr. President and members of the Senate:

"I would like to second the nomination of Senator Joe Chytil and I would like to add to the accomplishments of this gentleman that he served on the Facilities Committee during the interim and, as you well know, the work of the Facilities Committee has affected all of us. The progress made during this interim will make this session a good deal easier for all of us. It is for this reason I desire to second the nomination of Senator Joe Chytil."

There being no further nominations, the President declared the nominations closed.

ROLL CALL

The Acting Secretary called the roll on the election of Vice President Pro Tempore, and Senator George W. Kupka was elected by the following vote: Senator Kupka, 28; Senator Chytil, 20; excused, 1.

Those voting for Senator Kupka were: Senators Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—28.

Those voting for Senator Chytil were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Kupka Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—20.

Excused: Senator Gissberg—1.

Senator Kupka, having received the constitutional majority vote of the Senate, was elected Vice President Pro Tempore of the Senate.

The President appointed Senators Knoblauch and Williams to act as a committee of honor to escort Senator Kupka to the rostrum.

The Acting Sergeant at Arms and the honor committee escorted Senator Kupka to the rostrum and Justice Hale administered the oath of office.

The President:

"Members of the Senate, ladies and gentlemen:

"Wisdom seems to be abounding within the Senate Chambers when the members nominate two such capable and respected members for this position as Senator Kupka and Senator Chytil. Certainly both of these men are deserving of this honor. Evidently Senator Kupka's distinguished record has guided you to this decision and we want to thank the people of Pierce county who have wisely sent you to Olympia so that you may accept this honor and continue to serve them with distinction.

"Senator Kupka, would you please address the members of the Senate?"

Senator Kupka:

"Mr. President, Judge Hale and members of the Senate:

"First of all I want to thank all of you for this complimentary position that you

have extended to me. I realize that I am following a person that has filled a large pair of shoes representing this Senate for many years. You all know that this position hasn't been available too often because he had it most of his time here or all the time as a matter of fact.

"Somebody asked me earlier, 'Just what is this position?'

"I had to think a little bit and right quick several people near me were kind enough to offer a few suggestions. It came up something like this. They said:

"When John Cherberg is out signing autographs when the Daffodil Queens and Blossom Queens are here and Al is not available toward the end of session when Senator Henry, like most of the rest of us, gets weary and tired and we nap a little bit, and if you can't wake him up, then you've got to come up here, and that's the extent of the position."

"It's certainly a pleasure to be with you. I have also served with all of you members and the members of the committees that I have served on, and I want to assure you that should the occasion arise when I should take over the gavel, that you will always be treated fairly and equitably.

"Thank you very much."

The President called for nominations for the office of Secretary of the Senate.

Senator Dore:

"Mr. President and members of the Senate:

"I don't like to monopolize the speaking, at least the first day, but I consider it an extreme honor and privilege to place in nomination the name of our Secretary, Ward Bowden.

"It is most fitting that we have Judge Hale at the head table, so to speak, who said those historic words that the legislature remains perhaps the most democratic form of government with the exception of the public schools; that it expresses the feelings of the people with greater clarity than any other institution, and from the legislative body, he goes on to say, we probably receive the benefit of our greatest presidents and ablest judges and legislators.

"In the state of Washington, unfortunately, at least two years ago and probably today, we don't have the necessary time to meet. We have crowded facilities and limited staffs. We are not able to do the job that is required of the largest business in the state. A billion dollar business in the state is being run by a part time board of directors of 150 people.

"But Ward Bowden decided to try in his way to do something about it last session and became executive secretary of the Facilities and Operations Committee. He worked in a dedicated manner in that regard and gave the benefit of his thirty-two years of experience in this capacity. In fact, he is the dean of all Senate secretaries, I understand. But he gave us the benefit of that wisdom and experience in trying to update our operation and make us more efficient. I think he was successful, and I think a great deal of credit should be given to him for the new offices we enjoy, for the pre-filing of bills, for the additional staff that we now have, which has been brought about by the members and the working of Ward Bowden.

"With this background in mind, it is with a great deal of honor and personal pleasure that I place in nomination the name of Ward Bowden for Secretary of the Senate."

Senator Neill:

"Mr. President and fellow Senators:

"I think it's fitting and proper in this two party adversary system that with our caucus officers and our floor work officers out here, that we each have our own candidates and we each play this game according to the rules. But when it comes to actually getting the work done and organization of the back rooms, there isn't much room for party politics. There's a job to be done and it has to be done in the most efficient and best manner possible. It is with a great deal of pleasure from the minority side, that we join in seconding the nomination of Ward Bowden to continue as Secretary of the Senate. He's done an admirable job. He has done the job without any partisanship whatsoever, and it is with extreme pleasure that I join in asking for the retention of Ward Bowden as Secretary of the Senate."

Senator Knoblauch:

"Mr. President and members of the Senate:

"Some twenty-eight years ago I had the privilege of being a fellow employee here in Olympia with Ward Bowden. I started in 1939 as an employee and became a member in 1941. I can say from my memory that Ward Bowden was an extremely fine man to work with, a fine man to the employees. I think that he has passed the test. He's an extremely fair man to all members of the Senate. He is extremely friendly to all of the members of the third house and most of all he is the type of a boss that any man or woman would like to have.

"What I am saying is that the employees throughout the years have liked and enjoyed the privilege of having as their boss, Ward Bowden, and so it is my privilege then to second the nomination of a very capable and able Secretary of the Senate, Ward Bowden."

There being no further nominations, the President declared the nominations for Secretary of the Senate to be closed.

ROLL CALL

The Acting Secretary called the roll on the election of Secretary of the Senate, and Ward Bowden was elected by the following vote: Ward Bowden, 48; excused, 1.

Those voting for Ward Bowden were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardèsich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused; Senator Gissberg—1.

Ward Bowden, having received the constitutional majority vote of the Senate, was elected Secretary of the Senate.

The President appointed an honor committee consisting of Senators Mardèsich and Peterson (Ted) to escort Ward Bowden to the rostrum.

Justice Hale administered the oath of office of Secretary of the Senate to Ward Bowden.

The President:

"Members of the Senate and the Honorable Secretary of the Senate:

"It was a close election, Ward, but we're happy that you won. For a moment we all thought that Judge Hale was going to steal you away and send you over to the House. We're glad that you made the correction.

"Your virtues and abilities have been described in glowing terms by a number of your friends from the floor. Every word spoken was true. I know that from a personal point of view, I appreciate your help and invaluable assistance a great deal, as do all of the members of the Senate. I am sure that the members of the Senate join with me in congratulating you and wishing you ever continued success in your position. We all know that you will conduct your office with initiative, with intelligence and with integrity. Thank you so much for being with us. Won't you come up and address the Senate, please?"

Mr. Bowden:

"Thank you, Governor Cherberg, Judge Hale and distinguished members of the Senate.

"I never come to this moment—and I think this is probably the sixth time that this honor has come to me—with a prepared speech. All I can say is that I want to thank every one of you for the support you have given me, and I will do my utmost to please you and make this machine work smoothly.

"Thank you very much."

The committees of honor came forward and escorted the President Pro Tempore and Vice President Pro Tempore from the rostrum.

APPOINTMENT OF STANDING COMMITTEES

The President announced the appointment of the standing committees of the Senate, and the Secretary read the following appointments:

Agriculture and Horticulture—(7)—Senator Donohue, Chairman; Senators Canfield, Chytil, Freise, Hanna, Knoblauch, McMillan.

Banks, Financial Institutions and Insurance—(16)—Senator Herrmann, Chairman; Senator Mardesich, Vice Chairman; Senators Connor, Cooney, Dore, Foley, Freise, Herr, Kupka, Marquardt, Morgan, Neill, Peterson (Lowell), Pritchard, Ryder, Twigg.

Cities, Towns and Counties—(15)—Senator Herr, Chairman; Senators Atwood, Chytil, Connor, Donohue, Dore, Durkan, Henry, Kupka, Peterson (Ted), Pritchard, Redmon, Talley, Uhlman, Williams.

Commerce, Manufacturing and Licenses—(8)—Senator Kupka, Chairman; Senators Connor, Guess, Herr, Keefe, Knoblauch, Marquardt, Peterson (Ted).

Constitution, Elections and Legislative Processes—(16)—Senator McCutcheon, Chairman; Senators Cooney, Donohue, Faulk, Greive, Herrmann, Keefe, Kupka, Lennart, Metcalf, McCormack, McMillan, Pritchard, Stender, Washington, Woodall.

Education—(12)—Senator Ridder, Chairman; Senators Andersen, Henry, Herrmann, Knoblauch, Metcalf, McCutcheon, McMillan, Peterson (Ted), Stender, Talley, Washington.

Higher Education and Libraries—(14)—Senator Sandison, Chairman; Senators Atwood, Canfield, Dore, Foley, Gissberg, Guess, Hallauer, Lewis, Mardesich, McCormack, Neill, Ryder, Uhlman.

Highways—(27)—Senator Washington, Chairman; Senator Henry, Vice Chairman; Senators Bailey, Donohue, Durkan, Faulk, Foley, Freise, Guess, Hallauer, Hanna, Herrmann, Keefe, Knoblauch, Lennart, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Sandison, Stender, Talley, Williams.

Judiciary—(16)—Senator Uhlman, Chairman; Senator Dore, Vice Chairman; Senators Andersen, Atwood, Durkan, Foley, Freise, Greive, Hanna, Herrmann, McCormack, McCutcheon, Neill, Twigg, Williams, Woodall.

Labor and Social Security—(8)—Senator Rasmussen, Chairman; Senators Bailey, Connor, Durkan, Faulk, Marquardt, Ridder, Stender.

Liquor Control—(7)—Senator Connor, Chairman; Senators Andersen, Dore, Henry, Kupka, Twigg, Woodall.

Medicine, Dentistry, Public Health, Air and Water Pollution—(16)—Senator McMillan, Chairman; Senators Andersen, Atwood, Connor, Cooney, Faulk, Greive, Hallauer, Herrmann, Keefe, Marquardt, Morgan, McCutcheon, Talley, Twigg, Woodall.

Natural Resources, Parks, Fisheries and Game Fish—(17)—Senator Peterson (Lowell), Chairman; Senators Bailey, Canfield, Cooney, Gissberg, Hallauer, Henry, Herr, Lennart, Lewis, Metcalf, Peterson (Ted), Rasmussen, Redmon, Sandison, Stender, Talley.

Public Institutions—(12)—Senator Morgan, Chairman; Senators Canfield, Faulk, Freise, Keefe, Knoblauch, Kupka, Metcalf, Peterson (Lowell), Redmon, Ridder, Sandison.

Public Utilities—(14)—Senator Mardesich, Chairman; Senators Chytil, Cooney, Gissberg, Guess, Hanna, Herrmann, Keefe, Lewis, McCormack, McCutcheon, McMillan, Rasmussen, Washington.

Rules and Joint Rules—(17)—President Cherberg, Chairman; Senators Bailey, Chytil, Cooney, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Keefe, Knoblauch, Lennart, Neill, Ryder, Talley, Woodall.

State Government—(10)—Senator Henry, Chairman; Senators Durkan, Hanna, Knoblauch, Lewis, Metcalf, Redmon, Ryder, Uhlman, Washington.

Ways and Means—(29)—Senator Durkan, Chairman; (*Appropriations*)—Senator Dore, Chairman; Senators Atwood, Bailey, Canfield, Chytil, Donohue, Foley, Guess, Hallauer, Herr, Lennart, Lewis, Morgan, Neill, Ridder, Sandison, Uhlman. (*Rèvenue and Taxation*)—Senator McCormack, Chairman; Senators Andersen, Cooney, Gissberg, Greive, Mardesich, McMillan, Rasmussen, Ryder, Williams, Woodall. (*Claims and Auditing*)—Senator Durkan, Chairman; Senators Atwood, Dore, Foley, Gissberg, Greive, Neill, Woodall.

MOTION

It was moved by Senator Greive that the standing committee appointments as announced be confirmed.

It was moved by Senator Ryder that the motion be amended and that the names of Senators Pritchard and Twigg be added to the Committee on Public Utilities.

Debate ensued.

Senator Ryder demanded a roll call and the demand was sustained by Senators Woodall, Neill, Freise, Atwood, Redmon, Lewis, Lennart, Chytil and Peterson (Ted).

ROLL CALL

The Secretary called the roll on the motion by Senator Ryder to add the names of Senators Pritchard and Twigg to the Committee on Public Utilities and the motion was lost by the following vote: Yeas, 22; nays, 26; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Herrmann, Lennart, Lewis, McMillan, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—22.

Those voting nay were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Greive, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—26.

Excused: Senator Gissberg—1.

The motion by Senator Greive was carried and the committee appointments were confirmed.

MOTION

At 1:50 p.m., on motion of Senator Greive, the Senate recessed until 3:15 p.m.

AFTERNOON SESSION

The President called the Senate to order at 3:15 p.m.

Senators Greive, Peterson (Lowell) and Talley demanded a Call of the Senate, and the call was sustained.

CALL OF THE SENATE

The Acting Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Gissberg and Henry.

On motion of Senator Greive, Senators Gissberg and Henry were excused.

POINT OF PARLIAMENTARY INQUIRY

Senator Woodall:

"Mr. President, point of parliamentary inquiry."

The President:

"The Senator will state his point of parliamentary inquiry."

Senator Woodall:

"Does the Acting Sergeant at Arms who has not yet taken the oath have the power to arrest and bring before the bar of the Senate Senators who are at this moment absent?"

The President:

"The President believes only if he is big enough, strong enough and able enough. Yes, Senator, I am sure the Sergeant at Arms can carry out the directions of the President and of the Senate."

MOTION

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, ladies and gentlemen:

"Present in the Senate Chamber today is a distinguished and honored member of the official family of the city of Olympia, the Honorable Neil McKay."

The President appointed a committee of honor consisting of Senators Lewis and Uhlman to escort Mayor McKay to the rostrum.

Mayor McKay:

"Mr. President, Judge Hale, members of the Senate:

"On behalf of the city of Olympia, I want to extend a very cordial welcome to you from our city for your fortieth session. I hope you have a very pleasant and profitable session and that you will gladly come back to Olympia for the forty-first session.

"On behalf of the city of Olympia and personally, I want to invite you to be our guests at the Legislative Ball which will be held at the Tyeel Motel on Wednesday, January 11th. Your guest tickets to the inaugural ball have already been delivered to your Sergeant at Arms so you can pick them up from him and we hope that you will come enjoy the evening with us at the Legislative Ball.

"We hope you have a very successful legislative session and we look forward to seeing you again.

"Thank you very much."

The committee of honor escorted Mayor McKay from the rostrum.

The President declared nominations for the office of Sergeant at Arms of the Senate now in order.

Senator Herrmann:

"Mr. President, members of the Senate:

"It is an honor for me to substitute for the President Pro Tempore who was going to make the nomination speech for my friend, Charlie Johnson. I think all of us who have worked with Charlie over the years realize how well he has served us. I think that his work and his record in serving the Senators in honoring every reasonable request that we have made of him or his assistants speaks for itself, and I want to emphasize his record, his record in serving us here, not only while we are in session, but I think any one of you regardless of party regardless of seniority, who have had any matters that required attention here in Olympia and have asked the personal services of Charlie Johnson have found that they have always been honored.

"He has always done his work efficiently and with proper dispatch. I think that the work he has done in the past merits his reelection to the post. At this time, therefore, I want to place in nomination for Sergeant at Arms the name of Charlie Johnson."

Senator Kupka:

"Mr. President, lady and gentlemen of the Senate:

"I didn't think my duties were going to come so fast, but I noticed the President Pro Tempore is out of his seat and he was supposed to do the work Senator Herrmann is doing. I think you are overstepping my duties a little bit, so I'll take the liberty of seconding the nomination and fill in where Senator Henry should have."

Senator Lennart:

"Mr. President, lady and gentlemen of the Senate:

"I take a great deal of pleasure in nominating Newt Fry whom I have known since

early days. He is a man of high integrity, trusted by all. I hope that all of you will support my nomination and I know all of you will be happy except Charlie Johnson. But regardless of this, if you don't support him, I would even suggest that I will lead the winner to the rostrum. I carry no grudges.

"Thank you."

There being no further nominations, the President declared the nominations for Sergeant at Arms to be closed.

ROLL CALL

The Secretary called the roll on the election of Sergeant at Arms of the Senate and Charles Johnson was elected by the following vote: Charles Johnson, 27; Newton Fry, 20; excused, 2.

Those voting for Charles Johnson were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Greive, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—27.

Those voting for Newton Frye were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—20.

Excused: Senators Gissberg, Henry—2.

The President declared that Charles Johnson, having received the constitutional majority vote of the Senate, was elected Sergeant at Arms of the Senate.

The President appointed an honor committee consisting of Senators Herrmann and Twigg to escort Charles Johnson to the rostrum.

Justice Hale administered the oath of office of Sergeant at Arms to Charles Johnson.

The President:

"Members of the Senate, ladies and gentlemen:

"A manual or digest, to be all inclusive of the many duties of the Sergeant at Arms, would encompass many reams of paper and would probably consist of a number of volumes. It is accurate to say that the duties of a Sergeant at Arms have no bounds. But I am sure the President and the members of the Senate are in accord that Charlie Johnson fulfills the duties and obligations of this position in a most commendable manner, and Charlie, you have the congratulations and best wishes of every member of the Senate and those of the President. It's a comfort to have you with us."

Mr. Johnson:

"Mr. President and members of the Senate:

"It's a very great pleasure to be here again and serve you gentlemen. I thought there was something going on when you didn't nominate me or elect me before we recessed for lunch, and when I came back and only fifteen Senators were here, I knew there must be something going on. I had a wonderful lunch at dinnertime or dinner at lunchtime. It was ruined by what happened.

"You gentlemen over there, I'm sure I'll serve you well, and you gentlemen over here know I'll serve you well."

The honor committee escorted Charles Johnson from the rostrum.

The Secretary read:

SENATE RESOLUTION

1967 - 2

By Senators Neill and Greive:

Resolved, That a committee of three be appointed to notify the House that the Senate is now organized and ready to transact business.

On motion of Senator Greive, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Morgan, Pritchard and Uhlman to serve as a committee of three to notify the House that the Senate was organized and ready for business.

On motion of Senator Greive, the appointees were confirmed.

The committee retired.

The committee of Honor approached the rostrum and escorted Justice Frank Hale from the rostrum to his chambers.

The Secretary read:

SENATE RESOLUTION

1967 - 3

By Senators Greive and Neill:

Resolved, That the courtesies of the Senate are hereby extended to all former presidents, former members and secretaries of the Senate.

On motion of Senator Greive, the resolution was adopted.

The Secretary read:

SENATE RESOLUTION

1967 - 4

By Senators Durkan and Ryder:

Be It Resolved, That the state treasurer and budget director be, and they are hereby directed to draw their warrants for payment of the members' subsistence allowance every seventh day of the session upon subsistence payrolls which shall be certified to by the President and Secretary of the Senate, and they are hereby authorized and directed to deliver the warrants to the Secretary of the Senate, taking their receipt therefor.

On motion of Senator Durkan, the resolution was adopted.

MOTION

It was moved by Senator Freise that the rules be suspended and that the name of Senator James A. Andersen replace the name of Senator Albert C. Thompson on all bills prefiled by Senator Thompson where Senator Thompson's name appeared on the bills.

Debate ensued.

The motion was carried.

The Secretary read:

SENATE RESOLUTION

1967 - 5

By Senators Sandison and Peterson (Ted):

Be It Resolved, That the state treasurer and budget director be, and they are hereby directed to draw their warrants for the payment of salaries of the employees of the Senate every seventh day of the session upon salary payrolls which shall be certified to by the President and Secretary of the Senate, and the state treasurer is authorized and directed to deliver the warrants to the Secretary of the Senate, taking his receipt therefor.

On motion of Senator Sandison, the resolution was adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 1, by Senators Durkan, Foley and Gissberg:

An Act relating to state government; making appropriations for salary adjustments and employee benefits for the period beginning February 1, 1967 and ending June 30, 1967; and declaring an emergency.

MOTION

On motion of Senators Durkan and Woodall, the rules were suspended to permit the following additional names as sponsors to Senate Bill No. 1: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams and Woodall.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 1 was advanced to second reading and read the second time in full.

On motion of Senator Greive, Senate Bill No. 1 on second reading was made a special order of business for 4:20 p.m.

Senate Bill No. 2, by Senator Gissberg (by Legislative Council request):

An Act relating to state government and the governor's advisory committee on salaries; and amending section 43.03.028, chapter 8, Laws of 1965 and RCW 43.03.028.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 3, by Senators Woodall and Greive (by Legislative Council request):

An Act relating to commitment to imprisonment in county jails for failure to pay fines and costs; amending section 147, page 124, Laws of 1854 as last amended by section 84, chapter 28, Laws of 1891, and RCW 10.82.030; and amending section 151, page 124, Laws of 1854 as last amended by the second paragraph of section 1, page 38, Laws of 1883, and RCW 10.82.040.

Referred to Committee on Public Institutions.

Senate Bill No. 4, by Senators Gissberg and Woodall (by Legislative Council request):

An Act relating to revenue and taxation; amending section 84.40.040, chapter 15, Laws of 1961 and RCW 84.40.040; amending section 84.40.060, chapter 15, Laws of 1961 and RCW 84.40.060; amending section 84.40.130, chapter 15, Laws of 1961 and RCW 84.40.130; amending section 84.40.190, chapter 15, Laws of 1961 and RCW 84.40.190; and adding a new section to chapter 15, Laws of 1961 and to chapter 84.40 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 5, by Senators Talley, Williams and Peterson (Ted) (by Legislative Council request):

An Act relating to parks and recreation; and amending section 43.51.040, chapter 8, Laws of 1965 and RCW 43.51.040.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 6, by Senators Talley, Williams and Peterson (Ted) (by Legislative Council request):

An Act relating to recreational devices designed for conveyance of per-

sons; amending section 2, chapter 327, Laws of 1959 and RCW 70.88.020; amending section 3, chapter 327, Laws of 1959 and RCW 70.88.030; amending section 4, chapter 327, Laws of 1959 as amended by section 2, chapter 85, Laws of 1965 extraordinary session and RCW 70.88.040; amending section 5, chapter 327, Laws of 1959 and RCW 70.88.050; amending section 6, chapter 327, Laws of 1959 and RCW 70.88.060; amending section 7, chapter 327, Laws of 1959 as amended by section 2, chapter 253, Laws of 1961 and RCW 70.88.070; amending section 9, chapter 327 Laws of 1959 and RCW 70.88.090; repealing section 10, chapter 327, Laws of 1959 and RCW 70.88.100; adding a new section to chapter 327, Laws of 1959 and chapter 70.88 RCW; prescribing penalties; and declaring an emergency.

Referred to Committee on Labor and Social Security.

Senate Bill No. 7, by Senators Andersen and Keefe (by Legislative Council request):

An Act relating to state government; providing for reports and audits concerning concessions granted by the parks and recreation commission; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.51 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 8, by Senators Talley and Williams (by Legislative Council request):

An Act relating to county boundaries; creating a county boundary advisory commission; prescribing powers, duties and functions; and authorizing counties to allocate funds.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 9, by Senators Gissberg and Woodall (by Legislative Council request):

An Act relating to charitable trusts and similar relationships; and providing penalties for violations relating thereto.

Referred to Committee on Judiciary.

REPORT OF SPECIAL COMMITTEE

The special committee consisting of Senators Morgan, Uhlman and Pritchard appeared before the bar of the Senate and reported that the House had been notified that the Senate was organized and ready to transact business.

The report was received and the committee was discharged.

Senate Bill No. 10, by Senator Atwood:

An Act relating to small claims in justice courts; amending section 1, chapter 187, Laws of 1919 as amended by section 1, chapter 123, Laws of 1963 and RCW 12.40.010.

Referred to Committee on Judiciary.

Senate Bill No. 11, by Senator Atwood:

An Act relating to motor vehicles; empowering officers of the Washington state patrol to require motor vehicle drivers to stop and display their drivers' licenses and/or submit their motor vehicles to inspections and tests; adding a new section to chapter 12, Laws of 1961 and to chapter 46.64 RCW; and declaring an emergency.

Referred to Committee on Judiciary.

Senate Bill No. 12, by Senators Greive and Metcalf:

An Act relating to solicitation of business by telephone; and prescribing penalties.

Referred to Committee on Public Utilities.

Senate Bill No. 13, by Senator Greive:

An Act relating to residential waterfront view property; limiting the height of buildings which obstruct scenic views; and providing that persons whose waterfront view is obstructed shall be entitled to damages for such loss.

Referred to Committee on Judiciary.

Senate Bill No. 14, by Senator Morgan:

An Act relating to community property.

Referred to Committee on Judiciary.

Senate Bill No. 15, by Senator Morgan:

An Act relating to motor vehicles; requiring persons operating or riding upon motorcycles or motor-driven cycles to wear safety helmets; providing for the approval of safety helmets; and adding new sections to chapter 12, Laws of 1961 and to Title 46 RCW.

Referred to Committee on Highways.

Senate Bill No. 16, by Senator Morgan:

An Act relating to guardianships; and adding a new section to chapter 145, Laws of 1965 and to chapter 11.88 RCW.

Referred to Committee on Judiciary.

Senate Bill No. 17, by Senator Morgan:

An Act relating to civil actions and procedure; permitting women to sue alone in actions for personal injuries; and amending section 5, page 131, Laws of 1854, as last amended by section 6, Code of 1881, and RCW 4.08.030.

Referred to Committee on Judiciary.

Senate Bill No. 18, by Senators Woodall and Gissberg (by Legislative Council request):

An Act relating to garnishment in justice courts; amending section 1, chapter 160, Laws of 1909, as amended by section 1, chapter 126, Laws of 1911, and RCW 12.32.010; amending section 2, chapter 160, Laws of 1909, as last amended by section 1, chapter 109, Laws of 1913, and RCW 12.32.020; amending section 3, chapter 160, Laws of 1909, as amended by section 3, chapter 126, Laws of 1911, and RCW 12.32.030; amending section 4, chapter 160, Laws of 1909, as amended by section 4, chapter 126, Laws of 1911 and RCW 12.32.040; amending section 5, chapter 160, Laws of 1909 and RCW 12.32.050; amending section 6, chapter 160, Laws of 1909, as last amended by section 1, chapter 218, Laws of 1961, and RCW 12.32.060; amending section 7, chapter 160, Laws of 1909 and RCW 12.32.070; amending section 10, chapter 160, Laws of 1909 and RCW 12.32.100; and adding a new section to chapter 160, Laws of 1909 and to chapter 12.32 RCW.

Referred to Committee on Judiciary.

Senate Bill No. 19, by Senators Woodall and Gissberg (by Legislative Council request):

An Act relating to garnishment; amending section 4, chapter 56, Laws of 1893 and RCW 7.32.040; amending section 3, chapter 15, Laws of 1933 and

RCW 7.32.080; amending section 4, chapter 15, Laws of 1933 and RCW 7.32.090; amending section 6, chapter 56, Laws of 1893 and RCW 7.32.100; amending section 7, chapter 56, Laws of 1893 as amended by section 1, chapter 68, Laws of 1903 and RCW 7.32.110; amending section 8, chapter 56, Laws of 1893, as last amended by section 1, chapter 267, Laws of 1959, and RCW 7.32.120; amending section 9, chapter 56, Laws of 1893 as amended by section 2, chapter 44, Laws of 1933 extraordinary session, and RCW 7.32.130; amending section 10, chapter 56, Laws of 1893 and RCW 7.32.150; amending section 11, chapter 56, Laws of 1893 and RCW 7.32.160; amending section 13, chapter 56, Laws of 1893 and RCW 7.32.180; amending section 15, chapter 56, Laws of 1893 and RCW 7.32.200; amending section 17, chapter 56, Laws of 1893 and RCW 7.32.220; amending section 19, chapter 56, Laws of 1893 and RCW 7.32.240; amending section 25, chapter 56, Laws of 1893 and RCW 7.32.300; amending section 26, chapter 56, Laws of 1893 and RCW 7.32.310; adding a new section to chapter 56, Laws of 1893 and to chapter 7.32 RCW; and repealing section 5, chapter 56, Laws of 1893 and RCW 7.32.050.

Referred to Committee on Judiciary.

Senate Bill No. 20, by Senators Woodall and Gissberg (by Legislative Council request):

An Act relating to civil procedure; and amending sections 55 and 56, page 14, Laws of 1869 as last amended by section 54, Code of 1881, and RCW 4.12.090.

Referred to Committee on Judiciary.

Senate Bill No. 21, by Senators Neill and Freise:

An Act relating to public highways; authorizing and directing the state highway commission to make a feasibility study in Whitman county; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 22, by Senator Foley:

An Act relating to state colleges; establishing a new state college; amending section 2, chapter 147, Laws of 1957, as amended by section 2, chapter 62, Laws of 1961, and RCW 28.81.010; amending section 3, chapter 13, Laws of 1961 extraordinary session, as last amended by section 1, chapter 147, Laws of 1965 extraordinary session, and RCW 28.81.080; amending section 4, chapter 13, Laws of 1961 extraordinary session, as amended by section 2, chapter 76, Laws of 1965, and RCW 28.81.085; amending section 1, chapter 14, Laws of 1961 extraordinary session, and RCW 28.81.500; amending section 2, chapter 14, Laws of 1961 extraordinary session, and RCW 28.81.510; amending section 5, chapter 14, Laws of 1961 extraordinary session, and RCW 28.81.540; amending section 1, chapter 76, Laws of 1965 and RCW 28.81.551; amending section 1, chapter 104, Laws of 1947 and RCW 28.76.020; amending section 1, chapter 34, Laws of 1949 and RCW 28.76.120; repealing section 1, chapter 13, Laws of 1933, as amended by section 1, chapter 109, Laws of 1947, and RCW 28.81.052; section 1, chapter 108, Laws of 1947, as amended by section 2, chapter 34, Laws of 1949, and RCW 28.81.053; section 1, chapter 109, Laws of 1963 and RCW 28.81.054; adding new sections to chapter 28.81 RCW; and making an appropriation therefore.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 23, by Senators Woodall and Greive (by Legislative Council request):

An Act relating to proprietary schools; providing for supervision regulation, licensing and bonding of proprietary schools and their agents; and prescribing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 24, by Senator Gissberg:

An Act relating to motor vehicles; providing for an occupational driver's license; adding a new section to chapter 169, Laws of 1963 and to chapter 46.29 RCW; and amending section 46.20.390, chapter 12, Laws of 1961 and RCW 46.20.390.

Referred to Committee on Highways.

Senate Bill No. 25, by Senator Greive:

An Act relating to state government; providing for the subsistence and lodging of members of the legislature and the president of the senate; amending section 1, chapter 173, Laws of 1941, as last amended by section 6, chapter 127, Laws of 1965 extraordinary session and RCW 44.04.080; making an appropriation; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 26, by Senator Andersen:

An Act relating to public lands; amending section 4, chapter 178, Laws of 1961 and RCW 79.64.040; and repealing section 8, chapter 178, Laws of 1961 and RCW 79.64.080.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 27, by Senator Morgan:

An Act relating to highways; directing construction of part of primary state highway No. 21 as a fully controlled limited access highway; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 28, by Senators Durkan, Sandison and Metcalf (by Legislative Council request):

An Act relating to fire protection districts; amending section 3, chapter 13, Laws of 1963 extraordinary session and RCW 52.16.170; and adding new sections to chapter 24, Laws of 1951 second extraordinary session and to chapter 52.16 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 29, by Senator Uhlman:

An Act creating the office of ombudsman and prescribing powers, duties, functions and procedures in relation thereto.

Referred to Committee on Judiciary.

Senate Bill No. 30, by Senator Herrmann:

An Act relating to savings and loan associations; amending section 11, chapter 235, Laws of 1945, and RCW 33.08.100; amending section 49, chapter 235, Laws of 1945 as last amended by section 3, chapter 246, Laws of 1963, and RCW 33.12.090; amending section 57, chapter 235, Laws of 1945 as last amended by section 3, chapter 222, Laws of 1961, and RCW 33.12.130; amending section 70, chapter 235, Laws of 1945, and RCW 33.24.130; amending section 72, chapter 235, Laws of 1945, as amended by section 5, chapter 280, Laws of 1959, and RCW 33.24.150; amending section 9, chapter 122, Laws

of 1955 and RCW 33.48.080; adding two new sections to chapter 235, Laws of 1945, and to chapter 33.24 RCW; and repealing section 50, chapter 235, Laws of 1945, section 3, chapter 20, Laws of 1949, section 4, chapter 71, Laws of 1953, and RCW 33.12.100.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 31, by Senators Dore and Connor:

An Act relating to intoxicating liquor and alcoholism; increasing certain license fees; providing for disbursement of certain moneys to the department of health; amending section 77, chapter 62, Laws of 1933 extraordinary session, as last amended by section 2, chapter 143, Laws of 1965 extraordinary session and RCW 66.08.180; amending section 23-M, chapter 62, Laws of 1933 extraordinary session as added by section 1, chapter 217, Laws of 1937, as amended by section 1, chapter 220, Laws of 1941, and RCW 66.24.320; amending section 23-N, chapter 62, Laws of 1933 extraordinary session as added by section 1, chapter 217, Laws of 1937, as amended by section 2, chapter 220, Laws of 1941, and RCW 66.24.330; amending section 23-O, chapter 62, Laws of 1933 extraordinary session as added by section 1, chapter 217, Laws of 1937, as amended by section 3, chapter 220, Laws of 1941, and RCW 66.24.340; amending section 23-P, chapter 62, Laws of 1933 extraordinary session as added by section 1, chapter 217, Laws of 1937 and RCW 66.24.350; amending section 23-Q, chapter 62, Laws of 1933 extraordinary session as added by section 1, chapter 217, Laws of 1937 and RCW 66.24.360; amending section 23-R, chapter 62, Laws of 1933 extraordinary session as added by section 1, chapter 217, Laws of 1937 and RCW 66.24.370; and providing an effective date.

Referred to Committee on Liquor Control.

Senate Bill No. 32, by Senators Gissberg, Williams and Talley (by Legislative Council request):

An Act relating to cities and towns; and amending section 35.02.010, chapter 7, Laws of 1965 and RCW 35.02.010.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 33, by Senator Peterson (Lowell):

An Act relating to the donation of lands to the United States government for the development of a national historical park.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 34, by Senators Stender, Bailey and Greive:

An Act relating to port districts; and providing for collective bargaining between port districts and employee organizations and the arbitration of jurisdictional disputes.

Referred to Committee on Labor and Social Security.

Senate Bill No. 35, by Senators Woodall, Greive and Gissberg (by Legislative Council request):

An Act relating to interest and usury; amending section 7, chapter 80, Laws of 1899 and RCW 19.52.030; adding new sections to chapter 80, Laws of 1899 and to chapter 19.52 RCW; defining crimes; prescribing penalties; and providing an effective date.

Referred to Committee on Judiciary.

Senate Bill No. 36, by Senator Lewis (by Departmental request):

An Act relating to motor vehicles; amending section 46.04.370, chapter 12, Laws of 1961 and RCW 46.04.370; amending section 46.04.680, chapter 12, Laws of 1961 and RCW 46.04.680; amending section 46.08.110, chapter 12, Laws of 1961 and RCW 46.08.110; amending section 46.08.130, chapter 12, Laws of 1961 and RCW 46.08.130; amending section 29, chapter 21, Laws of 1961 first extraordinary session as amended by section 1, chapter 28, Laws of 1965 and RCW 46.08.200; amending section 46.12.010, chapter 12, Laws of 1961 and RCW 46.12.010; amending section 46.12.020, chapter 12, Laws of 1961 and RCW 46.12.020; amending section 46.12.030, chapter 12, Laws of 1961 and RCW 46.12.030; amending section 46.12.050, chapter 12, Laws of 1961 and RCW 46.12.050; amending section 46.12.100, chapter 12, Laws of 1961 and RCW 46.12.100; amending section 46.12.200, chapter 12, Laws of 1961 and RCW 46.12.200; amending section 46.12.220, chapter 12, Laws of 1961 and RCW 46.12.220; amending section 46.12.230, chapter 12, Laws of 1961 and RCW 46.12.230; amending section 46.16.020, chapter 12, Laws of 1961 as amended by section 1, chapter 106, Laws of 1965 first extraordinary session and RCW 46.16.020; amending section 46.16.030, chapter 12, Laws of 1961 and RCW 46.16.030; amending section 46.16.040, chapter 12, Laws of 1961 and RCW 46.16.040; amending section 46.16.137, chapter 12, Laws of 1961 and RCW 46.16.137; amending section 46.16.240, chapter 12, Laws of 1961 and RCW 46.16.240; amending section 46.16.260, chapter 12, Laws of 1961 and RCW 46.16.260; amending section 46.16.280, chapter 12, Laws of 1961 and RCW 46.16.280; amending section 46.16.320, chapter 12, Laws of 1961 and RCW 46.16.320; amending section 46.16.330, chapter 12, Laws of 1961 and RCW 46.16.330; amending section 46.16.340, chapter 12, Laws of 1961 and RCW 46.16.340; amending section 46.16.350, chapter 12, Laws of 1961 and RCW 46.16.350; amending section 1, chapter 201, Laws of 1961 and RCW 46.16.370; amending section 1, chapter 128, Laws of 1961 and RCW 46.16.380; amending section 46.20.070, chapter 12, Laws of 1961 as amended by section 9, chapter 39, Laws of 1963 and RCW 46.20.070; amending section 46.20.220, chapter 12, Laws of 1961 and RCW 46.20.220; amending section 46.20.300, chapter 12, Laws of 1961 and RCW 46.20.300; amending section 46.20.320, chapter 12, Laws of 1961 and RCW 46.20.320; amending section 46.20.380, chapter 12, Laws of 1961 and RCW 46.20.380; amending section 46.20.390, chapter 12, Laws of 1961 and RCW 46.20.390; amending section 46.20.400, chapter 12, Laws of 1961 and RCW 46.20.400; amending section 46.20.410, chapter 12, Laws of 1961 and RCW 46.20.410; amending section 2, chapter 134, Laws of 1961 and RCW 46.20.420; amending section 2, chapter 120, Laws of 1963 and RCW 46.21.020; amending section 11, chapter 169, Laws of 1963 and RCW 46.29.110; amending section 18, chapter 169, Laws of 1963 and RCW 46.29.180; amending section 30, chapter 169, Laws of 1963 and RCW 46.29.300; amending section 33, chapter 169, Laws of 1963 and RCW 46.29.330; amending section 35, chapter 169, Laws of 1963 and RCW 46.29.350; amending section 36, chapter 169, Laws of 1963 and RCW 46.29.360; amending section 37, chapter 169, Laws of 1963 and RCW 46.29.370; amending section 40, chapter 169, Laws of 1963 and RCW 46.29.400; amending section 41, chapter 169, Laws of 1963 and RCW 46.29.410; amending section 43, chapter 169, Laws of 1963 and RCW 46.29.430; amending section 44, chapter 169, Laws of 1963 as amended by section 6, chapter 124, Laws of 1965 and RCW 46.29.440; amending section 46.32.010, chapter 12, Laws of 1961 and RCW

46.32.010; amending section 46.37.005, chapter 12, Laws of 1961 and RCW 46.37.005; amending section 46.44.045, chapter 12, Laws of 1961 as amended by section 34, chapter 21, Laws of 1961 first extraordinary session and RCW 46.44.045; amending section 46.44.095, chapter 12, Laws of 1961 as last amended by section 38, chapter 170, Laws of 1965 first extraordinary session and RCW 46.44.095; amending section 46.44.100, chapter 12, Laws of 1961 and RCW 46.44.100; amending section 46.52.020, chapter 12, Laws of 1961 and RCW 46.52.020; amending section 46.52.030, chapter 12, Laws of 1961 as amended by section 1, chapter 119, Laws of 1965 first extraordinary session and RCW 46.52.030; amending section 46.52.040, chapter 12, Laws of 1961 and RCW 46.52.040; amending section 46.52.060, chapter 12, Laws of 1961 and RCW 46.52.060; amending section 46.52.070, chapter 12, Laws of 1961 and RCW 46.52.070; amending section 46.52.080, chapter 12, Laws of 1961 as amended by section 3, chapter 119, Laws of 1965 first extraordinary session and RCW 46.52.080; amending section 46.52.090, chapter 12, Laws of 1961 and RCW 46.52.090; amending section 46.52.100, chapter 12, Laws of 1961 and RCW 46.52.100; amending section 46.52.110, chapter 12, Laws of 1961 as last amended by section 2, chapter 23, Laws of 1965 first extraordinary session and RCW 46.52.110; amending section 46.52.120, chapter 12, Laws of 1961 and RCW 46.52.120; amending section 27, chapter 21, Laws of 1961 first extraordinary session as amended by section 65, chapter 169, Laws of 1963 and RCW 46.52.130; amending section 28, chapter 21, Laws of 1961 first extraordinary session as amended by section 66, chapter 169, Laws of 1963 and RCW 46.52.140; amending section 46.56.190, chapter 12, Laws of 1961 and RCW 46.61.020; amending section 46.60.260, chapter 12, Laws of 1961 and RCW 46.61.265; amending section 59, chapter 155, Laws of 1965 first extraordinary session and RCW 46.61.500; amending section 62, chapter 155, Laws of 1965 first extraordinary session and RCW 46.61.515; amending section 46.56.030, chapter 12, Laws of 1961 and RCW 46.61.525; amending section 46.64.015, chapter 12, Laws of 1961 and RCW 46.64.015; amending section 23, chapter 121, Laws of 1965 first extraordinary session and RCW 46.64.025; amending section 46.64.030, chapter 12, Laws of 1961 and RCW 46.64.030; amending section 46.68.010, chapter 12, Laws of 1961 and RCW 46.68.010; amending section 46.68.090, chapter 12, Laws of 1961 as amended by section 5, chapter 7, Laws of 1961 first extraordinary session and RCW 46.68.090; amending section 46.68.120, chapter 12, Laws of 1961 as amended by section 12, chapter 120, Laws of 1965 first extraordinary session and RCW 46.68.120; amending section 46.70.020, chapter 12, Laws of 1961 as amended by section 2, chapter 68, Laws of 1965 and RCW 46.70.020; amending section 46.70.060, chapter 12, Laws of 1961 and RCW 46.70.060; amending section 46.70.110, chapter 12, Laws of 1961 and RCW 46.70.110; amending section 46.70.140, chapter 12, Laws of 1961 and RCW 46.70.140; amending section 46.72.020, chapter 12, Laws of 1961 and RCW 46.72.020; amending section 46.72.030, chapter 12, Laws of 1961 and RCW 46.72.030; amending section 46.72.040, chapter 12, Laws of 1961 and RCW 46.72.040; amending section 46.72.050, chapter 12, Laws of 1961 and RCW 46.72.050; amending section 46.72.070, chapter 12, Laws of 1961 and RCW 46.72.070; amending section 46.72.080, chapter 12, Laws of 1961 and RCW 46.72.080; amending section 46.72.100, chapter 12, Laws of 1961 and RCW 46.72.100; amending section 46.72.110, chapter 12, Laws of 1961 and RCW 46.72.110; amending section 46.72.120, chapter 12, Laws of 1961 and RCW 46.72.120; amending section 46.72.130, chapter 12,

Laws of 1961 and RCW 46.72.130; amending section 46.72.140, chapter 12, Laws of 1961 and RCW 46.72.140; amending section 46.76.020, chapter 12, Laws of 1961 and RCW 46.76.020; amending section 46.76.030, chapter 12, Laws of 1961 and RCW 46.76.030; amending section 46.76.070, chapter 12, Laws of 1961 and RCW 46.76.070; amending section 46.80.020, chapter 12, Laws of 1961 and RCW 46.80.020; amending section 46.80.030, chapter 12, Laws of 1961 and RCW 46.80.030; amending section 46.80.040, chapter 12, Laws of 1961 and RCW 46.80.040; amending section 46.80.050, chapter 12, Laws of 1961 and RCW 46.80.050; amending section 46.80.070, chapter 12, Laws of 1961 and RCW 46.80.070; amending section 46.80.080, chapter 12, Laws of 1961 and RCW 46.80.080; amending section 46.80.090, chapter 12, Laws of 1961 and RCW 46.80.090; amending section 46.80.100, chapter 12, Laws of 1961 and RCW 46.80.100; amending section 46.80.110, chapter 12, Laws of 1961 and RCW 46.80.110; amending section 46.80.130, chapter 12, Laws of 1961 as amended by section 1, chapter 117, Laws of 1965 and RCW 46.80.130; amending section 46.80.140, chapter 12, Laws of 1961 and RCW 46.80.140; amending section 46.80.150, chapter 12, Laws of 1961 and RCW 46.80.150; amending section 46.82.010, chapter 12, Laws of 1961 and RCW 46.82.010; amending section 46.82.060, chapter 12, Laws of 1961 as amended by section 4, chapter 214, Laws of 1961 and RCW 46.82.060; amending section 46.82.070, chapter 12, Laws of 1961 as amended by section 2, chapter 214, Laws of 1961 and RCW 46.82.070; amending section 46.82.090, chapter 12, Laws of 1961 and RCW 46.82.090; amending section 46.82.120, chapter 12, Laws of 1961 and RCW 46.82.120; amending section 46.82.190, chapter 12, Laws of 1961 and RCW 46.82.190; amending section 46.82.210, chapter 12, Laws of 1961 and RCW 46.82.210; amending section 3, chapter 106, Laws of 1963 and RCW 46.85.030; amending section 10, chapter 106, Laws of 1963 and RCW 46.85.100; amending section 23, chapter 106, Laws of 1963 and RCW 46.85.230; amending section 29, chapter 106, Laws of 1963 and RCW 46.85.290; directing the recodification of certain sections; repealing section 46.16.005, chapter 12, Laws of 1961 and RCW 46.16.005; and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 37, by Senator Lennart:

An Act relating to food fish and shellfish; providing for personal use food fish and shellfish licenses and personal use shellfish only licenses; designating the uses of moneys received from license fees; adding new sections to chapter 12, Laws of 1955 and to chapter 75.28 RCW; creating a fisheries account within the general fund; providing penalties; and providing an effective date.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Joint Resolution No. 1, by Senator Uhlman:

Amending Constitution to change vote requirements on excess levies.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 2, by Senator Uhlman:

Amending Constitution to allow school district excess levies to be made on a two-year basis.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 3, by Senator Uhlman:

Amending Constitution to change voting requirements as to excess levies.

Referred to Committee on Constitution, Elections and Legislative Processes.

COMMITTEE FROM THE HOUSE

A committee from the House consisting of Representatives Charette, Bledsoe and Elicker appeared before the bar of the Senate to notify the Senate that the House was organized and ready to do business.

The report was received and the committee retired.

Senate Joint Resolution No. 4, by Senators Herr, Greive and Connor:

Enabling grant of pension to surviving spouse of deceased public servant.

Referred to Committee on Cities, Towns and Counties.

Senate Concurrent Resolution No. 1, by Senators Greive, Andersen, Keefe, Kupka, Peterson (Ted), Talley, Uhlman, Metcalf, Sandison and Connor (by Legislative Council request):

Directing the air pollution board to study effects of motor vehicle created contaminants.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 38, by Senators Woodall, Greive and Uhlman (by Legislative Council request):

An Act relating to additional and continuous judicial service for judges of the supreme and superior courts; providing for compensation and retirement therefore; amending section 2, chapter 229, Laws of 1937 and RCW 2.12.020; amending section 4, chapter 229, Laws of 1937 as last amended by section 6, chapter 38, Laws of 1955 and RCW 2.12.040; amending section 5, chapter 229, Laws of 1937 as amended by section 1, chapter 192, Laws of 1959 and RCW 2.12.050; amending section 6, chapter 229, Laws of 1937 as last amended by section 2, chapter 243, Laws of 1957 and RCW 2.12.060; adding a new section to chapter 2.08 RCW; and adding new sections to chapter 229, Laws of 1937 and to chapter 2.12 RCW.

Referred to Judiciary Committee.

Senate Bill No. 39, by Senators Greive, Andersen, Keefe, Kupka, Peterson (Ted), Talley, Uhlman, Metcalf, Sandison and Connor (by Legislative Council request):

An Act relating to air pollution; and providing certain tax exemptions and tax credits.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 39.

Senate Bill No. 40, by Senators Woodall, Greive and Williams (by Legislative Council request):

An Act relating to the department of institutions; providing for responsibility of mentally or physically deficient persons residing in state residential schools for payment of the cost of care, support and treatment while residing in such institutions; providing procedures for establishing rates of charge; providing provisions for enforcement; amending section 72.33.180, chapter 28,

Laws of 1959, as amended by section 1, chapter 61, Laws of 1959, and RCW 72.33.180; adding new sections to chapter 28, Laws of 1959 and to chapter 72.33 RCW; and providing an effective date.

Referred to Committee on Public Institutions.

Senate Bill No. 41, by Senators Ryder and Uhlman:

An Act prohibiting the maintenance of games for hire in the vicinity of the University of Washington, and providing penalties for violations thereof; and amending section 1, chapter 21, Laws of 1923 and RCW 9.47.150.

Referred to Committee on Higher Education and Libraries.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration as a special order of business of Senate Bill No. 1 on second reading.

Senate Bill No. 1, by Senators Durkan, Foley, Gissberg, Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (L.) Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams and Woodall:

An Act relating to state government; making appropriations for salary adjustments and employee benefits for the period beginning February 1, 1967 and ending June 30, 1967; and declaring an emergency.

The President declared the Senate to be at ease.

The President called the Senate to order.

On motion of Senator Greive, the Senate resolved itself into a Committee of the Whole for the purpose of considering Senate Bill No. 1.

COMMITTEE OF THE WHOLE

Vice President Pro Tempore Kupka in the Chair.

Senate Bill No. 1 was considered in the Committee of the Whole and reported back to the Senate with the report that the committee was making progress.

President Cherberg in the Chair.

On motion of Senator Greive, the report of the committee was adopted.

CALL OF THE SENATE

Senators Greive, Hanna and Donohue demanded a Call of the Senate and the call was sustained.

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate and all Senators were present except Senators Gissberg and Henry who had been excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

On motion of Senator Greive, the Senate resolved itself into a Committee of the Whole for the purpose of continuing consideration of Senate Bill No. 1.

COMMITTEE OF THE WHOLE

Vice President Pro Tempore Kupka in the Chair.

Senate Bill No. 1 was considered in the Committee of the Whole and reported back to the Senate with the recommendation that it do pass with the following amendments by Senators Durkan and Stender:

On page 1, section 1, line 16, strike "\$4,525,000" and insert "\$5,461,000"

On page 1, section 1, line 20, after "districts" and before the comma insert "who are employed nine months or more during the calendar year"

On page 1, section 1, line 22, strike the period following "\$3,125,000" and insert a semicolon in lieu thereof.

On page 1, section 1, line 22, after the semicolon following "\$3,125,000" add two new paragraphs to read as follows:

"(3) SPECIAL APPROPRIATION TO THE GOVERNOR

For distribution to the University of Washington, Washington State University, Western Washington State College, Central Washington State College, and Eastern Washington State College for salary adjustments and employee benefits for classified employees of such institutions, effective February 1, 1967... \$908,000;

(4) TO THE DEPARTMENT OF PUBLIC ASSISTANCE

For supplementation of shelter allowances for recipients of public assistance, effective February 1, 1967... \$415,000."

On page 1, section 1, lines 15 and 16, strike "February 1, 1967" and insert "January 15, 1967"

On page 1, section 1, line 22, strike "February 1, 1967" and insert "January 15, 1967" President Cherberg in the Chair.

On motion of Senator Greive, the report of the committee was adopted.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 1 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 1, and the bill passed the Senate by the following vote: Yeas, 34; nays, 13; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington, Williams—34.

Those voting nay were: Senators Atwood, Canfield, Guess, Hallauer, Lennart, McMillan, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Twigg, Woodall—13.

Excused: Senators Gissberg, Henry—2.

Having received the constitutional majority, Engrossed Senate Bill No. 1 was declared passed.

On motion of Senator Greive, the rules were suspended and Engrossed Senate Bill No. 1 was ordered immediately transmitted to the House.

EXPLANATION OF VOTE

We protest the method of handling Senate Bill No. 1. The Democrat majority adopted rules governing its procedure in the first session of the 40th legislature, and before adjourning for the day, violated them.

Senate Bill No. 1 covered interim pay raises for certain state employees. Subsection 2 related to non-certificated school employees. To mandate the districts to raise their salaries violates recommendation "i.e." of the legislative budget committee report.

The hearing, if you can call it that, as it related to subsection 2 of this bill, was called so suddenly that the witnesses who did appear were not prepared. The information produced was incomplete, unsupported by factual data, and the hearing prematurely terminated. There was no evidence adduced relating to vacancies, unfillable jobs, abnormal turnover, or the like. There was no evidence of any emergency in this field. What's more the superintendent's budget requests cover these employees.

So, to ramrod this piece of legislation through the Senate on the first day of the session for the sake of making a grandstand play to the several thousands of

beneficiaries of this legislation denies the hundreds of thousands of people of this state the kind of deliberative action from this legislative body the people are entitled to expect. The Senate and the people were entitled to know the Governor's recommendations as well. The precipitate action of the Democrat majority denied the Senate and the people the staff work of the office charged with presenting a fiscally responsible accounting for the available funds.

Sam C. Guess, Perry B. Woodall, Marshall A. Neill, R. Frank Atwood, Harry B. Lewis, John N. Ryder, Walter B. Williams, Joel Pritchard, Ernest Lennart, Damon R. Canfield, Ted G. Peterson, Robert W. Twigg, Fred G. Redmon, Jack Metcalf.

REGARDING SENATE BILL NO. 1

Senator McMillan attributed to me the statement that Senator Durkan is engaging in "political chicanery" in rushing through this multi-million dollar measure on the first day of the session.

The word "chicanery" carries a connotation of trickery. I did not use this word nor did my remarks intend to impugn the character of Senator Durkan in any manner whatsoever.

The facts are that Senate Bill No. 1, which increases the wages and salaries of all state employees effective immediately, would necessitate an appropriation of close to fifty million dollars. To study this measure a hearing was in progress beginning at three o'clock this afternoon. Witnesses had been called to testify. Senator Durkan, as chairman of the Committee on Ways and Means, conducted the hearing in an entirely proper manner for approximately one-half hour. At that time the members of the committee were summoned to the floor of the Senate by a call of the Senate. At that point the hearing had barely commenced and witnesses were still to be heard. The members of the committee had not as yet had an opportunity to interchange with each other their thoughts on Senate Bill No. 1. Since the matter under consideration involved close to 50 million dollars of taxpayers' money, I, for one, assumed that a full and complete hearing was required and would be had as a matter of course. Neither Senator Durkan nor any other Senator gave any indication of any other course of action.

When the members of the Committee on Ways and Means returned to the floor of the Senate the following events transpired: Under proper order of business for introduction of bills, Senate Bill No. 1 was read in. At this point Senator Durkan arose and moved for the immediate consideration of the bill by the whole Senate. I and several other members of the Senate objected in the strongest possible terms to this procedure. We were convinced that it was most improper for a committee chairman to bypass us on a partially completed hearing of a measure before his own committee.

I repeat, for the record, that Senator Durkan's actions, in my opinion, were politically inspired and designed to further his announced candidacy for higher public office.

I do not believe that my constituents have sent me to Olympia to bring about the millennium during the 1967 legislative session. I refuse to abdicate the legislative response entrusted to me by my constituents. While I recognize that our actions in Olympia are of a political nature, I will continue to insist the Senate act in compliance with its long standing rules and precedents which are designed to protect the public by requiring that Senators carefully scrutinize all facts pertaining to a given piece of legislation in order that they may vote intelligently on any given measure. It is my considered judgment that the events related hereinabove indicate that with reference to the consideration of Senate Bill No. 1 there was violation of legislative propriety.

(Signed) Senator Wilbur G. Hallauer

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 9, 1967.

Mr. President:

The House has adopted: House Concurrent Resolution No. 1.

House Concurrent Resolution No. 2.

House Concurrent Resolution No. 3.

House Concurrent Resolution No. 4. and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

FIRST READING OF HOUSE CONCURRENT RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 1, by Representative Gorton:

Notifying the Governor that the legislature is organized.

The resolution was read first time by title.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 1 was advanced to second reading, and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 1 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Talley, Keefe and Chytil to serve as the three members from the Senate, in accordance with House Concurrent Resolution No. 1, to notify the Governor that the legislature was organized and ready to transact business.

On motion of Senator Woodall, the committee appointments were confirmed.

The committee retired.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

MOTION

At 5:10 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, January 10, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

SECOND DAY**MORNING SESSION**

Senate Chamber,

Olympia, Wash., Tuesday, January 10, 1967.

The Senate was called to order at eleven a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Uhlman.

On motion of Senator Greive, Senator Uhlman was excused.

The Color Guard, consisting of Pages Jeffrey Gates, Color Bearer, and Myra Rintamaki, presented the Colors.

Reverend Fr. Charles Howard Perry, rector of the St. John's Episcopal Church of Olympia, offered prayer as follows:

"Jesus said 'Pass no judgment, and you will not be judged. For as you judge others, so will you yourselves be judged, and whatever measure you deal out to others will be dealt back to you. Why do you look at the speck of sawdust in your brother's eye, with never a thought for the great plank in your own? Or how can you say to your brother, Let me take the speck out of your eye. When all the time there is that plank in your own? You hypocrite! First take the plank out of your own eye, and then you will see clearly to take the speck out of your brother's.'"

Let us pray:

"O Lord, Jesus Christ, help us to ponder the meaning of these words—to keep them ever emblazoned on our memory and to wear them in our hearts. Help us not to look for specks of sawdust in others' eyes but to be those who eagerly remove planks from our own.

"You know the bind we are in when it comes to judgment. Help us always to remember that our judgments are made with limited insight and limited information. Give us courage to seek the truth, 'come whence it may, cost what it will' and wisdom to know the difference between truth and falsehood. May we not cower in front of the difficult and complex problems of our time, but help us to solve these problems as men, who are your servants, not as men who like to play God.

"Save us from self-righteousness by keeping before us always our own frailty, our own faults. May we not use what little power we have to destroy those who have less power than ourselves, or no power at all. Thou, O God, art the one who shakes the mighty from their seats! Thou, O God, art the one who stalks the inner reaches of the human soul and brings the haughty to their knees.

"May we be kind to one another as we observe the specks of sawdust in the eye of our brothers, and may we hope for kindness when the plank in our own eye becomes visible to others. Help us to have the courage to make such judgments in our day that future generations will call us fair, blessed, wise. Give us always such an urgent sense of our humanity that we will never fail to seek your divine guidance in building a fit society for all men of good-will.

"May the members of this Senate take up their corporate duties this day in such a fashion as to bring credit to this Body and benefit to the people of this state. Through Jesus Christ our Lord. Amen."

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

The Secretary read:

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 42, by Senators Woodall, Greive and Atwood (by Legislative Council request):

An Act relating to commercial transactions; and amending sections 4-406, 6-102, 9-403, 9-404, 9-405, and 9-406 of chapter 157, Laws of 1965 extraordinary session and RCW 62A.4-406, 62A.6-102, 62A.9-403, 62A.9-404, 62A.9-405, and 62A.9-406.

Referred to Judiciary Committee.

Senate Bill No. 43, by Senators Atwood and Uhlman:

An Act relating to certificates of title and registration for motor vehicles; amending section 46.12.010, chapter 12, Laws of 1961 as amended by section 6, chapter, Laws of 1967 (. . . .) and RCW 46.12.010; amending section 46.12.120, chapter 12, Laws of 1961 and RCW 46.12.120; amending section 46.12.130, chapter 12, Laws of 1961 and RCW 46.12.130; amending section 46.12.170, chapter 12, Laws of 1961 and RCW 46.12.170; repealing section 46.12.100, chapter 12, Laws of 1961 as amended by section 10, chapter, Laws of 1967 (. . . .) and RCW 46.12.100; repealing section 46.12.110, chapter 12, Laws of 1961 and RCW 46.12.110; repealing section 46.12.150, chapter 12, Laws of 1961 and RCW 46.12.150; repealing section 46.12.180, chapter 12, Laws of 1961 and RCW 46.12.180; adding new sections to chapter 12, Laws of 1961 and 46.12 RCW and declaring an effective date.

Referred to Judiciary Committee.

Senate Bill No. 44, by Senators Talley, Williams and McCormack (by Legislative Council request):

An Act relating to county commissioners; and amending section 36.32.120, chapter 4, Laws of 1963 and RCW 36.32.120.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 45, by Senators Talley, Williams and McCormack (by Legislative Council request):

An Act relating to state and local governments; providing for interlocal governmental cooperation on a state, local government, and federal basis; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 46, by Senators Greive, Andersen, Keefe, Kupka, Peterson (Ted), Talley, Metcalf, Uhlman, Sandison and Connor (by Legislative Council request):

An Act relating to air pollution; amending section 3, chapter 232, Laws of 1957 and RCW 70.94.030; amending section 4, chapter 232, Laws of 1957 and RCW 70.94.040; amending section 7, chapter 232, Laws of 1957 and RCW 70.94.070; amending section 10, chapter 232, Laws of 1957 and RCW 70.94.100; amending section 11, chapter 232, Laws of 1957, as amended by section 1, chapter 27, Laws of 1963 and RCW 70.94.110; amending section 12, chapter 232, Laws of 1957 and RCW 70.94.120; amending section 13, chapter 232, Laws of 1957 and RCW 70.94.130; amending section 17, chapter 232, Laws of 1957 and RCW 70.94.170; amending section 20, chapter 232, Laws of 1957 and RCW 70.94.200; amending section 23, chapter 232, Laws of 1957 and RCW 70.94.230; amending section 24, chapter 232, Laws of 1957 and RCW 70.94.240; amending section 25, chapter 232, Laws of 1957 and RCW 70.94.250; amending section 26, chapter 232, Laws of 1957 and RCW 70.94.260; amending section 1, chapter 188, Laws of 1961 and RCW 70.94.300; amending section 6, chapter 188, Laws of 1961 and RCW 70.94.350; amending section 8, chapter 188, Laws of 1961 and RCW 70.94.370; adding new sections to chapter 232, Laws of 1957, and to chapter 70.94 RCW; repealing section 1, chapter 232, Laws of 1957 and RCW 70.94.010; repealing section 2, chapter 232, Laws of 1957 and RCW 70.94.020; repealing section 6, chapter 232, Laws of 1957 and RCW 70.94.060; repealing section 3, chapter 27, Laws of 1963 and RCW 70.94.065; repealing section 8, chapter 232, Laws of 1957 and RCW 70.94.080; repealing section 9, chapter 232, Laws of 1957 and RCW 70.94.090; repealing section 14, chapter 232, Laws of 1957 and RCW 70.94.140; repealing section 15, chapter 232, Laws of 1957 and RCW 70.94.150; repealing section 16, chapter 232, Laws of 1957, as amended by section 2, chapter 27, Laws of 1963, and RCW 70.94.160; repealing section 18, chapter 232, Laws of 1957 and RCW 70.94.180; repealing section 19, chapter 232, Laws of 1957 and RCW 70.94.190; repealing section 21, chapter 232, Laws of 1957 and RCW 70.94.210; repealing section 22, chapter 232, Laws of 1957 and RCW 70.94.220; repealing section 4, chapter 188, Laws of 1961 and RCW 70.94.330; repealing section 7, chapter 188, Laws of 1961 and RCW 70.94.360; repealing section 9, chapter 188, Laws of 1961 and RCW 70.94.500; repealing section 27, chapter 232, Laws of 1957 and RCW 70.94.900; repealing section 10, chapter 188, Laws of 1961 and RCW 70.94.910; defining crimes; and prescribing penalties.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 47, by Senators Hallauer, Guess, Chytil and Peterson (Lowell):

An Act relating to water resources; authorizing the department of conservation to engage in water and water related resource planning and to obtain assistance from the federal government or other entities to carry out such activities; and declaring an emergency.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 48, by Senator Herrmann (by Joint Interim Committee on Insurance request):

An Act relating to insurance; amending section .19.05, chapter 79, Laws of 1947 as amended by section 13, chapter 193, Laws of 1957 and RCW 48.19.050; amending section .19.17, chapter 79, Laws of 1947 and RCW 48.19.170; amending section .19.21, chapter 79, Laws of 1947 and RCW 48.19.210; and adding a new section to chapter 19, Laws of 1947 and to chapter 48.19 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 49, by Senators Uhlman, Greive and Neill:

An Act establishing the oceanographic commission of Washington; authorizing the formation of the Oceanographic Institute of Washington; prescribing powers, duties and functions; making an appropriation; and providing an effective date.

Referred to Committee on State Government.

Senate Bill No. 50, by Senators Greive and Atwood:

An Act relating to time for cross-examination in civil and criminal proceedings and the time for summation in civil and criminal proceedings.

Referred to Judiciary Committee.

Senate Bill No. 51, by Senator Greive:

An Act relating to unfair practices in employment; and providing penalties.

Referred to Committee on Labor and Social Security.

Senate Bill No. 52, by Senators Woodall, Gissberg and Freise (by Legislative Council request):

An Act relating to state government; regulating administrative rules and regulations, and administrative practice and procedure in and before state agencies; prescribing rights, remedies, and duties; providing for administrative and judicial hearings and review; amending section 1, chapter 234, Laws of 1959 and RCW 34.04.010; amending section 2, chapter 234, Laws of 1959 and RCW 34.04.020; amending section 6, chapter 234, Laws of 1959 and RCW 34.04.060; amending section 9, chapter 234, Laws of 1959 and RCW 34.04.090; amending section 13, chapter 234, Laws of 1959 and RCW 34.04.130; amending section 15, chapter 234, Laws of 1959, as amended by section 1, chapter 237, Laws of 1963, and RCW 34.04.150; amending section 17, chapter 234, Laws of 1959 and RCW 34.04.910; amending section 7, chapter 1, Laws of 1961, as amended by section 1, chapter 179, Laws of 1961, and RCW 41.06.070; amending section .03.07, chapter 79, Laws of 1947, as last amended by section 1, chapter 195, Laws of 1963, and RCW 48.03.070; amending section .04.01, chapter 79, Laws of 1947, as amended by section 2, chapter 195, Laws of 1963, and RCW 48.04.010; amending section .04.04, chapter 79, Laws of 1947 and RCW 48.04.040; amending section .04.09, chapter 79, Laws of 1947 and RCW 48.04.090; amending section 6, chapter 8, Laws of 1955 extraordinary session and RCW 48.52.060; amending section 62, chapter 62, Laws of

1933 extraordinary session and RCW 66.08.150; amending section 82.32.130; chapter 15, Laws of 1961 and RCW 82.32.130; adding new sections to chapter 234, Laws of 1959 and to chapter 34.04 RCW; adding new sections to chapter 15, Laws of 1961 and to chapter 82.32, 84.08, and 84.28 RCW; repealing section 11, chapter 234, Laws of 1959 and RCW 34.04.110; repealing section .02.07, chapter 79, Laws of 1947, and RCW 48.02.070; repealing section .03.08, chapter 79, Laws of 1947 and RCW 48.03.080; repealing section .04.08, chapter 79, Laws of 1947 and RCW 48.04.080; repealing section .04.10, chapter 79, Laws of 1947 and RCW 48.04.100; repealing section .04.11, chapter 79, Laws of 1947 and RCW 48.04.110; repealing section .04.12, chapter 79, Laws of 1947 and RCW 48.04.120; repealing section .04.13, chapter 79, Laws of 1947 and RCW 48.04.130; repealing section .04.15, chapter 79, Laws of 1947 and RCW 48.04.150; repealing section .17.58, chapter 79, Laws of 1947 and RCW 48.17.580; repealing section 16, chapter 197, Laws of 1961 and RCW 48.44.190; and providing an effective date.

Referred to Judiciary Committee.

Senate Concurrent Resolution No. 2, by Senators Uhlman, Durkan and Foley:

Requiring fiscal notes on legislative bills.

Referred to Committee on Ways and Means.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

The following were read first time by title and acted upon as indicated:

House Concurrent Resolution No. 2, by Representative Gorton:

Joint session to receive the Governor's message to the legislature.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 2 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 2 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

House Concurrent Resolution No. 3, by Representative Gorton:

Joint session to receive the Governor's message on the Budget.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 3 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 3 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

House Concurrent Resolution No. 4, by Representative Gorton:

Joint session to receive reports from the interim committees.

Referred to Committee on State Government.

MOTION

On motion of Senator Greive, the Senate adjourned until eleven a.m., Wednesday, January 11, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRD DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, January 11, 1967.

The Senate was called to order at eleven a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Michael Bailey, Color Bearer, and Barbara King, presented the Colors.

Reverend Fr. Charles Howard Perry, pastor of the St. John's Episcopal Church of Olympia, offered prayer as follows:

"Jesus said 'You are salt to the world. And if salt becomes tasteless, how is its saltness to be restored? It is now good for nothing but to be thrown away and trodden underfoot.

"'You are light for all the world. A town that stands on a hill cannot be hidden. When a lamp is lit, it is not put under the meal-tub, but on the lamp-stand, where it gives light to everyone in the house. And you, like the lamp, must shed light among your fellows, so that, when they see the good you do, they may give praise to your Father in heaven.'"

A prayer of St. Francis of Assisi—Let us pray:

"O Lord, our Christ, may we have thy mind and thy spirit; make us instruments of thy peace; where there is hatred, let us sow love; where there is injury, pardon; where there is discord, union; where there is doubt, faith; where there is despair, hope; where there is darkness, light; and where there is sadness, joy.

"O divine Master, grant that we may not so much seek to be consoled as to console; to be understood, as to understand; to be loved, as to love; for it is in giving that we receive; it is in pardoning that we are pardoned; and it is in dying that we are born to eternal life. Amen."

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

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 1, have inspected same, and find it correctly engrossed. Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, W. A. Gissberg, Perry B. Woodall.

The Secretary read:

GUBERNATORIAL APPOINTMENT MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, Wash., January 10, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Liquor Control Board, subject to your confirmation:

Albert C. Thompson, Jr., appointed January 15, 1967, for a term ending January 15, 1976, succeeding Don G. Abel.

Sincerely yours,
Daniel J. Evans, *Governor*.

It was moved by Senator Greive that the rules be suspended and that the appointment of Albert C. Thompson, Jr. to the position of Member, State Liquor Control Board, be now confirmed.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President:

"I feel confident there will be a number of nice things said about our former colleague this morning. I would merely like to lead off by saying that speaking not only for myself, but speaking as a result of the unanimous action of the Democratic Caucus, we took this position, in the first place, that Albert Thompson, over the years, has been a most outstanding critic of the State Liquor Control Board of the state of Washington; second, he has been a very dynamic exponent of change, and I know of no one that we think could do a better job, so it is more than just a matter of courtesy, although we do not intend to establish a precedent. It is the feeling of myself as well as the entire Democratic Caucus that he will make a fine member and we are heartily in favor of the appointment. For that reason, we desire to suspend the rules this morning."

Senator Ryder:

"Mr. President, members of the Senate:

"I would like to concur in the remarks of Senator Greive and support his motion to immediately confirm former Senator Albert C. Thompson, Jr. as a member of the Liquor Control Board.

"I have personally known Senator Thompson for about twenty years, I imagine, since he was first on the school board in Bellevue where he served with a great deal of distinction, not only the district of Bellevue but the state school board's organization where he was present and I think now is one of the members of the State School Directors' Association.

"I have a particular soft spot in my heart for Senator Thompson because he now represents a part of the district which I used to represent at one time as part of my district when my district went to the east side of Lake Washington and took in Bellevue, Kirkland and Bothell, which district he has represented with such distinction for two full terms. Senator Thompson was elected when this district was first formed in 1958, and has done a tremendous job here in the legislature representing not only the point of view of sound school administration and sound school financing, but also, as Senator Greive has said, in the area of liquor control and general state government.

"It is with a great deal of pleasure that I add my voice to Senator Thompson's praises and hope that this body will vote unanimously to confirm him to this very, very important position on the Liquor Control Board."

Senator Bailey:

"Mr. President and members of the Senate:

"I would like to second the motion to confirm Senator Thompson, myself, with the reservation that he takes the action I hope he takes. I talked to him the other night and I believe his sentiments go along with mine. I rather resent the fact that Liquor Board members come in here and say they want the power to legislate, but they want the legislature to do their dirty work when they want liquor on Sundays or at 2:00 o'clock, and, 'if you don't do it, we might do something after you leave.'

"Now, from my point of view, I'm not going to do anything, and I am giving Al Thompson my vote because I think that it's about time we have somebody on the Liquor Board who takes some of the responsibility. I'm going along with Al Thompson. I think he'll do it."

Senator Lennart:

"Mr. President and members of the Senate:

"This is a matter of sinners calling the saints to repentance."

Senator Durkan:

"Mr. President and members of the Senate:

"I rise with mixed emotions in seconding the nomination of Al Thompson. After Monday, I'm not so sure that I want to believe. But knowing that Senator Thompson has dedicated his life to public service and knowing that he is willing to sacrifice his

own personal needs and wants to serve the state of Washington, I join with my colleagues in the Senate in seconding the nomination.

"I was quite surprised that the Executive Branch made the mistake they did in showing such good taste when they nominated Al, but nevertheless, I'm sure Al is going to do a wonderful job for the state of Washington.

"We on the Democratic side have disagreed with Senator Thompson before and we expect to disagree with him again but never once have we questioned his integrity or have we ever questioned that his purpose was for the betterment of the state. He brings to the Liquor Board a native born Washingtonian who was born in Tacoma in 1919. Al attended local schools, graduated from the University of Washington as a druggist, and started his business on his own. He worked hard to expand that business on the east side of Lake Washington.

"In 1941, as most of us know, he married the very charming and vivacious Nancy Lear whom we happen to have with us today, and I might add, it was one of the greatest achievements of Al's life.

"Al has a record of public service that dates many years before he came to the state Senate. He served as president of the Bellevue P-TA and, incidentally, he was the first man ever elected to that position. He served both as a school director and holds life membership in the P-TA and School Directors' Association. He has done many other things to contribute to the betterment of life, both in King county and on the east side of Lake Washington where he lives, and in the state of Washington. I only hope that Senator Thompson will be as happy in his new job as I know he was serving here in the Senate. He was a strong adversary but he was always one who cooperated many times when that tax bill was on the floor and we needed the twenty-fifth vote. We never had to ask Al where he stood on positions of education and humanity. He was always there.

"It is with great pleasure and, as I said mixed emotions, that I rise to second the motion to confirm Senator Thompson.

Senator Neill:

"Mr. President and fellow Senators:

"I think it's entirely fitting and proper that the Senate has seen fit to grant the Senatorial courtesy to Al Thompson in moving for his confirmation without the normal procedure of the committee system in view of the fact that since 1959 he has been our colleague in this Chamber. We have worked with him. We have worked against him when we had differences of opinion that had nothing to do with party politics. But we always found one thing about Senator Thompson; he is a dedicated public servant. He is a strong and unyielding advocate for that in which he believes, but we have also found that when he is an opponent, he is extremely formidable.

"I think he is an excellent choice to take this position on our Liquor Board and I, too, have some mixed emotions about this because I hate to lose him on our side of the aisle in the Senate, but Al Thompson has our very best wishes in his new undertaking. Al, we will miss you here, but come back and visit us as you can, but not as a lobbyist!"

Senator Dore:

"Mr. President, members of the Senate:

"I'd like to say a few words as a friend of Senator Thompson's. I think all the historic background has been covered, but I think Senator Thompson is perhaps better known and has been more conspicuous in the news for his investigation of the Liquor Board, but through the eight years I have known him in the state Senate, I think he has brought a great deal of know-how to a different type of representation and different work, that of chairman of the Interim Committee on Education. Al, of course, was one of our most effective members to come out of that committee, and Senator Thompson of course has been very closely identified with the new community colleges and four year colleges, the new revised state formula and things of that nature. Al, previous to that, served on the Interim Committee on Urban Renewal and he was a very effective member of that particular body.

"He, of course, has been replaced by a very able man, in the person of Senator Andersen. But as a friend we are going to miss him. We salute him and wish him well in his new venture and congratulate the Governor on the appointment. We of course know that this is going to be a unanimous vote for Al Thompson by all of his friends on both sides of the aisle."

Senator Kupka:

"Mr. President, lady and gentlemen of the Senate:

"I also want to rise to second the motion to confirm Al Thompson, whom I worked with on the Interim Sub-Committee on Commerce, Trades, Industry and Professions. I also have a high regard and admiration for his understanding of the businessman's problems, he being a businessman himself. To my knowledge, I'd say he is perhaps one of the first people to go on the Liquor Board with an understanding of the consumers' problems. I endorse him wholeheartedly and, while I'm not one that has any problems before this board, I hope I never do.—I certainly want to have the pleasure of putting my feet under the desk and chatting with Al Thompson. While we have not always agreed, we certainly had some very pleasant meetings together and I mean this with all sincerity. We all enjoy a little humor, but I certainly think the Governor in his wisdom has picked one of the finest people to my knowledge ever chosen for this job."

Senator Guess:

"Mr. President, lady and gentlemen of the Senate:

"It gives me a great deal of pleasure to rise and second the nomination of Senator Al Thompson. Al was the one Senator who took me under his wing when I first came over here in 1962. I had the pleasure of sharing an office with Senator Thompson, Senator Williams and Senator Atwood and I developed a very strong feeling of friendship and admiration for Senator Thompson because of the help that he gave me in finding my way around the Capitol.

"During the interim I watched Al Thompson bore into this business of the Liquor Board. I know from having experience trying to help people in my own district obtain liquor licenses that Al is going to bring a different dimension to the Liquor Board and I am sure that he will look at each one of them and he will make his recommendation and take action based upon the fair, honest facts.

"It is with a great deal of pleasure that I second Al Thompson's appointment to the Liquor Board. I'm sure we can look forward to a very solid administration of the Commission on the Board."

APPOINTMENT OF ALBERT C. THOMPSON, JR.

The Secretary called the roll, and the appointment of Albert C. Thompson, Jr., to the Washington State Liquor Control Board was confirmed by the Senate by the following vote: Yeas, 49; nays, 0.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—49.

Having received the approval of the Senate, the appointment of Albert C. Thompson, Jr. to the Washington State Liquor Control Board was confirmed.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Senator Albert C. Thompson, Jr. and appointed a special committee consisting of Senators Durkan, Connor, Faulk and Andersen to act as a committee of honor to escort former Senator Thompson to a place of honor upon the rostrum.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, ladies and gentlemen, Senator Thompson:

"The members of the Senate join with the President in extending you their heartiest congratulations. It's an honor richly deserved and the Senate showed their approval of the Governor's appointment by the unanimous manner in which they have acted. A number of the Senators present this morning have spoken many glowing

remarks about you, and they are all sincere. Senator Durkan mentioned the fact, as did Senator Marshall Neill, of their mixed emotions, upon seeing you leave the Senate. The President joins in that sentiment.

"Now the President knows and so do the members of the Senate that we all want to hear from you in different fashions from time to time, but this morning we would like for you to keep it verbal. It is an honor to present you to the members of the Washington State Senate and those ladies and gentlemen present in the gallery today."

Senator Thompson:

"Mr. President, members of the Senate:

"It is a great privilege and with great pride that I appear here at the "bar" of the Senate, and I do sincerely have mixed emotions in leaving you forty-nine fine people that I have had the privilege of serving with for the last eight years.

"I heard your remarks, each and every one of you. I appreciate it. I got worried about a time I remember when I had a bill and I had to talk a long time, and Senator Lennart said, 'Gosh, we've talked too long on this one.'

"I appreciate your remarks. I know each of you would have made remarks, but in your good judgment you have withheld doing so. I particularly appreciated the remarks of Senator Bailey and I do feel, as an ex-Senator, that you can count on my same performance on the Board as I did in 1961 on the subject related thereto.

"I feel that it's going to be a great change for me. I look forward to it with great pleasure and pride, and I look forward to it the more because you gentlemen and lady were so kind to make it unanimous for me.

"Thank you very much."

The committee of honor came forward and escorted Senator Thompson from the rostrum.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 53, by Senators Ryder and Rasmussen:

An Act relating to the humane slaughter of animals; regulating slaughtering practices; repealing chapter 101, Laws of 1959 and RCW 16.50.010 through 16.50.070; and providing penalties.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 54, by Senator Freise:

An Act relating to the venue of civil actions; amending section 1, chapter 173, Laws of 1927 as amended by section 168, chapter 53, Laws of 1965 and RCW 4.12.025; and making an effective date.

Referred to Judiciary Committee.

Senate Bill No. 55, by Senator Freise.

An Act relating to escrow agents; and amending section 2, chapter 153, Laws of 1965 and RCW 18.44.020.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 56, by Senator Freise:

An Act relating to civil procedure; prescribing procedures for default judgments; and amending section 225, page 171, Laws of 1854 as last amended by section 289, Code of 1881 and RCW 4.56.160.

Referred to Judiciary Committee.

Senate Bill No. 57, by Senator Freise:

An Act relating to civil procedure; providing for the removal of certain actions from justice court to superior court; prescribing procedures; and adding a new chapter to the Code of 1881 and to Title 4 RCW.

Referred to Judiciary Committee.

Senate Bill No. 58, by Senator Freise:

An Act relating to civil procedure; and amending section 2, chapter 131, Laws of 1959, and RCW 4.28.185.

Referred to Judiciary Committee.

Senate Bill No. 59, by Senators Atwood, Durkan and Neill (by Legislative Budget Committee request):

An Act relating to state and local government; amending section 2, chapter 5, Laws of 1965 and RCW 43.99.020; amending section 3, chapter 5, Laws of 1965 and RCW 43.99.030; amending section 6, chapter 5, Laws of 1965 and RCW 43.99.060; amending section 8, chapter 5, Laws of 1965, as amended by section 1, chapter 136, Laws of 1965 extraordinary session and RCW 43.99.080; amending section 10, chapter 5, Laws of 1965 and RCW 43.99.100; amending section 11, chapter 5, Laws of 1965 and RCW 43.99.110; amending section 12, chapter 5, Laws of 1965 and RCW 43.99.120; amending section 15, chapter 5, Laws of 1965 and RCW 43.99.150; adding new sections to chapter 5, Laws of 1965 and to chapter 43.99 RCW; repealing section 13, chapter 5, Laws of 1965 and RCW 43.99.130; and declaring an emergency.

Referred to Committee on National Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 60, by Senators Uhlman, Atwood and Hanna:

An Act relating to criminal procedure; authorizing attorneys to appear at grand jury proceedings; and adding a new section to chapter 10.28 RCW.

Referred to Judiciary Committee.

Senate Bill No. 61, by Senators Durkan and Neill (by Legislative Budget Committee request):

An Act relating to state government; authorizing payment of travel expenses of certain prospective officers or employees from out of state; providing for reporting thereof; and establishing an expiration date.

Referred to Committee on State Government.

Senate Bill No. 62, by Senators Atwood and Durkan (by Legislative Budget Committee request):

An Act relating to the distribution and expenditure of moneys received from forest reserves; and amending section 36.33.110, chapter 4, Laws of 1963, as amended by section 1, chapter 140, Laws of 1965 extraordinary session, and RCW 36.33.110.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 63, by Senators Woodall, Dore and Durkan (by Legislative Council request):

An Act relating to and regulating retail installment sales of goods and services; amending section 2, chapter 236, Laws of 1963 and RCW 63.14.020; amending section 3, chapter 236; Laws of 1963 and RCW 63.14.030; amending section 4, chapter 236, Laws of 1963 and RCW 63.14.040; amending section 6, chapter 236, Laws of 1963 and RCW 63.14.060; amending section 8 chapter 236, Laws of 1963 and RCW 63.14.080; amending section 11, chapter 236, Laws of 1963 and RCW 63.14.110; amending section 12, chapter 236, Laws of 1963 and RCW 63.14.120; amending section 13, chapter 236, Laws of 1963 and RCW 63.14.130; amending section 15, chapter 236, Laws of 1963 and RCW 63.14.150; amending section 18, chapter 236, Laws of 1963 and RCW 63.14.180;

adding new sections to chapter 236, Laws of 1963 and chapter 63.14 RCW, prescribing penalties; and providing effective dates.

Referred to Judiciary Committee.

Senate Bill No. 64, by Senators Kupka, Keefe and Lewis (by Legislative Council request):

An Act relating to the department of institutions; and amending section 1, chapter 193, Laws of 1961 and RCW 72.01.430.

Referred to Committee on Public Institutions.

Senate Bill No. 65, by Senators Ryder and Mardesich:

An Act relating to banks and trust companies; amending section 30.04.090, chapter 33, Laws of 1955 as last amended by section 1, chapter 194, Laws of 1963, and RCW 30.04.090; amending section 30.04.140, chapter 33, Laws of 1955 and RCW 30.04.140; amending section 30.24.030, chapter 33, Laws of 1955 and RCW 30.24.030; amending section 30.20.015, chapter 33, Laws of 1955 as amended by section 6, chapter 280, Laws of 1961 and RCW 30.20.015; and adding a new section to chapter 33, Laws of 1955 and to chapter 30.24 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 66, by Senators Gissberg, Williams and Sandison (by Legislative Council request):

An Act relating to revenue and taxation; amending section 84.36.110, chapter 15, Laws of 1961 and RCW 84.36.110; and amending section 84.36.120, chapter 15, Laws of 1961 and RCW 84.36.120.

Referred to Committee on Ways and Means.

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

The Secretary read:

SENATE MEMORIAL NO. 1

By Senators Durkan and Dore:

To the House of Representatives of the State of Washington, in Legislative Session Assembled:

We, your Memorialists, the Senate of the State of Washington, in legislative session assembled, respectfully represent and petition as follows:

Whereas, 1966 wage findings of the State Personnel Board have demonstrated a serious inadequacy of salary standards in certain state agencies which has resulted in daily personnel losses to higher wage categories in private employment, resulting in a marked diminution of vital public services such as care and treatment of defective children, the mentally ill and other handicapped persons; and

Whereas, The same inadequacy has threatened the superior staffing of the public schools throughout the state; and

Whereas, The present emergency should be met promptly by this Legislature; and

Whereas, The Senate has passed and sent to the House for action Senate Bill No. 1, which if enacted will provide the means to meet said emergency; and

Whereas, The House has Senate Bill No. 1 under consideration with indications that final passage of the same may be delayed for an indefinite period of time to the serious detriment of the citizenry of this state;

Now, Therefore, Your Memorialists respectfully pray that the House of Representatives immediately schedule Senate Bill No. 1 for final passage, urging upon the said House the desperate public need for prompt affirmative action.

Be It Resolved, That copies of this memorial be immediately transmitted to the Speaker of the House of Representatives, and each member of the House of Representatives of the State of Washington.

It was moved by Senator Durkan that the memorial be adopted.

Debate ensued.

Senators Bailey, Dore and Durkan demanded the previous question and the demand was sustained.

The motion was carried on a rising vote and the memorial was adopted.

PERSONAL PRIVILEGE

Senator Ryder:

"Mr. President and members of the Senate:

"I would like to make some remarks under personal privilege on the passage of Senate Memorial No. 1, the passage of which, as far as my memory is concerned and as far as anyone's memory is concerned, sets a precedent for you might say 'needling' the other House. I think it's too bad that in the first week of this session we have had on two separate days, albeit on the same subject, this type of needling. I think we have a very serious job to do during this session and it is my hope and I think the hope of the public and the newspapers, too, who have supported this point of view, that we can go forward in some kind of harmony this session without politics getting into it more than on a superficial basis, as it always does, and accomplish something.

"I don't think there is any question in anyone's mind that the House is going to do a job on this bill which was sent over. They are going to do a proper job on it and pass it in adequate time, and the state employees are going to get the salary increases which they deserve, and we all agree that they deserve. But certainly this type of political needling can do nothing other than to slow down the wheels of our legislative body, even though we come eventually to the right answers and the logical answers. There is no reason at all why we should continue this type of thing and prolong the session."

Senator McCutcheon:

"Mr. President and members of the Senate:

"I merely wanted to thank Senator Ryder for that beautiful lecture that came a little late. I think the worst thing we can do here is to lecture each other. Everybody has his own right to his own opinion, but I never appreciate it when I am lectured, Senator Ryder, and neither do you. We can have some knock-down-drag-out fights here, but please don't lecture me like my wife does after it's over."

MOTION

At noon, on motion of Senator Greive, the Senate recessed until 1:20 p.m.

AFTERNOON SESSION

At 1:20 p.m., the Senate was called to order by President Cherberg.

The President declared the Senate to be at ease.

At 1:30 p.m., the Senate retired to the House chamber to meet in Joint Session for the purpose of hearing the State of the State message of Governor Daniel J. Evans.

JOINT SESSION

The Sergeant at Arms of the House announced the arrival of the Senate at the bar of the House.

The Speaker invited the Senators to seats within the House, and instructed the Sergeants at Arms of the Senate and the House to escort the President of the Senate to a seat on the rostrum beside the Speaker.

The Speaker turned the gavel over to the President of the Senate.

The President of the Senate:

"Thank you very much, ladies and gentlemen, and thank you, Mr. Speaker.

"Speaker Eldridge, members of the state legislature, Ladies and Gentlemen:

"With your permission, I should like to take this opportunity on this momentous occasion to extend the most sincere congratulations to all of the members of the legislature who have recently been selected by the citizens of our state to serve in this legislature. I should like to extend best wishes and congratulations also to Senator Andersen and Representative Chapin on their recent appointments.

"This joint session is a symbol of unity among the members of the legislature and to the members of the House of Representatives. The President would like to state that the members of the Senate and the President appreciate and enjoy the very warm and hospitable reception you presented us today. As we meet here today, the determination of the members of the legislature to discharge your responsibilities during the coming weeks is reflected in your eyes and your manner. Now, much has been said of late about the image of state legislatures, but I am sure that you will all agree that if each of us conducts ourselves with initiative, intelligence, and integrity, the image of this legislature will take care of itself.

"The President should like to say also that the office of the Lieutenant Governor will be open to each of you at any and all times and upon all occasions and if he can be of assistance to you, he would appreciate hearing from you.

"I would like also to join with the many citizens of our state in extending the very best wishes for complete success during this fortieth legislative session."

The Secretary of the Senate called the roll of the Senate, and all members were present.

The Clerk called the roll of the House, and all members were present.

The President of the Senate appointed the following committee to escort the Justices of the Supreme Court of the state of Washington from the reception room to the bar of the House: Senators Herrmann, Hanna, and Woodall; and Representatives Whetzel, Copeland, and Day.

The committee retired.

The Sergeant at Arms of the Senate announced the arrival of the Justices of the Supreme Court at the bar of the House, and the President invited the Justices to seats at the front of the House chamber.

The President of the Senate appointed the following committee to escort the elected state officials to seats at the front of the House chamber: Senators Sandison, Talley, and Redmon; and Representatives Humiston, Harris, and Conner.

The committee retired.

The Sergeant at Arms of the Senate announced the arrival of the elected state officials at the bar of the House, and the President invited the officials to seats at the front of the House chamber.

The President of the Senate appointed the following committee to escort Governor Daniel J. Evans from his office to the bar of the House for the purpose of receiving his State of the State message: Senators Keefe, Kupka, and Lewis; and Representatives Kirk, Berentson, and Garrett.

The committee retired.

The Sergeant at Arms of the House announced the arrival of Governor Daniel J. Evans at the bar of the House, and the President instructed the committee to escort him to a seat on the rostrum.

The President of the Senate:

"Honored members of the legislature, ladies and gentlemen:

"The Washington state legislature is in joint session for the purpose of receiving the State of the State message from the Governor. At this time it is with great pride and true privilege to present to you his Excellency, the Governor of the state of Washington, the Honorable Daniel J. Evans."

MESSAGE OF GOVERNOR DANIEL J. EVANS TO THE LEGISLATURE

"Mr. President, Mr. Speaker, Mr. Chief Justice, members of the legislature, and my fellow Washingtonians:

"Let me preface my formal remarks with the observation that the beginning of this legislative session was indeed auspicious. I hope that the speed and dispatch used on the first day of the session is matched only by your production during the remaining 59 days and we will all bid adieu after 60 days.

Mr. President;

Mr. Speaker;

Mr. Chief Justice;

Members of the Legislature; and

My Fellow Washingtonians:

"With a faith in the traditions of this House and with the traditional hope that life, indeed, begins at 40, I welcome you—the 40th session of the Washington Legislature—to the renewed and continuing task of government as the freely elected representatives of a free and responsible people.

"On this occasion, I believe it is both appropriate and wise to recognize that although the state may change, the system remains; that although legislatures change, the work continues; and that, in defining and ordering the path of future progress, we share as one a commitment to the principle and the process of democracy.

"It is now my constitutional responsibility to report to you "the state of the state."

"When this administration took office over 100 weeks ago, Washington stood at a crossroads. We chose not the past, but the future; not the easy path, but the difficult road; not what was politically convenient, but what was necessary for the well-being of the citizens of the state of Washington.

"Beginning with economic stagnation, with chronic unemployment, with the vagueness of purpose and a declining faith in state government, I believe we have made notable strides over the past 24 months.

"By design where possible, and by the force of events where not, we have moved from stagnation to prosperity, from vagueness to clarity of purpose and from suspicion to integrity.

"These, I think, are noteworthy achievements—which can and should be shared by all who serve government and who have contributed so greatly to our progress.

"The statistics of our progress over the past two years are equally impressive. They also are the indicators of the growth we must learn to expect and be prepared to deal with during the months ahead.

"Over the past two years, our population increased by nearly 5%—a gain of 123,000 people. While the civilian work force expanded by some 127,000 people, the number employed rose by 139,000 with a net reduction in unemployment of 15,900.

"Personal income in Washington advanced by over 12 percent—from 8 billion dollars in 1964, to the 9 billion, 700 million estimated for 1966. In individual terms, personal per capita income increased by 428 dollars a year, to a total of \$3,101 for every citizen of the state. I might say in passing that this growth in per capita income in 1966 in Washington state led all the other states of the nation.

"Our public schools now enroll 753,000 students in grades 1 through 12 as compared to 712,000 in 1964, and our community college enrollment rose from 25,000 to nearly 33,000.

"On our highways, we drive 270,000 more cars, busses and trucks than two years ago and our retail sales subject to sales tax have increased from 5.8 billion dollars to a record 7.1 billion.

"From these figures, I wish it were now possible to declare that progress had been fully achieved in Washington; that we could now view the accomplishments of government with satisfaction.

"Instead, we have before us an agenda of work unequalled in the history of this legislature.

"For in creating prosperity, we have also created new problems. In the process of acquiring growth, we have acquired for ourselves—and for all concerned—a new magnitude of responsibility.

"It is time, therefore, for this government and this legislature to confront what have become the most compelling questions of our time:

"Can we have our growth and live with it too?

"Can we become urbanized and remain civilized at the same time?"

"Can we achieve continuing economic growth without relentlessly exploiting our resources of natural beauty?"

"Can we devise an educational system which provides both equal opportunity and unlimited individual attainment?"

"Can we preserve an effective structure of local government and at the same time recognize the urgency of regional and metropolitan need?"

"And can we both reorganize and refinance the foundations of state government in a manner which preserves the best of past principle yet prepares us for the changing tasks of the future?"

"We face now the responsibility to deal with the future as well as the present, with the emerging opportunities as well as the emergent problems.

"While the substance of any legislative program rests finally on the merits of each individual proposal, I believe it is necessary that we also view our problems in broad perspective—that we consider the whole as well as the parts. During the next few days, we will submit in excess of sixty executive requests for your consideration.

"In the judgment of this administration, there are five central issues and major policy areas which are now paramount among the concerns of the people of the state of Washington.

"First, a series of steps toward the immediate relief of our mounting urban conflict, and beyond that a long-range plan to assure that urban areas can both prosper in terms of people and at the same time preserve their ability to be self-governing.

"Second, the establishment of a comprehensive program to assure that the citizens of Washington have some control over their environment, that our state remains a place to live as well as a place to work, and that our physical resources are not needlessly wasted, but are brought in full and balanced service to our progress.

"Third, a beginning plan for the progressive reorganization and upgrading of the institutions of state government which will permit the orderly assimilation of growth and the assumption of full state responsibility for a reasonable share of its own destiny.

"Fourth, in recognition of the impact of transportation upon the growth of our economy and the enjoyment of our leisure time, the development of practical and enforceable standards to guarantee safe travel on our highways and the achievement of a single state authority in the complex transportation field.

"Fifth, and finally, and perhaps most important, an intelligent recognition of human needs, ranging from welfare programs and our institutions of care to the requirements of vocational rehabilitation, and from the primary resource of education to the fundamental principle of human rights.

"At this point, as we begin to confront the specific questions, I would like to pay tribute to the legislative interim committees, from whose work this administration has both sought and received invaluable assistance.

"No monument to modern civilization has occurred with such speed or with such overtones of impending chaos as the development of our urban centers. By the year 1990—and perhaps before—9 out of 10 Washingtonians will live in large, sprawling metropolitan centers. The already disintegrating countryside will virtually disappear and we will find ourselves faced with the same problems of urban congestion which New York encountered a century ago and Los Angeles a decade ago.

"Our objective—and there is no greater single priority—must be to assure that in Washington the cure is at least better than the illness, and that as a government we can establish a design for urban living which will permit a maximum of individual freedom within a framework of responsible common action.

"The question is no longer academic; it is real; and the measure of our response will determine not only today's ability to withstand the onward rush of urban growth, but tomorrow's ability to survive it.

"During the course of the next sixty days, this administration will introduce a series of measures designed to deal with both the cause and effect of accelerating urban problems.

"Among the things which you will be asked to consider are the acquisition of open space lands within and immediately adjacent to urban centers; the encouragement of urban "breathing room" through taxation of open space lands on the basis of current use; the comprehensive study of controls on motor vehicles to alleviate pollution of the urban atmosphere;

"And legislation which will both allow and encourage cooperative action between

different classes of cities and between cities and counties, where the collective requirement exceeds the individual capacity.

"As a key to the concern with which this administration views the subject of local government, you will be asked to transfer the present community planning functions of the Department of Commerce and Economic Development to the Governor's office. Under a recommended Office of Community Affairs, with a separate administrative officer, we can then directly and effectively coordinate local planning, and do so with full regard for the broader requirements of regional and area-wide needs.

"Beyond our own responsibilities, the cities and the counties must be prepared to share the burden. For in the final analysis neither the state government nor the federal government can provide for all of the requirements of urban growth in Washington.

"The concern of the state for the financial difficulties now confronting many of our cities is real; for the first time, a state administration will budget to the cities an appropriation of 25 million dollars from the General Fund.

"But this is not the final answer; nor is it an adequate one. To succeed, the cities, the counties and the metropolitan areas must look beyond outside help to their own resources. This administration will request enabling legislation to make such action possible.

"The ultimate answer to the urgent questions which face us in the construction of an urban society will not be accomplished in this session. But one thing is clear; we must take the initial steps. We must run the risk of error so that future generations do not run the risk of failure.

"Closely related to the problem of our urban areas is the matter of our environment. If the first concerns how and where we live in future decades, the second concerns the kind of a state we will ultimately live in.

"This is of major concern to those who recognize that progress can and must be measured against a standard of quality as well as quantity.

"Within the next several weeks, I will deal with many of the complex questions of environment in a special message to the legislature on Natural Resources and Recreation, but there is one aspect of our living quality which deserves immediate attention today.

"That is the urgent problem we face in the area of air and water pollution. No single manifestation of our prosperity, no single realization of our growth exacts such a cruel price as the pollution of our air and water. In city after city, and now in state after state, growth and success have blotted out the works of man and the genius of nature.

"We must be committed to the principle that, within our power to legislate, Washington will not suffer the consequences of silted air and poisoned waters. Toward this end, I will submit an executive request bill calling for the establishment of an Environmental Quality Commission which will be empowered to coordinate all efforts to maintain high standards of air and water quality in this state. I will support with the full power of this administration laws dealing with the control of pollution in our air, in our water and on our land.

"Two years ago, prior to similar action by the federal government, this administration asked the legislature to authorize the establishment of a Department of Transportation.

"We will make that request again.

"The impact of transportation is now too great to allow its management to be scattered among separate agencies; the requirements of population, of commerce, of safety on both land and water, of the mass movement of people and goods—each of these argues that transportation in this state be subject to a single agency.

"This agency, once constituted, would assume all present and future responsibilities for highways, toll bridges and ferries, rapid transit and aeronautics. The inclusion of rapid transit within the transportation department framework marks the first time that appropriations from the state's General Fund have been sought for the study and development of this basic ingredient of our future balanced transportation system.

"Within the broad area of transportation, no single issue concerns us more than that of traffic safety. You cannot add 270,000 vehicles to the highways of this state without increasing the accident potential. There cannot be any doubt that we need tougher laws governing vehicles and traffic control, and this administration will introduce legislation aimed at four immediately critical areas.

"First, to minimize the fatal consequences of the drinking driver, we will ask legislative approval for the laws dealing with implied consent, for spot checks on the

highway designed to prevent accidents before they occur, and for the lowering of the permissible level of alcohol in the bloodstream from 0.15 to 0.10.

"Second, to exercise greater control over the increasing number of motorcycles and motorbikes on our highways, we will seek specific laws concerned with equipment and driver safety and with special licensing for motorcycle operators.

"Third, to assure that our younger drivers are more adequately trained, we will ask that the minimum licensing age be raised to 18 except where the applicant has completed a driver education course. In addition, we will propose legislation establishing three driver licensing categories: juvenile licenses for those from age 16 to 18; minor licenses for drivers 18 to 21; and the present, regular license for all adult drivers. Each licensing step would be accompanied by a review of driver qualifications.

"Fourth, to improve the manpower resources of our State Patrol, and to maintain standards of enforcement and traffic control consistent with growth, we will ask for authorization to expand the patrol by 200 troopers.

"Finally, within the scope of transportation legislation, but closely related to our requirements in the field of urban affairs, this administration will ask approval for a Metropolitan Public Transportation Act. The bill to be submitted will have the effect of permitting metropolitan governments to assume the complex task of rapid transit.

"In the urgency of constructing our modern society, we cannot fail to take into account the needs of its citizens. We must be concerned with people as well as progress, with neglect as well as success and with human need as well as material gain.

"For the past twenty-four months, no primary need has received greater attention from government than that of education. Yet education, like the society it serves, is a continuing task—and each year brings its own new challenges.

"This administration will ask legislation in three areas of educational need during the weeks ahead.

"First, the necessary appropriations to begin the construction of a new four-year institution of higher learning. The excellent work of the advisory council has provided us direction. It is now time to act.

"Second, the creation of community college districts to provide the administrative framework for our expanding system of two-year colleges.

"Third, the ratification of the interstate compact on education, providing authority for school officials in Washington to exchange information and undertake cooperative projects with educators in other states.

"Of continuing concern at this critical time of state growth is the adequate support of primary and secondary education. We have no greater resource than the broadly based educational skills of our young people, and I have every confidence that the legislature, working in close support with state and local agencies, will meet with responsible financial support the imperative demands of our educational future.

"Closely related to the education of our youth is the reeducation of those people whose skills have been made unnecessary by modern technology. We owe an obligation to provide these people with a new opportunity, and this administration strongly supports added emphasis in the area of vocational rehabilitation.

"Of all human needs, none can be more compelling—and none more important than to meet the urgent needs of our unfortunate and unrepresented citizens afflicted with mental illness and retardation. The degree of the problem requires an equal degree of response. To do less is neither fiscally responsible nor humanly defensible.

"I propose a major capital outlay program to allow us to seek out those retarded who need care and to rebuild the outdated facilities in which we care for them. These actions can provide adequate care for all on our waiting lists requiring emergency care by the end of the biennium.

"I propose substantially increased appropriations for professional salaries and for a significantly expanded staff; the institution of a statewide program of testing for P.K.U. which will assist us in early determination of the children who are—or who will be—retarded; and a statewide measles vaccine program which—undertaken in cooperation with the Washington State Medical Association—should see within one year the virtual eradication of measles, a disease which contributes not only to retardation but to blindness and physical disability.

"Over and above state action, this administration will support the expansion of comprehensive community services aimed at creating a network of community mental health and retardation clinics which can deal with these problems at the level of local concern.

"These programs will require additional funds; the alternatives, however, are further anguish, further inadequacy, and the futility of failure in dealing with a demonstrable human need.

"There are four other areas within the context of human needs which deserve the attention of this legislature.

"First, a broader and more flexible range of health care facilities must be made available.

"Second, a more realistic level of support for recipients of unemployment compensation and public assistance. Though our ultimate objective is always—and obviously—to eliminate the conditions which create this need, it is nevertheless necessary to recognize that there are among our citizens those who are both permanently and temporarily displaced. As they are deserving, so do they require adequate compensation—compensation consistent with today's cost of living, based on a formula which can expand—or contract—with the level of wages paid in the general economy. Further, in unemployment compensation, we require a revision of the formula by which employers pay into the program, and this administration—as a part of the legislation directed at this area—will seek this necessary change in our present law.

"Third, in the field of industrial insurance appeals, we require reforms to cut short the unnecessary and often frustrating delay between the time the accident occurs and the time when the injured workman receives his compensation.

"Fourth, and finally, there remains before this legislature, and, indeed, before the entire state, the need for still further progress in achieving equal opportunity for all our citizens. This administration will ask that the present Board Against Discrimination be renamed the Washington State Human Rights Commission, and that it now be charged, not simply with processing complaints, but with exercising positive leadership in the effort to achieve full citizenship for all our citizens.

"To be effective, state government must first of all be responsive. We cannot hope to resolve the problems which now confront us if the machinery of government is inadequate or antiquated, if taxes are levied on the basis of past needs rather than present circumstances, or if we consistently fail to attract and retain superior people in government service.

"There is no benefit to progressive, responsible legislation if the state cannot effectively carry out its mandate, and it falls to this session of the legislature to begin the task of modernizing the structure of state government in Washington.

"It is our responsibility to undertake the question of proper financing; it is our responsibility to see that the departments and agencies of government reflect the needs of the people; and it is our responsibility to recognize that the performance of government is directly related to the abilities of its employees.

"Each of these changes in turn, is related to the basic question of whether state government can survive as a credible force and a full participant in the Federal system.

"State governments are unquestionably on trial today. We have been derelict in the past in meeting our basic obligations, and this has both required and encouraged intervention by the Federal government. I believe it is possible today to reverse this trend; I believe it is possible for state government to reassume its rightful responsibilities—but only if we have the administrative capacity, the laws, the money and the willingness to carry out our share of the governmental process.

"If we are not willing to pay the price, if we cannot change where change is required, if we cannot prepare and carry out the programs so necessary to the conduct of expanding state affairs—if these things are not possible, then we have only one remaining recourse, and that is to prepare for an orderly transfer of our remaining responsibilities to the Federal government.

"I am therefore prepared to introduce a series of executive requests designed to strengthen the hand of state government and at the same time serve the needs of the people more efficiently.

"The question of revenue and expenditure will be taken up in full detail in the budget message to be delivered to the legislature tomorrow. But I will say this now:

"We cannot always increase inadequate but available taxes at the expense of sound fiscal planning; nor can we continue to levy taxes inequitably at the expense of some areas and for the benefit of others.

"We cannot, in short, corrupt our public trust to govern properly because we have failed to face the issue of tax reform, and tax reform will be the subject shortly of still another special message.

"Consistent with a request made 24 months ago, this administration will once again ask the legislature to set in motion the necessary steps leading toward a constitutional convention.

"We are not lacking in precedent for this undertaking—other states have tried and succeeded admirably. And they have demonstrated clearly that necessary changes can be achieved without sacrificing the basic intent or fundamental principles of a state constitution.

"As an interim measure we will seek an enabling amendment which will allow the proposal of comprehensive revisions to the Constitution as a single ballot measure.

"Further, this administration intends to name in the very near future a Constitutional Review Committee composed of public leaders and constitutional authorities. This distinguished group of citizens will be charged with reviewing our state constitution and making recommendations regarding its modernization.

"In addition to the creation of a cabinet level Department of Transportation, I urge you to consider these additional measures, relating directly to the realistic and efficient organization of state government.

"First, the establishment of a Department of Water Resources—again with cabinet rank—to bring under one agency the comprehensive control of this vital resource which has such great impact on our industry, agriculture, power and recreation.

"Second, the replacement of our present Tax Commission with a Department of Revenue which can properly assume greater overall responsibility for the fiscal and monetary policies of the state.

"And, third, the transfer of all professional licensing functions from the Department of Motor Vehicles to the Secretary of State's Office, where they more realistically belong.

"In the area of personnel—and directly related to the efficiency and effectiveness of state government—this administration will seek approval of a new career employees package, of which the principle emphasis will be on a major increase in salaries—amounting to 12% in the first year of the biennium and 5% in the second.

"Related to these long overdue measures affecting state employees is a change in our salary implementation policy. For example, under the present law, salary increases granted to Superior and Supreme Court judges by the last legislature cannot be implemented until a judge is re-elected, or newly elected to office. This provision has the effect of penalizing those judges—some with long experience—who are in mid-term and rewarding those just recently brought to the bench. The inequity which exists can be substantially eliminated by amending the Constitution to permit the immediate implementation of salary increases. This legislation as presently conceived would apply equally to other locally elected officials.

"Finally, in the basic area of government reorganization, this administration will recommend annual sessions of the state legislature, with the additional session limited to 30 days and restricted to matters of budget and appropriation.

"We are now a state spending more than a billion dollars a year in a time when the extent of change is exceeded only by the speed with which change occurs. If we are to budget consistent with need and spend consistent with revenue, then we have reached the point where annual sessions are an absolute requirement.

"Although the central issues are of the highest priority, there are other areas of government in which this administration intends to pursue action by executive request.

"To meet the standards which the public is reasonably entitled to expect in our conduct of government, I will ask again for legislation in the area of campaign contributions and suggest that the legislature work toward the adoption of a stronger code of ethics.

"In the field of labor legislation, I believe it is both realistic and proper that we establish collective bargaining procedures for state and local employees and that we bring our state minimum wage laws into conformity with federal standards.

"To further the steadily improving rapport between labor and management, I will ask the legislature to approve the creation of a Labor-Management Commission to study the future advisability of a state labor relations act.

"To assure the proper public management of our new and exciting frontier in oceanography, I will enthusiastically support the establishment of a Washington State Oceanographic Commission.

"And, lastly, with the objective of fostering increased trade with foreign nations, this administration will seek the establishment of a foreign trade section within the Department of Commerce and Economic Development.

"We come to this 40th session of the Legislature with a long and demanding agenda. It is no ordinary session, just as these are not ordinary times. We have come far, but we have much farther to go.

"We no longer stand alone today; by circumstance and design, Washington has been thrust headlong into an era of unprecedented demands upon the people and their resources. A state of three million, we will soon be four, and the great changes which we contemplate in this decade will be distant history in the next.

"Because change occurs so swiftly, we must choose both wisely and well.

"The challenges of prosperity are more difficult than those of depression, for now we must deal with the unfamiliar rather than the familiar, with the untested rather than the well established.

"Confronted by chance, we have no other choice than to proceed. We must be willing to take the necessary risks, so that the future can be made stable and the process of government made secure.

"I believe these goals are possible, that they are obtainable.

"The Constitution of the State of Washington makes us not rivals for power, but partners in the unfolding tasks of government. I ask no miracles, only common dedication to the future of Washington, and a common commitment to its great needs.

"To accomplish the things that must be done for the future will require vision as well as maturity, courage as well as conviction, leadership as well as understanding.

"I have every confidence that the 40th Legislature possesses these qualities.

"Let us then with respect for tradition but without fear of the future; with confidence in ourselves and with faith in Almighty God, now proceed to the business of the people.

The President of the Senate:

"Thank you very much, Governor Evans. Your message is most informative, interesting, and challenging."

The President of the Senate observed within the bar of the House the following honored guests and asked them to stand and be recognized: Mrs. Daniel J. Evans; Chief Justice Finley; Justices Hale, Hamilton, Rosellini, Hunter, Ott, Weaver, and Donworth; Secretary of State A. Ludlow Kramer; State Treasurer Robert S. O'Brien; Attorney General John J. O'Connell; Superintendent of Public Instruction Louis Bruno; Insurance Commissioner Lee I. Kueckelhan; and Commissioner of Public Lands Bert L. Cole.

The President of the Senate instructed the committee consisting of Senators Keefe, Kupka, and Lewis; and Representatives Kirk, Berentson, and Garrett to come forward and escort Governor Evans from the rostrum to his office.

The committee retired.

The President of the Senate instructed the committee consisting of Senators Herrmann, Hanna, and Woodall; and Representatives Whetzel, Copeland, and Day to come forward and escort the Justices of the Supreme Court of the state of Washington from the House chamber.

The committee retired.

The President of the Senate:

"The Honorable Speaker of the House of Representatives has urged the President to be sure to present Mrs. Cherberg. Betty, would you please stand?"

The President of the Senate instructed the committee consisting of Senators Sandison, Talley, and Redmon; and Representatives Humiston, Harris, and Conner to come forward and escort the elected state officials from the House chamber.

The committee retired.

The President of the Senate:

"Members of the legislature, the President should like to compliment Speaker Eldridge upon the wonderful arrangements that were made for this joint session and to compliment Mr. McBeath and the members of his staff and also to express a word of appreciation to those members of the House of Representatives and of the Senate who have so graciously served as members of the various committees."

MOTION:

On motion of Mr. Gorton, the Joint Session was dissolved.

The President of the Senate returned the gavel to the Speaker.

The Speaker requested the Sergeant at Arms of the House and the Sergeant at Arms of the Senate to escort the President of the Senate and the Senators to the Senate Chamber.

The President called the Senate to order at 3:00 p.m.

MOTION:

At 3:05 p.m., on motion of Senator Greive, the Senate adjourned until noon, Thursday, January 12, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FOURTH DAY

NOON SESSION

Senate Chamber,

Olympia, Washington, Thursday, January 12, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil and Lennart.

On motion of Senator Atwood, Senators Chytil and Lennart were excused.

The Color Guard, consisting of Pages Michael Bailey, Color Bearer, and Barbara King, presented the Colors.

Reverend Fr. Charles Howard Perry, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

Matthew 7:21-27—"Jesus said 'Not everyone who calls me "Lord, Lord" will enter the kingdom of Heaven, but only those who do the will of my heavenly father. When that day comes, many will say to me, "Lord, Lord, did we not prophesy in your name, cast out devils in your name, and in your name perform many miracles?" Then I will tell them to their face, "I never knew you: out of my sight, you and your wicked ways!"

"What then of the man who hears these words of mine and acts upon them? He is like a man who had the sense to build his house on rock. The rain came down, the floods rose, the wind blew, and beat upon that house; but it did not fall, because its foundations were on rock. But what of the man who hears these words of mine and does not act upon them? He is like a man who was foolish enough to build his house on sand. The rain came down, the floods rose, the wind blew, and beat upon that house; down it fell with a great crash."

Let us pray:

"O God, our Heavenly Father, help us to build our lives, our hopes, our ambitions on the foundation of rock and not on sand. We know the futility of attempting to

build our personal lives and our social structures on prejudice, greed and self-interest. And yet, O God, we are tempted to try to compromise good with evil, right with wrong, rock with sand. Give us the wisdom to accept the fact that these compromises never work.

"We would pray, Our Father, for the vision of truth which is elusive to us, but known to you; for the vision of mercy which is hard for us to show, but of your very nature; for the vision of justice among men which is difficult for us to create, but so integral a part of your love for us. Grant that as we so weakly struggle to behold things unseen and yet eternal, we may be strengthened in heart and in mind to continue the search. Help us to be those who call you 'Lord', Lord, and whose voices are recognized by you as faithful followers and doers of your will.

"May your blessing rest upon the Members of this Senate as each of them seeks truth, mercy and justice in the affairs of the men and women of this state of Washington. So order their lives that they may be wise in bringing order into the lives of others; so temper their wills that they may exert their energy in working for the reward that fades not away; so direct their minds and hearts that they may desire that which is beautiful, good and wholesome for all the people of this state. And grant them, Oh God, thy peace which passes human understanding, through Jesus Christ our Lord. Amen."

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

MOTION

On motion of Senator Greive, the rules were suspended to permit additional sponsors, Senators Faulk and Morgan, to Senate Bill No. 39.

The Secretary read:

GUBERNATORIAL APPOINTMENTS

State of Washington, Office of the Governor.
Olympia, January 10, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Board of Regents of the University of Washington, subject to your confirmation:

George V. Powell, appointed June 8, 1965, for a term ending March 8, 1971, succeeding Herbert S. Little.

Sincerely yours,

DANIEL J. EVANS,
Governor.

Referred to Committee on Higher Education and Libraries.

State of Washington, Office of the Governor.
Olympia, January 10, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Board of Regents of the University of Washington, subject to your confirmation:

James R. Ellis, appointed June 8, 1965, for a term ending March 8, 1971, succeeding Mrs. A. Scott Bullitt.

Sincerely yours,

DANIEL J. EVANS,
Governor.

Referred to Committee on Higher Education and Libraries.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Eastern Washington State College Board of Trustees, subject to your confirmation:

Robert F. Brachtenbach, appointed August 4, 1966, for a term ending July 29, 1970, succeeding Marjorie Tanke.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Higher Education and Libraries.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Chairman, Board of Prison Terms and Paroles, subject to your confirmation:

F. Bruce Johnson, appointed November 16, 1965, for a term ending April 15, 1970, succeeding H. J. Lawrence.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Public Institutions.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Personnel Board, subject to your confirmation:

Robert H. Putman, appointed June 8, 1965, for a term ending January 4, 1971, succeeding John T. Conlin.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on State Government.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Washington State Aeronautics Commission, subject to your confirmation:

John C. Long, appointed January 31, 1966, for a term ending December 31, 1969, succeeding De Witt C. Rowland.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on State Government.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Washington State Aeronautics Commission, subject to your confirmation:

Donald G. Hansey, appointed February 23, 1966, for a term ending December 31, 1970, succeeding Robert E. Klatt.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on State Government.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Commissioner, Utilities and Transportation Commission, subject to your confirmation:

Robert D. Timm, appointed January 1, 1967, for a term ending January 1, 1973, succeeding Patrick D. Sutherland.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Public Utilities.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Central Washington State College Board of Trustees, subject to your confirmation:

James D. Kendall, appointed June 20, 1966, for a term ending June 12, 1972, succeeding Selma Therriault.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Higher Education and Libraries.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Department of Public Assistance, subject to your confirmation:

Sidney E. Smith, appointed July 5, 1966, for the term ending at the Governor's pleasure, succeeding Leonard L. Hegland.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Labor and Social Security.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Central Budget Agency, subject to your confirmation:

James F. Ryan, appointed May 1, 1966, for the term ending at the Governor's pleasure, succeeding George Stastny.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Ways and Means.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Department of Labor and Industries, subject to your confirmation:

Harold J. Petrie, appointed May 13, 1966, for a term ending at the Governor's pleasure, succeeding A. L. Wilie.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Labor and Social Security.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Board of Prison Terms and Paroles, subject to your confirmation:

Ross Peterson, appointed May 1, 1966, for a term ending April 15, 1971, succeeding Russell S. Gideon.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Public Institutions.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Commissioner, Department of Employment Security, subject to your confirmation:

Maxine Daly, appointed July 18, 1966, for the term ending at the Governor's pleasure, succeeding Sidney E. Smith.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Labor and Social Security.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Department of Civil Defense, subject to your confirmation:

Hazel E. Link, appointed August 1, 1966, for the term ending at the Governor's pleasure, succeeding Ensley Llewellyn.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on State Government.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Department of Commerce and Economic Development, subject to your confirmation:

Daniel B. Ward, appointed January 1, 1966, for the term ending at the Governor's pleasure, succeeding Robert E. Rose.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on State Government.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Chairman, Liquor Control Board, subject to your confirmation:

Robert L. Hagist, appointed September 1, 1965, for the term ending January 15, 1973, succeeding Roy A. Betlach.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Liquor Control.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Department of Institutions, subject to your confirmation:

Dr. William R. Conte, appointed September 15, 1966, for the term ending at the Governor's pleasure, succeeding Garrett Heyns.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Public Institutions.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Western Washington State College Board of Trustees, subject to your confirmation:

Burton A. Kingsbury, appointed August 11, 1965, for the term ending June 12, 1971, succeeding Stephen L. Chase.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Higher Education and Libraries.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following reappointment to the Position of Member, State Personnel Board, subject to your confirmation:

Chester W. Ramage, appointed January 5, 1967, for a term ending January 5, 1973, succeeding himself.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on State Government.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Department of Agriculture, subject to your confirmation:

Donald W. Moos, appointed May 7, 1965, for a term ending at the Governor's pleasure, succeeding Joe Dwyer.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Agriculture and Horticulture.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Department of Conservation, subject to your confirmation:

H. Maurice Ahlquist, appointed June 1, 1965, for a term ending at the Governor's pleasure, succeeding Roy F. Mundy.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

SENATE RESOLUTION
1967-6

By Senators Hallauer, Washington and Neill:

Whereas, On prior years the office and service facilities for the Legislature have been wholly inadequate; and

Whereas, In the exercise of its determination to remedy this situation, the Thirty-ninth Legislature laid extensive plans for improving these facilities and during the ensuing interim many groups and individuals have enthusiastically cooperated in the further development and the swift execution of these splendid plans; and

Whereas, As we commence this fortieth session we are enjoying the benefits of these improvements which will enable us to concentrate more directly upon the substance of the many and complex legislative problems confronting our rapidly growing state;

Now, Therefore, Be It Resolved, That we offer our thanks and express our gratitude to Chairman Fred Dore and all of the members of the Legislative Facilities and Operations Committee and to Charles Horowitz, Esq., Mr. K. Winslow and the many other members of the Citizens' Advisory Committee; to the members of the State Capitol Committee, Governor Evans, Lieutenant Governor Cherberg and the Honorable Bert Cole; to Mr. Ward Bowden and Mr. Sidney Snyder; to Director Wm. Schneider and the department of general administration; and to all others who have made these wonderful improvements possible.

On motion of Senator Hallauer, the resolution was adopted.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as follows:

It was moved by Senator Greive that the rules be suspended and that the Senate do immediately consider Senate Concurrent Resolution No. 3 on first reading.

The motion was carried.

Senate Concurrent Resolution No. 3, by Senators Bailey and Hallauer:

Providing public assistance grants be based on current price standards.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 3 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 3 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

On motion of Senator Greive, the Senate returned to the first order of business.

The Secretary read:

SENATE RESOLUTION
1967-7

By Senators Lewis, Bailey and Neill:

Whereas, The members of this body are aggrieved to learn of the death yesterday in an Aberdeen hospital of Mrs. Mary Chytil, wife of Florian Chytil and mother of our fellow senator, Joe; and

Whereas, Mrs. Chytil, who came to the United States and this state from Czechoslovakia some forty-six years ago, had been not only a devoted wife and mother but also an active participant in the affairs of the communities of Aberdeen and Montesano; listed among such activities was membership in St. Mark's Episcopal Church, the Fern Rebekah Lodge and the Veterans of Foreign Wars Auxiliary of Montesano;

Now Therefore, Be It Resolved, By the Members of the Senate that our most sincere sympathy be and is extended to Mr. Florian Chytil, husband of Mary, and our fellow senator, Joe, and other members of the family, in this their hour of bereavement, and

Be It Further Resolved, That the Secretary of the Senate prepare and transmit copies of this Senate Resolution to the Chytil family as appropriate.

On motion of Senator Neill, the resolution was adopted.

The Senate stood in silent tribute to Mrs. Chytil for one minute.

MOTION

At 12:45 p.m., on motion of Senator Greive, the Senate recessed until 1:35 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:35 p.m.

The Secretary called the roll and announced to the President that all Senators were present except Senator Chytil who was excused.

The Senate retired to the House chamber to meet in joint session for the purpose of hearing the budget message of Governor Daniel J. Evans.

JOINT SESSION

The Sergeant at Arms of the House announced the arrival of the Senate at the bar of the House.

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the President of the Senate to a seat on the rostrum, and invited the Senators to seats within the House.

The Speaker turned the gavel over to President of the Senate, John A. Cherberg.

The President of the Senate called the joint session to order.

The Secretary of the Senate called the roll of the Senate and all Senators were present, except Senator Chytil who was excused.

The Clerk of the House called the roll of the House, and all members were present except Representatives Day and Perry who were excused.

The President of the Senate announced that the purpose of the joint session was to receive a message from His Excellency, Governor Daniel J. Evans, and appointed the following committee to escort Governor Evans to the House chamber: Senators Peterson (Lowell), Pritchard and Hanna; Representatives McCaffree, Hawley, and Haussler.

The committee retired.

The Sergeant at Arms of the House announced the arrival of His Excellency, Governor Daniel J. Evans, at the bar of the House, and the President instructed the committee to escort Governor Evans to a seat on the rostrum.

The President of the Senate:

"Honorable members of the Legislature, ladies and gentlemen:

"The purpose of this joint session is to receive the budget message from the Governor. At this time, ladies and gentlemen and members of the Washington State Legislature, His Excellency, the Honorable Daniel J. Evans, Governor of the State of Washington."

Governor Evans:

"Mr. President, Mr. Speaker, ladies and gentlemen of the Legislature:

"If yesterday was a time when we heard about the programs for the exciting future of our state, today is the day when we are gathered to hear how they can be financed and how, in detail, the state can pay for them.

"As this body convenes for Washington's fortieth legislative session, there is a sense of urgency and excitement in the challenges of the next sixty days that I am certain must be felt by everyone in this chamber.

"We are all acutely aware that our state is riding a surging wave of economic expansion. It has produced dramatic developments since my budget message to the Legislature two years ago. So dramatic, in fact, that none of us could have predicted the magnitude of our economic boom.

"In my 'State of the State' message yesterday I cited statistics which measured our growth, during the past two years, in population, employment, personal income, and school enrollment. What they all add up to is that Washington is growing faster than any other state in the nation—and so are the challenges to its state government.

"As I pointed out yesterday, we must be prepared to cope with continued vigorous growth in the months ahead. Over the next five years, Washington's population will increase by nearly 500,000 people.

"Instead of an unemployment rate which reached as high as 7% a few years ago, we now find less than 4% of our work force unemployed. In the next five years we will be challenged to find enough skilled workers for some 200,000 new jobs. In short, we are facing the most dynamic growth period this state has ever known.

"But with prosperity, our economic advance is bringing problems which will challenge this 1967 Legislature and legislative sessions thereafter.

"The dramatic increase in population is putting intense pressures on our entire educational system, from kindergarten through our universities.

"The concentration of new people and new jobs in urban areas has intensified the already serious plight of our larger cities, many of which lack the financial resources to provide adequate public services.

"Our business expansion has increased wages in the private sector of the economy. The state, operating on a budget fixed two years ago, is unable to match this wage competition in its efforts to attract and retain qualified personnel.

"Our society's growing affluence and leisure time is testing the limits of this state's outdoor recreation facilities. The mobility of our citizens is crowding state highways—and establishing tragic records of traffic accidents and deaths.

"Our population growth will inevitably include persons of marginal employability, who will require public assistance, and those who are destined to spend time in our correctional institutions.

"In addition to these 'new' problems, our 'old' problems are clamoring for attention. This is particularly true in state programs for the mentally retarded, where inadequate salaries and personnel shortages result in a level of care that must be improved. It is also true in our public assistance program, in which grants are based on 1960 price levels and vendor payments are based on 1964 costs.

"Finally, we must now face the full biennial cost of programs implemented only in part during the current biennium.

"Thus, the budget for the biennium ahead will be challenged on the expenditure side by increasing workloads, program deficiencies and rising costs.

"Our expanding economy, however, has generated increased state revenue. At the same time, efficient government operation and the confines of the past biennium's budget have limited state expenditures. The result is that the General Fund will contain an estimated surplus of \$81.9 million at the end of the current biennium. It is the first such surplus in Washington since 1949.

"I believe this budget satisfies two critical requirements. First, it provides the 'catch-up' resources necessary to accommodate our population's present needs. Second, it meets the future challenges we can expect from our continuing economic growth. It faces our responsibilities squarely—both present and future—and chooses the demanding road instead of the convenient one.

"Enrollments this fall in our common school system (Grades 1 through 12) exceeded estimates by approximately 15,000 students. Next fall we will have 20,000 more students in Grades 1-12 than were anticipated a year earlier for any time in the forecast period through 1975.

"My budget proposes an increase in General Fund support for the activities under the Superintendent of Public Instruction of \$142.5 million.

"This increase will allow us to meet the expected surge in enrollments without sacrificing present quality.

"It will allow us to increase the salaries of all district personnel by 7% in the first year of the biennium and an additional 5% in the second year. This will mean an

average increase to the instructional staff of \$537 in the first year and \$410 in the second, to an average annual salary of \$8,617 in the second year. These increases should keep Washington ranking in the top ten states in the nation.

"Approximately \$3 million is included in the budget to place reimbursement for transportation on a current level. Since this move will not change costs which the districts are actually incurring, it will improve their cash position or allow them to make minor program improvements.

"The budget recognizes an educational obligation too long overlooked at the state level . . . a special approach for the gifted child. I am requesting \$507,000 for programs designed to benefit some 20,000 gifted children.

"The existing program for handicapped children will be expanded to meet an increase in the total number of children served from 81,590 this year to almost 90,000 by the end of the biennium. By improving and expanding our capabilities faster than the rate of increase in total enrollment, we can make substantial improvements in the identification and treatment of handicapped children already in the school system.

"I have not mentioned the increasing problem of special levies. Our growing reliance on these levies constitutes a very real threat to basic programs in too many districts. I feel that such levies should be limited to special programs only, and that a firmer basis must be found for the continuing budget. Unfortunately, that basis is simply not available under our present tax structure. I will make specific proposals on this problem as a part of a special tax reform message early in the session, and I might say here that the problem of special levies is not only a current one, but an immediate one to almost thirty percent of our entire school population. On January 24th, sixteen special school levies in the Puget Sound area will go before the voters. The extent of our present budget crisis, I think, can be measured by the fact that these special levies involve 203,000 students and nearly \$32 million. I want to go on record as enthusiastically endorsing and supporting these special levy requests that will go before the voters on January 24th, with the fervent hope that during this legislative session, the legislature will find better and more permanent means of alleviating this special levy problem.

"Community college enrollments grew rapidly prior to the current biennium, when the rate of growth levelled off. This can be explained in some cases, by limited state support, but in the fall of 1966 enrollments at many of the colleges dropped despite increased state funds. Since we expect that the upward trend will resume in the ensuing biennium, this budget provides an increase of \$26.1 million, or 62.1 percent to accommodate an increased enrollment. It will also support salary increases of 7% the first year and 5% the second year.

"The common school building program will be supported by prior state bond issues, including a portion of the \$16.5 million Referendum 14 measure and the new Common School Construction Fund created under SJR 22, both approved last November. A proposed new appropriation from this fund of \$25,845,840 will provide classroom construction for enrollment growth and normal replacement through the fall of 1969. The projected rate of income to the fund gives us reason to hope that we can fund school construction on a current basis through 1971.

"During the next biennium, enrollments in our colleges and universities are expected to increase by 6,033 students or 11.7%.

"The general approach in this budget has been to meet these increased enrollments through uniform application of faculty-staffing ratios agreed upon by the five institutions, to provide for salary increases of 7% and 5%, and to make specific adjustments in individual schools where warranted.

"This budget also provides for the initial costs of a new four-year institution—\$552,200 in operating costs and \$905,000 in capital to acquire a site and develop plans for initial construction during 1969-71. An orderly timetable for development of the new school would see the first class enrolling in the fall of 1970 or 1971.

"In education, our economic growth has greatly increased workloads. In our institutions it has hampered our ability to compete for workers in a tight labor market. Many are faced with chronic understaffing and rapid turnover. These problems are especially serious in the schools for the retarded.

"Immediate and substantial salary increases are an obvious step toward the improvement of this situation.

"But salary increases are only one phase of a broad attack on mental retardation contained in this budget.

"We must also enlarge staffs. Over the course of the next biennium 235 additional full-time jobs will be authorized as part of a ten-year program to bring staffing levels

up to national standards. "A measure will be presented to authorize a fifth school for the retarded to be known as the Medical Lake School. This facility will accommodate 400 retarded when fully occupied toward the latter part of the next biennium.

"As a result of the passage of Referendum 15, a 270-bed addition will soon be under construction at Yakima Valley School.

"Other major construction activity will center on Fircrest School, where the present facilities are largely temporary World War II frame buildings. The capital improvement budget I am proposing provides for a substantial replacement of these temporary buildings, plus construction of a new Care and Therapy treatment center.

"As significant as these state financed additions to the programs for the retarded are, they must be augmented by other programs at the community level.

"The established and successful day care program will be expanded from 27 existing centers to 45 centers in the next biennium.

"Three steps are proposed to encourage local participation in the Federal Mental Retardation construction program. First, I am requesting \$346,000 for construction of community mental retardation clinics. Enabling legislation will be proposed to help counties provide their share of the necessary matching funds. Finally, this budget requests \$100,000 in planning grants to counties to help assure that the programs developed meet priority community needs and are properly coordinated with existing services.

"When added together, these represent the largest single step forward in our state's history in care for mentally retarded.

"I am recommending a parallel expansion of services in the field of mental health. An increase of \$2,233,523 is requested to improve programs in the state institutions, and an increase of \$1,561,821 is requested for state participation in community programs. This budget should go far towards improving Washington State's national ranking in community mental health facilities.

"In order to meet the increasing demands in adult correction and juvenile rehabilitation, substantial additional capacity will be required. This is an unfortunate commentary on today's problems, both of the adult and of the juvenile, both in this state and throughout the nation.

"In order to meet the increasing demands in adult correction and juvenile rehabilitation, substantial additional capacity will be required.

"A 270-person expansion is proposed for the adult Correction Center at Shelton, a new 150-inmate prison for women has been authorized under Referendum 15, and expansion in the Honor Camps will provide needed capacity for adult corrections.

"In juvenile rehabilitation, the completion this year of Echo Glen Children's Center near Preston and the acquisition of the former Air Force Station at Naselle are providing immediate relief for space needs. Next biennium will see the completion of additional diagnostic cottages at Cascadia, a fifth Youth Camp at Indian Ridge (near Sultan) and three new group homes.

"While these expansions will provide adequate physical facilities for the next two years, it is apparent that greater efforts must be made in both rehabilitation and prevention.

"The budget for the Board of Prison Terms and Paroles will be increased by \$658,120, permitting more intensive work with parolees and improving their chances for success on parole.

"To accomplish the same objective in juvenile rehabilitation, a 68.1% increase of \$729,650 is proposed for juvenile parole services. With adequate supervision in the community, a much larger number of youngsters committed to the state could be placed on parole directly out of the diagnostic center at Cascadia.

"Further emphasis is also placed on keeping young people from being committed in the first place. Probation services grants to counties will be increased from \$35,000 to \$100,000 and the Division of Juvenile Delinquency Prevention and Control will be increased by \$275,107 (34.3%) to strengthen the performance of its 22 child guidance centers.

"Dual objectives of this administration in public assistance have been to keep the assistance lists to an absolute minimum, while recognizing the state's obligation to those who genuinely need help.

"During the current biennium we have been able to eliminate the long-standing ratable reduction in grants to ADC families. We must now take the next required step to put all payments on a current basis. This will be a costly move, since we are currently basing grants on 1960 prices. Approximately \$12.2 million will allow us to base grants on today's cost of living.

"Another major cost to the department will be updating the prices paid for various services provided to recipients, principally for health care. \$13,800,000 will be required for full rates for these vendor groups. In addition, the budget proposes an increase of nearly 50% in dental care to maintain the dental health of children and to provide restorative work to adults.

"In the program of child welfare services, the proposed budget provides for updating payment rates to voluntary agency child-care institutions and maternity homes to allow for full payment of per capita maintenance expenditures.

"In addition, I propose to continue those beneficial programs initiated during 1965-67 and which must now be funded for the entire ensuing biennium. These include the elimination of the ratable reductions, the implementation of higher standards for grants to ADC-employable families, the liberalization of medical care benefits to medical indigents and increases made in this biennium in various vendor payments. These alone will cost nearly \$12 million but are essential to the minimal support of recipients.

"The improvements made in caring for underprivileged, neglected or homeless children in the present period will be strengthened in 1967-69. We will continue to improve day care services, and to emphasize protective services to children in danger of being mistreated or abused, as well as homemaker services for families for emergency periods. I am requesting \$950,000 for these vital purposes.

"Another service experiencing the pressures of Washington's growing population is outdoor recreation. The need for expansion of our recreational facilities was recognized with the passage in 1964 of Initiative 215 and Referendum 11, and with the passage of the Federal Land and Water Conservation Fund Act.

"However, these measures are not proving adequate to the need. At an alarming rate, priceless recreational resources are being converted irrevocably to other purposes. The matter is of such urgency that it will be the subject of a special message.

"In the meantime, an increase in funds is available through programs coordinated by the Interagency Committee on Outdoor Recreation, and \$4,452,588 will be requested from the General Fund surplus for capital outlay for the Parks and Recreation Commission. This investment will open seven new state parks with 370 campsites and other developments, expand existing parks by 470 additional campsites, and provide urgently needed improvements at many other existing parks.

"As we propose a budget of this size, we must redouble our efforts to insure that the money we request will be spent wisely. During this biennium we have had the benefit of an extensive review of the operations of state government by a dedicated group of men from the management level of private industry, the Council for the Reorganization of Washington State Government. Their report, submitted over a year ago, has already resulted in significant economies and has set the tone for improved operations that will continue to bear fruit for years to come. One of the Council recommendations that will receive priority attention under the new budget is the establishment in Central Budget Agency of a management services unit for the specific purpose of reviewing agency operations to install better methods of accomplishing the tasks of government. I will ask this group to maintain close liaison with the Executive Committee of the Council in the hope that we may continue to benefit from the experience of these business leaders.

"The state is completing an independent review of its data processing operations by an outside consulting firm. The report will be delivered before the end of the month. An appropriation of \$2,500,000, to be released only after the detailed planning is completed, will enable us to establish a powerful data processing service center and to establish the organizational and conceptual framework for the long-range development of data processing in the state.

"Last year's record 816 traffic deaths requires that we redouble our efforts to reduce the alarming increase in highway accidents.

"To this end, I am requesting that the State Patrol be appropriated sufficient funds to increase its effective field force by 200 additional troopers over the next two years.

"All programs of driver improvement in the Department of Motor Vehicles must also be intensified. An increase of \$1,347,902 (29.9%) is requested for this purpose.

"Finally, participation in the new Federal Highway Safety Program will make \$2,879,363 available to the state and local governments for specified programs in traffic safety.

"The impact of economic expansion is not limited to school districts or the agencies of state government. As our society becomes increasingly urbanized, a heavier burden in public safety, transportation, and planning falls upon our city governments.

"You will see in the budget placed before you today \$25 million in direct state aid to cities. It is my proposal that this amount be allocated to cities on the basis of a four-part formula: one quarter for all cities; one quarter for cities over 20,000 population; one quarter for cities with full time police departments; and one quarter for cities with full time fire departments. Such a formula will assign this money to cities with the greatest need.

"State aid is not the entire answer to the immediate problems of the cities, nor is it the long range answer to the problems of the future. These answers lie in a coordinated program consisting of state aid, greater local authority in matters of taxation, creation of a better mechanism for intergovernmental cooperation, establishment of an agency in state government that will be particularly responsive to problems of urban areas, and finally, legislation dealing with specific problems such as local organization and mass transit.

"A separate item in the budget, though one that is synonymous with quality throughout, is the matter of salary adjustments. State employees are now paid on a basic compensation plan adopted to reflect prevailing wages in 1964. Even this pay level did not become fully effective until August 1, 1966. To make salary levels competitive, I am proposing increases averaging 12% to be effective February 1 of this year, with a further 5% adjustment effective July 1, 1968. The budget contains a General Fund appropriation of \$25,000,000 for this item for the next biennium. Also contemplated in the salary adjustment package for the new biennium are time and one-half for overtime and shift differentials, features of long-standing in competitive pay plans.

"In a time of rapid change and explosive growth, we cannot rely on appropriations fixed at biennial sessions of the Legislature to meet every eventuality. As in this biennium, we can confidently predict that circumstances will arise requiring a shift of state funds beyond the capacity of a reasonable emergency appropriation, but not of sufficient magnitude to warrant a special session of the legislature. This budget recommends an appropriation of \$17.5 million for such contingencies. This appropriation will not be against current revenue since its expenditure is uncertain, but rather is counted against the General Fund balance.

"I propose that this appropriation be allocated by joint legislative-executive action, rather than by executive action alone. I will work with you to develop an appropriate mechanism for this purpose.

"The budget I have outlined in this message totals nearly three billion dollars. 44.5% of this amount is funded from earmarked sources, leaving a General Fund budget of \$1,631.4 million. This is an increase of 36.7% over the present biennium. Some may call this increase ambitious—and indeed it is. It must be, if our state government is to meet the serious responsibilities created by our dynamic economy and the legitimate needs of our people.

"Of this total, General Fund expenditures which are current and recurring will exceed revenue from existing sources by approximately \$49 million. This gap must be bridged by an assured, continuing source of revenue. As the immediate, short-range solution to this need, I recommend to you an increase in the sales tax from 4.2 to 4.5 percent.

"This is not a recommendation I relish. It is, however, the logical answer to balancing the state's budget for the next two years.

"The appropriate long-range answer, I feel, lies in tax reform rather than repeated increases in the sales tax. Only a comprehensive tax reform program will solve the problems of tax equality, responsiveness of revenue yield, needs of urban areas, and the special levy dilemma of school districts. There are several alternatives in such a dynamic tax program that I look forward to exploring with you in this session.

"It is apparent, however, that the budget I have proposed could be balanced—without a tax increase—through one of two deceptively simple methods.

"One alternative would be to use the \$81.9 million General Fund surplus I discussed earlier. Even after providing revenues for the proposed \$17.5 million contingency appropriation and \$12.5 million in aid to cities (one-half the total proposed), a General Fund surplus of \$51.6 million would remain. If applied to current expenses, this sum would produce a balanced budget for General Fund operations during the 1967-69 biennium.

"I firmly believe this choice would be totally irresponsible. Instead, I am proposing expenditure of \$51.6 million in a capital outlay program devoted primarily to the critical needs of our department of institutions, higher education, and parks and recreation.

"Many of the specific capital improvement projects I have outlined earlier in this address. Briefly, the program includes \$19.3 million for the department of institutions, \$16.3 million for higher education including community colleges, \$6 million for state office buildings, also desperately needed to once again bring state government back together on this campus, \$4.5 million for parks and recreation, \$2 million for the state patrol for the construction of a new academy and a comprehensive communications center in the Puget Sound basin area, \$1.7 million for badly needed improvements in the Department of Fisheries, and \$1.5 million for other state agencies. These funds are available now. They would allow us to conduct and complete capital outlay programs now without the wait for a vote of the people two years from now and the additional costs both in construction and in necessary bond interest.

"The second alternative—cutting this budget to equal current revenues—would be equally as tempting but just as shortsighted. Aid to cities, welfare, education, and service related to institutions account for 92% of all General Fund expenditures. The increases proposed in these areas are not only justifiable, they are actually minimum levels in providing the quality of schooling and public services to which we are or ought to be obligated.

"There is also a question of fiscal integrity involved in the choice of a General Fund surplus or a sales tax increase as a method of balancing this budget. If we were to base a future spending level on a non-recurring revenue source, such as this budget surplus, we would be making an extremely unwise decision that would be regretted.

"The budget and revenue program I have proposed to you is not based on expediency. Its major guideline is a demand for excellence. It is the same guideline which motivates Washington citizens. It must be our guideline as together we work to meet the demands of our state's exciting future."

The President of the Senate requested that the special committee escort Governor Evans from the rostrum to his chambers.

On motion of Mr. Gorton, the joint session was dissolved.

The President of the Senate turned the gavel over to the Speaker of the House.

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the President of the Senate and the Senators from the House chamber back to the Senate.

The President called the Senate to order at 2:30 p.m.

The Secretary called the roll and announced to the President that all Senators were present except Senator Chytil who was excused.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 11, 1967.

Mr. President:

The Speaker has signed: House Concurrent Resolution No. 1,
House Concurrent Resolution No. 2 and
House Concurrent Resolution No. 3 and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: House Concurrent Resolution No. 1,
House Concurrent Resolution No. 2 and
House Concurrent Resolution No. 3.**

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 67, by Senators Freise, Hanna and Washington (by Departmental request):

An Act relating to occupational driver's licenses; amending section 46.20.390, chapter 12, Laws of 1961 as amended by section 32, chapter —, Laws of 1967 () and RCW 46.20.390; and repealing section 46.20.380, chapter 12, Laws of 1961 as amended by section 31, chapter —, Laws of 1967 () and RCW 46.20.380.

Referred to Judiciary Committee.

Senate Bill No. 68, by Senators Ryder, Foley and Sandison (by Public Pension Commission request):

An Act relating to the state public pension commission; and amending section 3, chapter 17, Laws of 1963 extraordinary session and RCW 41.52.030; amending section 4, chapter 17, Laws of 1963 extraordinary session and RCW 41.52.040; and adding new sections to chapter 17, Laws of 1963 extraordinary session and to chapter 41.52 RCW.

Referred to Committee on State Government.

Senate Bill No. 69, by Senators Ryder, Sandison and Foley (by Public Pension Commission request):

An Act relating to retirement and pensions; providing for the employment of an investment counsel; defining powers, duties and functions; adding a new section to chapter 17, Laws of 1963 extraordinary session and to chapter 41.52 RCW; and making an appropriation.

Referred to Committee on State Government.

Senate Bill No. 70, by Senators Ryder, Sandison and Foley (by Public Pension Commission request):

An Act relating to community colleges.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 71, by Senators Uhlman, Atwood, Greive and McCormack:

An Act relating to civil procedure; providing for allowances of attorneys' fees as costs in certain actions; adding new sections to the Code of 1881, and to chapter 4.84 RCW; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.05 RCW.

Referred to Judiciary Committee.

Senate Bill No. 72, by Senators Atwood and Washington:

An act relating to changing the designation of the state colleges; amending section 2, chapter 147, Laws of 1957 as amended by section 2, chapter 62, Laws of 1961 and RCW 28.81.010; and providing an effective date.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 73, by Senators Atwood and Washington:

An Act relating to the granting of degrees by state colleges; amending section 1, chapter 13, Laws of 1933, as amended by section 1, chapter 109, Laws of 1947 and RCW 28.81.052; and adding a new section to chapter 28.81 RCW.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 74, by Senators Peterson (Lowell), Atwood and Mardesich:

An Act relating to diking districts, drainage districts, diking and/or drainage improvement districts, improvement districts, flood control districts or zones; and adding a new chapter to Title 85 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 75, by Senators Herrmann, Freise and Cooney:

An Act relating to court reporters; and amending section 1, chapter 210, Laws of 1951, as last amended by section 1, chapter 114, Laws of 1965 extraordinary session, and RCW 2.32.210.

Referred to Judiciary Committee.

Senate Bill No. 76, by Senators Uhlman, Neill, Hanna, Andersen and Foley:

An Act relating to nonprofit associations; repealing chapter 110, Laws of 1961; repealing section 6, chapter 12, Laws of 1959, section 3, chapter 263, Laws of 1959, chapter 32, Laws of 1959, section 3, chapter 263, Laws of 1959, chapter 32, Laws of 1955, chapter 121, Laws of 1953, chapter 249, Laws of 1947, chapter 122, Laws of 1943, chapter 89, Laws of 1933, section 2, chapter 63, Laws of 1925 extraordinary session, chapter 8, Laws of 1923, chapters 75 and 134, Laws of 1907, chapter 125, Laws of 1905, page 24, chapter XIX (19), Laws of 1895, page 348, chapter CXXXV (135), Laws of 1895, chapter CLVIII (158), Laws of 1895, section 1, page 86, Laws of 1886, sections 2450 through 2454, Code of 1881, page 409 through 411, Laws of 1873, pages 341 and 342, Laws of 1869, pages 67 and 68, Laws of 1866, and RCW sections 24.01.010, 24.04.010 through 24.04.170, 24.08.010 through 24.08.900, and 24.16.010 through 24.16.140; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 77, by Senators Durkan, Gissberg, Woodall, Uhlman, McMillan, Herr, Guess, Peterson (Lowell), Peterson (Ted), Knoblauch, Henry, Kupka, Talley, Hallauer, Greive, Foley, Cooney, Ridder, Morgan and Donohue:

An Act relating to telephone calls; and prescribing a penalty for making calls of an obscene, threatening or harassing nature.

Referred to Judiciary Committee.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 77.

Senate Bill No. 78, by Senators Kupka, Peterson (Ted) and Williams (by Legislative Council Request):

An Act relating to public bidding; establishing procedures therefor; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 79, by Senators Hanna, Donohue, Lennart, Lewis and Talley:

An Act relating to the marketing of selected dairy products and the control thereof; adding a new chapter to chapter 11, Laws of 1961 and to Title 15 RCW; and providing penalties.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 80, by Senator Freise:

An Act relating to motor vehicle drivers' licenses; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.20 RCW.

Referred to Committee on Highways.

Senate Joint Resolution No. 5, by Senators Ryder, Sandison and Foley (by Public Pension Commission request):

Investing of pension funds, constitutional amendment.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 6, by Senators Gissberg, Neill and Dore:
Amending Constitution to permit creation of court of appeals.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

At 2:45 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, January 13, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Washington, Friday, January 13, 1967.

The Senate was called to order at eleven a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil and Cooney.

On motion of Senator Hanna, Senator Cooney was excused.

On motion of Senator Atwood, Senator Chytil was excused.

The Color Guard, consisting of Pages Michael Bailey, Color Bearer, and Barbara King, presented the Colors.

Reverend Fr. Charles Howard Perry, rector, of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Do not store up for yourselves treasure on earth, where it grows rusty and moth-eaten, and thieves break in to steal it. Store up treasure in heaven, where there is no moth and no rust to spoil it, no thieves to break in and steal. For where your wealth is, there will your heart be also.

"Father increase my awareness of your presence this day. Be with me as I take up my work. Use me to cast the sunlight of your presence in the small corner of your world in which I work. As the clock measures my labors during the day, so do I pray that you will be with me minute by minute. I need your strength in crises, your guidance in problems, the feeling of your spirit in meetings, and the joy of being in your service, however humble, this day.

"Almighty God, take care of my wife and family while I am away. You have blessed me with such a richness of home life that I can never properly express my gratitude. My work is dedicated to this family; help me to so perform my day's occupation that it will reflect the love and self-giving that graces our marriage. Protect them from harm. Help my wife to bear the childishness of children. Be with our children through their quick joys and quick sorrows. And when the day is ended, let us enfold them with as much love and forgiveness as we constantly receive from you. In Jesus' name. Amen."

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

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 81, by Senators Herrmann, Woodall and Gissberg:

An Act relating to for hire motor vehicles; and amending section 46.72.040, chapter 12, Laws of 1961 and RCW 46.72.040.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 82, by Senators Peterson (Ted), Bailey, and Marquardt (by Departmental request):

An Act relating to protection of shipping and the safety of human life and property; regulating pilots and pilotage on the waters of Puget Sound and adjacent inland waters, Grays Harbor and Willapa Bay; providing for the licensing, regulation and compensation of pilots; establishing a special account for the purposes of this act; defining vessels subject to pilotage; prohibiting piloting by unlicensed persons and the employment of unlicensed persons as pilots; amending section 2, chapter 18, Laws of 1935 as amended by section 1, chapter 184, Laws of 1941, and RCW 88.16.020; amending section 3, chapter 18, Laws of 1935 and RCW 88.16.050; amending section 4, chapter 18, Laws of 1935 and RCW 88.16.070; amending section 6, chapter 18, Laws of 1935 and RCW 88.16.120; amending section 8, chapter 18, Laws of 1935 and RCW 88.16.090; amending section 9, chapter 18, Laws of 1935 and RCW 88.16.030; amending section 10, chapter 18, Laws of 1935 and RCW 88.16.150; amending section 11, chapter 18, Laws of 1935 and RCW 88.16.130; amending section 14, chapter 18, Laws of 1935 and RCW 88.16.040; amending section 17, chapter 18, Laws of 1935 and RCW 88.16.160; repealing section 12, chapter 18, Laws of 1935 and RCW 88.16.060; repealing section 5, chapter 18, Laws of 1935 and RCW 88.16.080; adding a new section to chapter 18, Laws of 1935 and to chapter 88.16 RCW; defining offenses; and prescribing penalties.

Referred to Committee on Labor and Social Security.

Senate Bill No. 83, by Senators Atwood, Washington, Faulk and Andersen (by Executive request):

An Act relating to the judiciary; to justices of the peace and other inferior courts and the administration thereof; amending section 3, chapter 259, Laws of 1957 and RCW 2.56.030; amending section 8, chapter 259, Laws of 1957 and RCW 2.56.080; amending section 2, chapter 299, Laws of 1961 and RCW 3.30.020; amending section 26, chapter 299, Laws of 1961 as amended by section 1, chapter 110, Laws of 1965 extraordinary session and RCW 3.38.020; amending section 27, chapter 299, Laws of 1961 as amended by section 2, chapter 110, Laws of 1965 extraordinary session and RCW 3.38.030; and repealing section 1, chapter 11, Laws of 1955 and RCW 3.04.010, repealing section 4, page 120, Laws of 1888 as amended by section 2, chapter 11, Laws of 1955, and RCW 3.04.030, repealing section 3, page 223, Laws of 1854 as last amended by section 3, chapter 11, Laws of 1955, and RCW 3.04.040, repealing section 4, page 223, Laws of 1854 as last amended by section 4, chapter 11, Laws of 1955, and RCW 3.04.050, repealing section 5, page 223, Laws of 1854 as last amended by section 5, chapter 11, Laws of 1955, and RCW 3.04.060, repealing section 6, page 223, Laws of 1854 as last amended by section 6, chapter 11, Laws of 1955, and RCW 3.04.070, repealing section 7, page 224, Laws of 1854 as last amended by section 7, chapter 11, Laws of 1955, and RCW 3.04.080, repealing section 20, page 226, Laws of 1854 as last amended

by section 14, chapter 156, Laws of 1951, and RCW 3.04.090, repealing section 10, page 224, Laws of 1854 as amended by section 1703, Code of 1881, and RCW 3.04.100, repealing section 25, page 227, Laws of 1854 as last amended by section 8, chapter 11, Laws of 1955, and RCW 3.04.110, repealing section 12, chapter 187, Laws of 1919 and RCW 3.04.120, repealing section 11, page 224, Laws of 1854 as last amended by section 15, chapter 156, Laws of 1951, and RCW 3.04.130, repealing section 12, page 224, Laws of 1854 as amended by section 1705, Code of 1881, and RCW 3.04.140, repealing section 21, page 226, Laws of 1854 as last amended by section 1708, Code of 1881, and RCW 3.04.150, repealing section 3, page 120, Laws of 1888 as amended by section 11, chapter 11, Laws of 1955, and RCW 3.12.010, repealing section 1, chapter 156, Laws of 1951 as last amended by section 1, chapter 203, Laws of 1957, and RCW 3.12.021, repealing section 6, chapter 156, Laws of 1951 and RCW 3.12.041, repealing section 2, chapter 156, Laws of 1951 as amended by section 2, chapter 203, Laws of 1957, and RCW 3.12.071, repealing section 1, chapter 63, Laws of 1931 and RCW 3.12.080, repealing section 8, chapter 7, Laws of 1891 as last amended by section 1, chapter 21, Laws of 1943 and RCW 3.12.090, repealing sections 9, 10 and 13, chapter 156, Laws of 1951 and RCW 3.14.050, 3.14.020 and 3.14.060, repealing section 3, chapter 156, Laws of 1951 as amended by section 5, chapter 206, Laws of 1953, and RCW 3.16.002, repealing section 4, chapter 156, Laws of 1951 as amended by section 6, chapter 110, Laws of 1965 extraordinary session and RCW 3.16.004, repealing section 5, chapter 156, Laws of 1951 as amended by section 13, chapter 11, Laws of 1955, and RCW 3.16.008, repealing section 1, chapter 66, Laws of 1893 as last amended by section 1, chapter 143, Laws of 1919, and RCW 3.16.070, repealing section 2, chapter 66, Laws of 1893 and RCW 3.16.080, repealing section 3, chapter 66, Laws of 1893 and RCW 3.16.090, repealing section 181, page 379, Laws of 1863 as amended by section 1901, Code of 1881, and RCW 3.16.160, repealing section 22, page 226, Laws of 1854 as last amended by section 1, chapter 89, Laws of 1941 and RCW 3.20.010, repealing section 23, page 226, Laws of 1854 as last amended by section 1, chapter 96, Laws of 1965 and RCW 3.20.020, repealing section 24, page 227, Laws of 1854 as last amended by section 1711, Code of 1881, and RCW 3.20.030, repealing section 171, page 279, Laws of 1860 as last amended by section 1, chapter 98, Laws of 1909, and RCW 3.20.040, repealing section 9, page 224, Laws of 1854 as last amended by section 2, chapter 89, Laws of 1941, and RCW 3.20.050, repealing section 1, chapter 40, Laws of 1899 as last amended by section 2, chapter 206, Laws of 1953, and RCW 3.20.060, repealing section 1, chapter 264, Laws of 1927 as amended by section 2, chapter 75, Laws of 1929, and RCW 3.20.070, repealing section 3, chapter 75, Laws of 1929 and RCW 3.20.080, repealing section 2, chapter 65, Laws of 1901 as last amended by section 4, chapter 89, Laws of 1941, and RCW 3.20.090, repealing section 2, page 88, Laws of 1867 as last amended by section 1, chapter 126, Laws of 1943, and RCW 3.20.100, repealing section 68, page 252, Laws of 1860 as last amended by section 1881, Code of 1881, and RCW 3.20.110, repealing section 1, chapter 4, Laws of 1933 extraordinary session as amended by section 1, chapter 135, Laws of 1935, and RCW 3.20.120, repealing section 4, chapter 206, Laws of 1953 and RCW 3.20.131, repealing sections 1, 3, 4, 5, 6, 7, 8 and 9, chapter 14, Laws of 1923 and RCW 3.24.010, 3.24.060, 3.24.030, 3.24.040, 3.24.050, 3.24.070, 3.24.080, and 3.24.090, repealing section 2, chapter 14, Laws of 1923 as amended by section 1, chapter 201, Laws of 1927, and RCW

3.24.020, repealing section 3, chapter 110, Laws of 1965 extraordinary session and RCW 3.38.031, repealing section 96, chapter 299, Laws of 1961 and RCW 3.50.470, repealing section 6, chapter 29, Laws of 1891 and RCW 10.10.010, repealing section 8, chapter 29, Laws of 1891 and RCW 10.10.040, repealing section 7, chapter 29, Laws of 1891 and RCW 10.10.060, repealing section 35.22.420, chapter 7, Laws of 1965 as amended by section 3, chapter 116, Laws of 1965 extraordinary session and RCW 35.22.420, repealing section 35.22.430, chapter 7, Laws of 1965 and RCW 35.22.430, repealing section 35.22.440, chapter 7, Laws of 1965 and RCW 35.22.440, repealing section 35.22.460, chapter 7, Laws of 1965 as amended by section 4, chapter 116, Laws of 1965 extraordinary session and RCW 35.22.460, repealing section 35.22.480, chapter 7, Laws of 1965 as amended by section 5, chapter 116, Laws of 1965 extraordinary session and RCW 35.22.480, repealing section 35.22.490 through 35.22.560, chapter 7, Laws of 1965 and RCW 35.22.490 through 35.22.560, repealing section 35.23.590, chapter 7, Laws of 1965 and RCW 35.23.590, repealing section 35.23.600, chapter 7, Laws of 1965 as amended by section 8, chapter 116, Laws of 1965 extraordinary session and RCW 35.23.600, repealing section 35.23.610 through 35.23.670, chapter 7, Laws of 1965 and RCW 35.23.610 through 35.23.670, repealing section 35.24.450 through 35.24.470, chapter 7, Laws of 1965 as amended by sections 11, 12 and 13, chapter 116, Laws of 1965 extraordinary session and RCW 35.24.450 through 35.24.470, repealing section 35.27.520, chapter 7, Laws of 1965 as amended by section 16, chapter 116, Laws of 1965 extraordinary session and RCW 35.27.520, repealing section 2, chapter 108, Laws of 1965 and RCW 35.27.525, repealing section 35.27.530 and 35.27.540, chapter 7, Laws of 1965 as amended by sections 17 and 18, chapter 116, Laws of 1965 extraordinary session and RCW 35.27.530 and 35.27.540; and adding new sections to chapter 10.10 RCW.

Referred to Judiciary Committee.

Senate Bill No. 84, by Senators Freise and Gissberg:

An Act relating to search warrants; and amending section 2, page 101, Laws of 1854 as last amended by section 1, chapter 86, Laws of 1949, and RCW 10.79.015.

Referred to Judiciary Committee.

Senate Bill No. 85, by Senators Atwood, Talley and Hanna:

An Act relating to liabilities of public officers, employees, or agents.

Referred to Judiciary Committee.

Senate Bill No. 86, by Senators Atwood, Guess and Washington:

An Act relating to the granting of degrees by state colleges; and amending section 1, chapter 13, Laws of 1933 as amended by section 1, chapter 109, Laws of 1947 and RCW 28.81.052.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 87, by Senators Faulk, Knoblauch, Kupka and Rasmussen:

An Act relating to state colleges; establishing a new state college; amending section 1, chapter 104, Laws of 1947 and RCW 28.76.020; amending section 2, chapter 147, Laws of 1957, as amended by section 2, chapter 62, Laws of 1961, and RCW 28.81.010; amending section 3, chapter 13, Laws of 1961 extraordinary session, as last amended by section 1, chapter 147, Laws of 1965 extraordinary session, and RCW 28.81.080; amending section 4, chapter 13, Laws of 1961 extraordinary session, as amended by section 2, chapter 76, Laws of 1965, and RCW 28.81.085; amending section 1, chapter 14, Laws of

1961 extraordinary session; and RCW 28.81.500; amending section 2, chapter 14, Laws of 1961 extraordinary session, and RCW 28.81.510; amending section 5, chapter 14, Laws of 1961 extraordinary session, and RCW 28.81.540; amending section 1, chapter 76, Laws of 1965 and RCW 28.81.551; repealing section 1, chapter 13, Laws of 1933, as amended by section 1, chapter 109, Laws of 1947, and RCW 28.81.052; section 1, chapter 108, Laws of 1947, as amended by section 2, chapter 34, Laws of 1949, and RCW 28.81.053; and section 1, chapter 109, Laws of 1963 and RCW 28.81.054; adding new sections to chapter 28.81 RCW; and making an appropriation therefor.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 88, by Senators Greive, Ryder and Stender:

An Act relating to the ownership of land; amending section 1, chapter 111, Laws of 1895 and RCW 64.16.140; amending section 22, chapter 255, Laws of 1927 as amended by section 3, chapter 257, Laws of 1959, and RCW 79.01.088; amending section 143, chapter 255, Laws of 1927 and RCW 79.01.572; amending section 1, chapter 131, Laws of 1955 and RCW 79.14.010; adding a new section to chapter 64.16 RCW; repealing section 1, chapter 50, Laws of 1921 as last amended by section 1, chapter 255, Laws of 1955, and RCW 64.16.010; repealing sections 2, 3, 5, 6, 7 and 9, chapter 50, Laws of 1921 and RCW 64.16.020, 64.16.030, 64.16.070, 64.16.090, 64.16.100 and 64.16.120; repealing section 11, chapter 50, Laws of 1921 (uncodified); repealing section 4, chapter 50, Laws of 1921, as amended by section 1, chapter 111, Laws of 1933 and RCW 64.16.080; repealing section 8, chapter 50, Laws of 1921 as amended by section 4, chapter 220, Laws of 1937 and RCW 64.16.110; repealing section 10, chapter 50, Laws of 1921 as amended by section 1, chapter 11, Laws of 1953 and RCW 64.16.130; repealing section 2, chapter 10, Laws of 1953 (uncodified); repealing sections 1 and 2, chapter 70, Laws of 1923 and RCW 64.16.040 and 64.16.050; repealing section 2, chapter 220, Laws of 1937 and RCW 64.16.060; repealing section 5, chapter 220, Laws of 1937 (uncodified); repealing section 1, chapter 9, Laws of 1953 and RCW 64.16.150; repealing section 2, chapter 10, Laws of 1953 (uncodified); and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 89, by Senators Herrmann and Redmon (by Departmental request):

An Act relating to state and local government; making uniform the collateral security requirements for depositaries of all public funds; amending section 43.85.030, chapter 8, Laws of 1965 and RCW 43.85.030; amending section 43.85.150, chapter 8, Laws of 1965 and RCW 43.85.150; amending section 36.48.020, chapter 4, Laws of 1963 and RCW 36.48.020; amending section 36.48.100, chapter 4, Laws of 1963 and RCW 36.48.100; amending section 35.38.020, chapter 7, Laws of 1965 and RCW 35.38.020; and amending section 35.38.040, chapter 7, Laws of 1965 and RCW 35.38.040.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 90, by Senators Kupka, Ryder, Faulk, Keefe and Atwood:

An Act relating to taxation; amending section 82.36.275, chapter 15, Laws of 1961, as last amended by section 1, chapter 135, Laws of 1965, and RCW 82.36.275; and amending section 82.40.047, chapter 15, Laws of 1961 as last amended by section 2, chapter 135, Laws of 1965, and RCW 82.40.047.

Referred to Committee on Highways.

Senate Bill No. 91, by Senators Hanna, Talley and Atwood:

An Act relating to public documents; and amending section 1, chapter 16, Laws of 1949 and RCW 73.04.120.

Referred to Committee on State Government.

Senate Bill No. 92, by Senators Hanna, Talley and Atwood:

An Act relating to instruments to be recorded or filed; amending section 1, page 26, Laws of 1865 as last amended by section 1, chapter 182, Laws of 1919 and RCW 65.04.030; and amending section 1, chapter 125, Laws of 1919 as amended by section 1, chapter 254, Laws of 1959 and RCW 65.04.040.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 93, by Senators McCormack, Hanna and Pritchard:

An Act relating to port districts; authorizing ports to provide certain contract sewer and water services; and amending section 5, chapter 65, Laws of 1955 and RCW 53.08.040.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 94, by Senators Mardesich, Peterson (Ted) and Rasmussen:

An Act relating to plumbers, requiring state licenses; creating a state plumbing council; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 95, by Senators Pritchard, Uhlman, McCormack and Cooney (by Departmental request):

An Act relating to elections; providing for candidates' and voters' pamphlets; and amending sections 29.80.020, 29.80.040, 29.80.050, 29.81.040, 29.81.100, 29.81.120 and 29.81.140, chapter 9, Laws of 1965 and RCW 29.80.020, 29.80.040, 29.80.050, 29.81.040, 29.81.100, 29.81.120, and 29.81.140.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 96, by Senators Ryder and Bailey (by Departmental request):

An Act relating to the state employees' retirement system, herein denominated the Washington Public Employees' Retirement System; amending section 2, chapter 274, Laws of 1947, as amended by section 2, chapter 240, Laws of 1949 and RCW 41.40.020; amending section 11, chapter 274, Laws of 1947, as last amended by section 7, chapter 174, Laws of 1963 and RCW 41.40.100; amending section 13, chapter 274, Laws of 1947, as last amended by section 2, chapter 155, Laws of 1965 and RCW 41.40.120; amending section 16, chapter 274, Laws of 1947, as last amended by section 3, chapter 155, Laws of 1965 and RCW 41.40.150; amending section 39, chapter 274, Laws of 1947 and RCW 41.40.380; and declaring an emergency.

Referred to Committee on State Government.

Senate Bill No. 97, by Senators Peterson (Ted), Mardesich and Williams (by Executive request):

An Act relating to the Washington state arts commission; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.46 RCW.

Referred to Committee on State Government.

Senate Bill No. 98, by Senators Williams, Uhlman and Stender (by Executive request):

An Act relating to civil rights; amending section 1, chapter 183, Laws of 1949, as amended by section 1, chapter 37, Laws of 1957, and RCW 49.60.010; amending section 2, chapter 183, Laws of 1949, as amended by section 3, chapter 37, Laws of 1957, and RCW 49.60.030; amending section 3, chapter 183, Laws of 1949, as last amended by section 1, chapter 103, Laws of 1961, and RCW 49.60.040; amending section 2, chapter 270, Laws of 1955, as amended by section 5, chapter 37, Laws of 1957, and RCW 49.60.050; amending section 3, chapter 270, Laws of 1955, and RCW 49.60.060; amending section 4, chapter 270, Laws of 1955, and RCW 49.60.070; amending section 5, chapter 270, Laws of 1955, and RCW 49.60.080; amending section 6, chapter 270, Laws of 1955, as amended by section 6, chapter 37, Laws of 1957, and RCW 49.60.090; amending section 7, chapter 270, Laws of 1955, and RCW 49.60.100; amending section 5, chapter 183, Laws of 1949, and RCW 49.60.110; amending section 8, chapter 270, Laws of 1955, as amended by section 7, chapter 37, Laws of 1957, and RCW 49.60.120; amending section 9, chapter 270, Laws of 1955, and RCW 49.60.130; amending section 10, chapter 270, Laws of 1955, and RCW 49.60.140; amending section 11, chapter 270, Laws of 1955, and RCW 49.60.150; amending section 12, chapter 270, Laws of 1955, and RCW 49.60.160; amending section 13, chapter 270, Laws of 1955, and RCW 49.60.170; amending section 1, chapter 68, Laws of 1959, and RCW 49.60.175; amending section 9, chapter 37, Laws of 1957 as amended by section 1, chapter 100, Laws of 1961 and RCW 49.60.180; amending section 11, chapter 37, Laws of 1957 as amended by section 3, chapter 100, Laws of 1961, and RCW 49.60.200; amending section 15, chapter 270, Laws of 1955, as amended by section 16, chapter 37, Laws of 1957, and RCW 49.60.230; amending section 16, chapter 270, Laws of 1955, as amended by section 17, chapter 37, Laws of 1957, and RCW 49.60.240; amending section 17, chapter 270, Laws of 1955, as amended by section 18, chapter 37, Laws of 1957, and RCW 49.60.250; amending section 19, chapter 37, Laws of 1957, and RCW 49.60.255; amending section 21, chapter 37, Laws of 1957, and RCW 49.60.260; amending section 22, chapter 37, Laws of 1957, and RCW 49.60.270; amending section 24, chapter 37, Laws of 1957, and RCW 49.60.290; amending section 10, chapter 183, Laws of 1949, as last amended by section 4, chapter 100, Laws of 1961, and RCW 49.60.310; amending section 11, chapter 183, Laws of 1949, and RCW 49.60.320; amending section 43.01.100, chapter 8, Laws of 1965, and RCW 43.01.100; adding a new section to chapter 49.60 RCW; repealing section 15, chapter 37, Laws of 1957, and RCW 49.60.217; repealing section 25, chapter 37, Laws of 1957, and RCW 49.60.300; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 99, by Senators Pritchard, Faulk and Marquardt (by Executive request):

An Act relating to elections; providing for the regulation of the reporting of campaign contributions and expenditures; adding a new chapter to chapter 9, Laws of 1965 and to Title 29 RCW; amending section 29.18.140, chapter 9, Laws of 1965 as amended by section 9, chapter 150, Laws of 1965 extraordinary session and RCW 29.18.140; and prescribing penalties.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 100, by Senators Atwood, Andersen, Chytil, Williams, Faulk, Ryder, Canfield, Peterson (Ted), Lewis, Pritchard, Twigg, McMillan,

Hallauer, Keefe, Talley, Gissberg, Donohue, Rasmussen and Guess (by Executive request):

An Act providing for the attachment of fiscal notes to bills and resolutions of the legislature; prescribing procedures; amending section 43.41.020, chapter 8, Laws of 1965 and RCW 43.41.020.

Referred to Committee on Ways and Means.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill Nos. 87 and 100.

On motion of Senator Greive, Senator Keefe was excused.

Senate Bill No. 101, by Senator Freise, Twigg, Talley, Foley and Donohue:

An Act relating to the retail sales tax; and amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 14, chapter 173, Laws of 1965 extraordinary session.

Referred to Committee on Ways and Means.

On motion of Senator Freise, the rules were suspended to permit additional sponsors to Senate Bill No. 101.

Senate Joint Resolution No. 7, by Senators Peterson (Ted), Henry, Talley, McCutcheon, McCormack, Uhlman, Washington, Peterson (Lowell), Ridder, Dore, Guess, Atwood, Andersen, Faulk, Williams, Marquardt, Stender, Redmon, Pritchard, McMillan, Greive, Cooney, Hallauer, Rasmussen, Mardesich, Twigg, Neill, Freise, Lewis, Canfield, Knoblauch, Kupka and Foley (by Executive request):

Ratifying amendment to U. S. Constitution regarding presidential disability and succession to offices.

On motion of Senator Ryder, the rules were suspended to permit additional names as sponsors to Senate Joint Resolution No. 7.

On motion of Senator Greive, the rules were suspended, Senate Joint Resolution No. 7 was advanced to second reading and read the second time in full.

On motion of Senator Peterson (Ted), the rules were suspended, Senate Joint Resolution No. 7 was advanced to third reading, the second reading considered the third, and the resolution placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 7 and the resolution passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senator Gissberg—1.

Excused: Senators Chytil, Cooney, Keefe—3.

Senate Joint Resolution No. 7, having received the constitutional two-thirds majority, was declared passed.

MOTION

At 11:30 a.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate was called to order by President Cherberg at 1:30 p.m.
 The President declared the Senate to be at ease.
 The President called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Greive, the Senate recessed until 8:00 p.m.

EVENING SESSION

The President called the Senate to order at 8:00 p.m.
 The President declared the Senate to be at ease.
 The President called the Senate to order at 9:10 p.m.
 The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
 Olympia, Wash., January 13, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. No. 186, and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

It was moved by Senator Greive that the rules be suspended and that the Senate do immediately consider Engrossed House Bill No. 186 on first reading.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

Engrossed House Bill No. 186, by Representatives Goldsworthy, Wolf, Lynch, Kirk, Clocksin, Farr, Spanton and Saling (by Executive request):
 An Act adopting a supplemental budget; making appropriations; and declaring an emergency.

On motion of Senator Greive the Senate resolved itself into a Committee Bill No. 186 was advanced to second reading and read the second time in full.

On motion of Senator Greive the Senate resolved itself into a Committee of the Whole, President Pro Tempore Henry in the chair, for the purpose of considering Engrossed House Bill No. 186 on second reading.

COMMITTEE OF THE WHOLE

Engrossed House Bill No. 186 was considered in the Committee of the Whole and reported back to the Senate, President Cherberg presiding, with the recommendation that it do pass with the following amendments:

Senate amendments to Engrossed House Bill No. 186, by Senators Durkan and Dore:

- On page 1, section 1, line 18, strike "\$4,184,473" and insert "\$5,461,000".
- On page 1, section 1, line 23, strike "\$528,194" and insert "\$617,000".
- On page 1, section 1, line 24, strike "\$216,857" and insert "\$143,000".
- On page 1, section 1, line 25, strike "\$25,631" and insert "\$47,000".
- On page 1, section 1, line 26, strike "\$28,465" and insert "\$55,000".
- On page 1, section 1, line 27, strike "\$39,531" and insert "\$46,000".

On page 2, section 1, line 2, strike everything after "Appropriation" and on page 2, section 1, strike all of lines 3, 4 and 5, and insert the following in lieu of the stricken matter: "for distribution to counties for school districts for the sole purpose of increasing salaries of noncertificated employees of school districts who are employed nine months or more during the calendar year, in the amount of \$50.00 per month for full time personnel and in pro-rated amounts for personnel employed less than full time, as of the effective date of this act... \$3,125,000".

- On page 2, section 1, line 7, strike "\$2,033" and insert "\$2,880".
- On page 2, section 1, line 9, strike "\$9,140" and insert "\$12,950".
- On page 2, section 1, line 12, strike "\$879" and insert "\$1,250".
- On page 2, section 1, line 14, strike "\$7,312" and insert "\$10,360".
- On page 2, section 1, line 15, strike "\$7,312" and insert "\$10,360".
- On page 2, section 1, line 17, strike "\$159,133" and insert "\$225,440".
- On page 2, section 1, line 19, strike "\$47,882" and insert "\$67,830".
- On page 2, section 1, line 21, strike "\$1,925" and insert "\$2,730".
- On page 2, section 1, line 23, strike "\$341,275" and insert "\$483,470".
- On page 2, section 1, line 26, strike "\$18,369" and insert "\$26,020".
- On page 2, section 1, line 27, strike "\$34,473" and insert "\$48,840".
- On page 2, section 1, line 28, strike "\$104,388" and insert "\$147,880".
- On page 2, section 1, line 30, strike "\$2,092" and insert "\$2,960".
- On page 2, section 1, strike all of line 32.
- On page 2, section 1, line 33, strike "\$592" and insert "\$840".
- On page 3, section 1, line 1, strike "\$81" and insert "\$115".
- On page 3, section 1, line 2, strike "\$145" and insert "\$205".
- On page 3, section 1, line 4, strike "\$928" and insert "\$1,315".
- On page 3, section 1, line 6, strike "\$7,964" and insert "\$11,280".
- On page 3, section 1, line 8, strike "\$69" and insert "\$100".
- On page 3, section 1, line 9, strike "\$53" and insert "\$75".
- On page 3, section 1, line 10, strike "\$64,287" and insert "\$91,070".
- On page 3, section 1, line 11, strike "\$69,748" and insert "\$98,810".
- On page 3, section 1, line 12, strike "\$11,802" and insert "\$16,720".
- On page 3, section 1, line 14, strike "\$4,573" and insert "\$6,480".
- On page 3, section 1, line 18, strike "\$767,968" and insert "\$1,087,960".
- On page 3, section 1, line 21, strike "\$1,137" and insert "\$1,610".
- On page 3, section 1, line 24, strike "\$62,803" and insert "\$88,970".
- On page 3, section 1, line 27, strike "\$1,707" and insert "\$2,420".
- On page 3, section 1, line 29, strike "\$135,057" and insert "\$191,330".
- On page 3, section 1, line 32, strike "\$81,768" and insert "\$115,840".
- On page 3, section 1, line 33, strike "\$4,212" and insert "\$5,970".
- On page 4, section 1, line 2, strike "\$1,282" and insert "\$1,815".
- On page 4, section 1, line 4, strike "\$2,179" and insert "\$3,090".
- On page 4, section 1, line 6, strike "\$2,819" and insert "\$3,995".
- On page 4, section 1, line 8, strike "\$129" and insert "\$185".
- On page 4, section 1, line 10, strike "\$2,307" and insert "\$3,270".
- On page 4, section 1, line 12, strike "\$1,410" and insert "\$2,000".
- On page 4, section 1, line 13, strike "\$3,204" and insert "\$4,540".
- On page 4, section 1, line 14, strike "\$37,165" and insert "\$52,650".

Senate amendment to Engrossed House Bill No. 186, by Senators Durkan and Freise:

On page 4, section 1, line 22, add the following words and figures: "General Fund Appropriation for private hospitals, \$150,000".

Senate amendment to Engrossed House Bill No. 186, by Senator Neill:

On page 4, section 4, line 33, after "effective" and before the period, strike "January 15, 1967" and insert "on the effective date of the act".

On motion of Senator Greive, the report of the committee was adopted.

On motion of Senator Greive, the reading had in the Committee of the Whole was considered the second reading of Engrossed House Bill No. 186.

On motion of Senator Henry, the amendments to Engrossed House Bill No. 186, adopted in the Committee of the Whole, were adopted by the Senate.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 186, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Senators Greive, Durkan and Bailey demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 186, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 28; nays, 17; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Bailey, Connor, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—28.

Those voting nay were: Senators Atwood, Canfield, Faulk, Guess, Hal-lauer, Lennart, McMillan, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Twigg, Williams, Woodall—17.

Absent or not voting: Senator Hanna—1.

Excused: Senators Chytil, Cooney, Keefe—3.

Engrossed House Bill No. 186, as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Greive Engrossed House Bill No. 186 as amended by the Senate was immediately transmitted to the House.

At 9:50 p.m., on motion of Senator Greive, the Senate was declared to be at ease, until 10:30 p.m.

The President called the Senate to order at 10:30 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 11:00 p.m.

On motion of Senator Atwood, Senator Woodall was excused.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 13, 1967.

Mr. President:

The House has passed: House Concurrent Resolution No. 6, and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 6, by Representative Gorton and O'Brien:

Adopting joint rules.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 6 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 6 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 13, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 186 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

It was moved by Senator Greive that the Senate refuse to recede from its amendments to Engrossed House Bill No. 186 and ask the House for a conference thereon.

It was moved by Senator Ryder that the Senate do recede from its amendments to Engrossed House Bill No. 186.

Debate ensued.

The motion by Senator Ryder was lost.

RULING BY THE PRESIDENT

The President:

"The motion by Senator Ryder having failed to carry, the Senate in effect, has refused to recede from its amendments to Engrossed House Bill No. 186 and asks the House for a conference thereon."

MOTION

On motion of Senator Greive, the Senate was declared to be at ease subject to the call of the President.

The President called the Senate to order at 11:15 p.m.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 13, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 186 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon:

Representatives Goldsworthy, Gorton and Backstrom.

Malcolm McBeath, *Chief Clerk*.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Engrossed House Bill No. 186 and the Senate amendments thereto: Senators Dore, Durkan and Ryder.

On motion of Senator Greive, the committee appointments were confirmed.

MOTION

At 11:20 p.m., on motion of Senator Greive, the Senate adjourned until noon, Monday, January 16, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

EIGHTH DAY

NOON SESSION

Senate Chamber,

Olympia, Washington, Monday, January 16, 1967.

The Senate was called to order at noon, by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Gissberg.

On motion of Senator Keefe, Senator Gissberg was excused.

The Color Guard, consisting of Pages Clarke Whitney, Color Bearer, and Myra Rintamaki, presented the Colors.

Reverend Fr. Charles Albert LaPierre, pastor of the St. Michael's Catholic Church of Olympia, offered prayer as follows:

"For I was hungry and you never gave me food, I was thirsty and you never gave me anything to drink, I was a stranger and you never made me welcome, naked and you never clothed me, sick and in prison and you never visited me. Then it will be our turn to ask, 'Lord, when did we see you hungry or thirsty, a stranger or naked, sick or in prison, and did not come to your help. Then he will answer, I swear to you by God, in so far as you neglected to do this to one of the least of these, you neglected to do it to me.'"

"Lord, in this session open our eyes. Amen."

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

The Secretary read:

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, ladies and gentlemen:

"Something has occurred this morning that I never expected to live to see. Father LaPierre and I have been friends for many, many years. In fact you might call it a lifetime friendship, at least in Father LePierre's instance, because I have known him and his wonderful parents since the day he was born. We lived right across the street from each other at that time. It is with a great deal of pleasure that the members of the Senate and the President welcome you here this morning."

The Secretary read:

The family of Mary Chytil gratefully acknowledges your kind expression of sympathy.

PERSONAL PRIVILEGE

Senator Henry:

"Mr. President and members of the Senate:

"I have the honor this morning to have in my office visiting our session the Honorable Herbert Bruch, Majority Leader of the Parliament of British Columbia. I also had the pleasure a few years ago of visiting the Honorable Herbert Bruch in Victoria where I had the chance to see some of the workings of their Parliament. I also think that they have a system that is somewhat better than ours in some cases because they have a majority party that makes up their mind what it is going to do and then they go out and do it, and the minority doesn't seem to have too much to

say about it. It happens like this here, too, occasionally. I also might say that they have more than one political party up there, and we seem to have enough trouble with just two down here. I would appreciate it very much if the Honorable Herbert Bruch would be accorded the courtesy of the Senate."

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Henry, Kupka and Washington to act as a committee of honor to escort the Honorable Herbert Bruch to the rostrum.

The President:

"Members of the Senate, ladies and gentlemen:

"It is a signal honor this morning to be able to present to you the President Pro Tempore of the Washington State Senate, the Honorable Senator Al Henry."

Senator Henry:

"Thank you, Governor Cherberg and Gentlemen and Lady of the Senate:

"As I said in my earlier remarks, I was royally entertained in British Columbia by the Honorable Herbert Bruch and had the occasion to see something that I think probably only happens once in a lifetime, something they called the Silver Drum Ceremony, in which the government and other agencies presents to the Canadian Pacific Fleet the Sterling Silver Drums engraved with the insignia of their station, plus the major battles and so forth that they had engaged in. It was a very impressive ceremony and it was something, as I said, that I think happens only probably once in a lifetime. Certainly it hadn't happened in quite a number of years.

"I also had a chance to visit Herbert Bruch in what he calls his 'riding,' (which is what we call a district) in Esquimalt, which I gather is the Annapolis of the Province. It is the naval training station just outside of Victoria. I was very much impressed with the treatment that we received and I am very happy this morning that the Honorable Herbert Bruch, the Majority Leader of the Social Credit Party, the ruling party I might say of British Columbia, is here with us today."

The Honorable Herbert Bruch:

"Thank you, Al, Mr. President, ladies and gentlemen:

"It is certainly a pleasure to be back here again and to partake of your hospitality. I want to say that at any time that any of you find the time from your duties to come to British Columbia, we will be happy to welcome you and to show you around. We have many things in common and in British Columbia we have found that in particular the meetings we have had on what we call the Alaska, Yukon, British Columbia conferences have worked to our benefit all around with the ferry links and other results of these conferences.

"I am particularly interested at the present time to continue some discussions that we had some six years ago concerning the coast route, the 101 route, because I feel there is still one link missing, and I hope that somehow we can get together and do something about that last link because now the route from California to Alaska is pretty well a reality. We want to look to the future to make it as good and attractive a route as possible.

"I hope that if at any time there is any information that you might want, that if there is any way that we can foster cooperation, after all we have many things in common, and if we can cooperate, it will be to our benefit both in British Columbia and in Washington State as well.

"Thank you again for your kindness."

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., January 15, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred House Bill No. 186 have had the same under consideration, and have been unable to agree and ask for the powers of free conference.

Senate Members

Martin J. Durkan
 Fred H. Dore
 John N. Ryder

House Members

Robert F. Goldsworthy
 Henry Backstrom
 Slade Gorton

On motion of Senator Greive, the Conference Committee report was adopted and the committee was granted the powers of free conference.

MOTION

At 12:15 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by President Cherberg at 2:00 p.m.

The Secretary read:

SENATE MEMORIAL

1967 - 2

By Senators Guess and Bailey:

TO THE HONORABLE LYNDON B. JOHNSON, PRESIDENT OF THE UNITED STATES, AND TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES OF AMERICA, IN CONGRESS ASSEMBLED, AND TO THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION:

We, your Memorialists, the Senate of the State of Washington, in legislative session assembled, respectfully represent and petition as follows:

Whereas, The Bureau of Public Roads of the Department of Transportation in late November, 1966 advised all states of a cut in their authority to obligate federal-aid highway funds for fiscal 1967 as well as a retroactive prohibition on obligating any funds not yet obligated from previous apportionments as of June 30, 1966; and

Whereas, The State of Washington had twenty-six million dollars authorized as of June 30, 1966, and ninety-seven million two hundred thousand dollars was to be allocated to it for fiscal 1967, which amounts were reduced to zero and seventy-two million five hundred thousand dollars, a cut of fifty million dollars; and

Whereas, The State of Washington has geared its highway planning and steadily increasing construction in reliance on the promises, announced policies, budgets, statutes, and urgings of the federal government, resulting in the employment of a heavy proportion of construction engineers and consulting engineers; and

Whereas, The private construction industry has increased its employment and capital investments to meet anticipated highway department programs; and

Whereas, the federal aid cut will create employment difficulties in both state government and private industry as well as losses in capital investments; and

Whereas, The federal aid cut will severely curtail this state's efforts to achieve an adequate state highway transportation system and to fulfill its obligations to complete its portion of the interstate highway system;

Now, Therefore, Be It Resolved, That the Senate of the State of Washington does respectfully urge that the Congress of the United States do at the earliest possible time devise and approve legislation which will restore all federal aid highway funds to the levels in effect and contemplated in November 1966, prior to the cut-back.

Be It Further Resolved, That copies of this Memorial be transmitted by the Secretary of the Senate to the President of the United States, to the Senators and Representatives from the State of Washington, to the Vice President, to the Chairmen of the Committees on Finance and on Commerce of the Senate, to the Speaker and the Chairmen of the Ways and Means and Public Works Committees of the House of Representatives, and to the Secretary of the Department of Transportation.

It was moved by Senator Bailey that the memorial be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich:

"Would Senator Guess yield to a question?"

"Senator Guess, first of all I would like to say I am heartily in accord with your memorial but I wonder if you could state whether you expect any quick decision as to what the federal government might do with regard to this matter?"

Senator Guess:

"I believe that the Public Works Committee of the House is going into session in the morning to consider this matter and so in talking with the Congressman from the fourth district, I was urged that it would be the best thing possible to get this legislation through as rapidly as possible and transmitted back to the Congress as soon as we could. They are looking at it now.

"Saturday morning, Congressman Key of Minnesota was here and I spoke to him about the matter and he was very much concerned about it and assured me that the Congressman from West Virginia was too. He said they would do everything possible, but they feel that a move on our part of this type would be helpful."

Senator Mardesich:

"Then we can look to quick action on the part of the Congress; and assuming we don't see any quick action within the next week or so here, and in view of your remarks on the real problem we are having on our highways with respect to safety and so on and the saving of lives, would you see fit to support a gasoline tax if nothing is done within the next week or so?"

Senator Guess:

"Senator, that depends upon the shape the bill takes."

Debate ensued.

The motion was carried and the memorial was adopted.

The Secretary read:

SENATE RESOLUTION

1967 - 8

By Senators Lewis, Bailey, Ridder, Donohue, Peterson (Lowell), Knoblauch, McCormack, Neill, Chytil, Freise, Peterson (Ted), Canfield, Herr, Pritchard, Atwood, Uhlman, Connor, Rasmussen:

Whereas, L. T. (Mike) Webster has contributed over thirty years of unselfish public service in the furtherance of the forestry programs of this state; and

Whereas, He is best known to the public for his long and distinguished career commencing in 1933 as an assistant general superintendent in charge of 16 CCC Camps for the State of Washington, Division of Forestry and continuously thereafter up the ladder, to supervisor of the Department of Natural Resources; and

Whereas, He loved nature and the outdoors and worked unceasingly towards the perpetual preservation of our forests for future generations through the reforestation of logged-over lands, the instigation of our tree farming program which has become a model followed by other states, and the prevention of devastating forest fires through the Keep Washington Green Association of which he was an organizer and in which he has been an officer for a number of years; and

Whereas, He was dedicated to the youth of our state and the nation as evidenced by his work with our young people in developing the Youth Honor Camps which have proved so successful, and in the Boy Scouts of America, and with Boys' Town, U. S. A.; and

Whereas, His contributions in these fields and the L. T. (Mike) Webster State Forest Nursery dedicated in his name are among the living memorials to this distinguished forester; and

Whereas, He gave unselfishly of his time and talent and was recognized by his colleagues in leadership roles in numerous professional societies and activities, Puget Sound Section of Society of American Foresters, The Washington State Forestry Conference, The Western Washington Farm Forestry Association, The National Association of State Foresters, Western Forestry and Conservation Association, an organizer of

the Fifth World Forestry Congress in Seattle, University of Washington College of Forestry Alumnus Association by whom he was singly honored as the Honored Alumnus; and

Whereas, His demise is a great loss to the community and state;

Now, Therefore, Be It Resolved, By the Senate in legislative session assembled, that it commiserate with his family on their personal loss, but not without reminding them that it too feels a personal loss at his passing; and the Senate does hereby acknowledge its appreciation and gratitude for Mike Webster's lifetime of work in the orderly development, management and conservation of our natural resources; and finally, the Senate, speaking for itself and the citizens it represents, does hereby pay tribute to the memory of this steadfast, faithful and able public servant;

Be It Further Resolved, That this resolution be spread upon the journal of the Senate and that a copy hereof be transmitted by the Secretary of the Senate to his family.

On motion of Senator Lewis, the memorial was adopted.

The Senate stood one minute in silent tribute to L. T. (Mike) Webster.

The Secretary read:

SENATE RESOLUTION

1967 - 9

By Senators Washington, Hallauer, Hanna and McCormack:

Whereas, The Secretary of the Interior has proposed that Grand Coulee Dam power output be increased to make it the world's largest capacity hydroelectric plant; and

Whereas, This magnificent testimony to the genius of American technology—in developing generators which will produce 600,000 kilowatts, bringing Grand Coulee's total to 9,200,000 kilowatts, greatest in the world; and

Whereas, Twelve of these huge generators will be installed in a third Grand Coulee Powerplant; and

Whereas, The proposal also includes increasing the capacity of Chief Joseph Dam by 500,000 kilowatts, making greater utilization of the benefits of the Columbia River Treaty with Canada;

Now, Therefore, Be It Resolved, That the Senate commend Secretary of the Interior Stewart L. Udall; Senators Warren G. Magnuson and Henry M. Jackson, and Fifth District Congressman Tom Foley for their sponsorship of the increased generating capacity for Grand Coulee Dam, thereby assuring the continuance of maximum development of the power and water resources of the Columbia River and the maintenance of low-cost power.

Be It Further Resolved, That copies of this resolution be sent to those named above, the members of the Congressional Delegation from Washington State and the chairman of the House Committee on Interior and Insular Affairs.

On motion of Senator Washington, the resolution was adopted.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 14, 1967.

Mr. President:

The Speaker has signed:

House Concurrent Resolution No. 6, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., January 14, 1967.

Mr. President:

The House has passed:

Engrossed House Bill No. 20,

House Bill No. 79,

House Bill No. 80,

House Bill No. 81,

House Bill No. 82,

House Bill No. 98, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed House Concurrent Resolution No. 6.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIAL AND RESOLUTION

The following were introduced, read first time by title and acted upon as follows:

Senate Bill No. 102, by Senators Twigg, Neill and Guess (by Departmental request):

An Act relating to institutions; providing for the establishment of the Medical Lake School for mentally deficient persons; and declaring an emergency.

Referred to Committee on Public Institutions.

Senate Bill No. 103, by Senators Washington, Freise and Williams (by Departmental request):

An Act relating to juvenile courts; and amending section 6, chapter 302, Laws of 1961 and RCW 13.04.095.

Referred to Committee on Public Institutions.

Senate Bill No. 104, by Senators Neill, Ryder and Talley (by Departmental request):

An Act relating to cities and towns; and amending section 35.79.030, chapter 7, Laws of 1965 and RCW 35.79.030.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 105, by Senators Herrmann, Woodall and Connor (by Joint Interim Committee on Insurance request):

An Act relating to costs of litigation in an action brought on an insurance policy.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 106, by Senators Donohue, Guess and Washington:

An Act relating to crimes and punishments; prohibiting littering on public and private property; adding new sections to chapter 249, Laws of 1909 and to Title 9 RCW; and providing penalties.

Referred to Committee on Highways.

Senate Bill No. 107, by Senators Ridder, Durkan, Andersen, Williams, Canfield, Metcalf, Peterson (Ted) and Lewis (by Executive request):

An Act relating to education, ratifying a compact between this and other states or territories; and providing for commissioners.

Referred to Committee on State Government.

Senate Bill No. 108, by Senators Guess, Redmon, McMillan, and Donohue (by Executive request):

An Act relating to state government; establishing the Washington traffic safety commission; providing for succession of powers and duties relating the Washington state safety council to the Washington traffic safety commission; providing for administration of the driver education program; providing for the transfer of certain books, records, accounts, files and personal property; prescribing powers, duties and functions of certain state officers and agencies; enabling the state to secure the benefits of the federal Highway Safety Act of 1966; amending section 47.01.050, chapter 13, Laws of 1961 and RCW 47.01.050; adding a new chapter to chapter 8, Laws of 1965 and to Title 43;

repealing sections 43.60.010 through 43.60.220, chapter 8, Laws of 1965 and RCW 43.60.010 through 43.60.220, and providing an effective date.

Referred to Committee on Highways.

Senate Bill No. 109, by Senators Hanna, Hallauer and Guess:

An Act providing for the registration of contractors; repealing sections 1 through 8, chapter 77, Laws of 1963 and RCW 18.27.010 through 18.27.080, section 9, chapter 77, Laws of 1963 as amended by section 50, chapter 170, Laws of 1965 extraordinary session and RCW 18.27.090, sections 10 and 11, chapter 77, Laws of 1963 and RCW 18.27.100 and 18.27.900; providing penalties; and providing an effective date.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 110, by Senators Canfield, Guess and Henry (by Executive request):

An Act relating to motor vehicle driver's licenses; amending section 46.20.100, chapter 12, Laws of 1961 as amended by section 43, chapter 170, Laws of 1965 extraordinary session, and RCW 46.20.100; amending section 46.20.102, chapter 12, Laws of 1961 as amended by section 12, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.102; amending section 46.20.104, chapter 12, Laws of 1961 as amended by section 13, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.104; amending section 46.20.120, chapter 12, Laws of 1961 as amended by section 9, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.120; amending section 27, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.311; amending section 29, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.322; amending section 43, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.342; adding new sections to chapter 46.20 RCW; and prescribing penalties.

Referred to Committee on Highways.

Senate Bill No. 111, by Senators Marquardt, Uhlman, Redmon, Peterson (Ted) and Faulk (by Executive request):

An Act relating to motor vehicles; prescribing licensing requirements for operators of motorcycles and motor-driven cycles; prescribing equipment for motorcycles and motor-driven cycles and operators and riders thereof; amending section 46.20.130, chapter 12, Laws of 1961 as amended by section 10, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.130; amending section 46.37.390, chapter 12, Laws of 1961 and RCW 46.37.390; amending section 70, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.610; adding a new section to chapter 12, Laws of 1961 and to chapter 46.20 RCW; adding a new section to chapter 12, Laws of 1961 and to chapter 46.37 RCW; and adding new sections to chapter 12, Laws of 1961 and to chapter 46.61 RCW.

Referred to Committee on Highways.

Senate Bill No. 112, by Senators Dore, Mar'desich and Rasmussen:

An Act relating to the appointment and payment of defense counsel for needy persons accused of crimes; amending section 5, chapter 126, Laws of 1913 as last amended by section 3, chapter 133, Laws of 1965 and RCW 2.32.240; repealing section 1, chapter 192, Laws of 1947 and RCW 2.32.080; repealing section 53, chapter 249, Laws of 1909 as last amended by section 1, chapter 133, Laws of 1965 and RCW 10.01.110; repealing section 2, chapter

133, Laws of 1965 and RCW 10.01.112; and repealing section 89, page 116, Laws of 1854 as last amended by section 1063, Code 1881 and RCW 10.40.030.
Referred to Judiciary Committee.

Senate Bill No. 113, by Senators Woodall, Marquardt and Williams (by Departmental request):

An Act relating to state hospitals; and amending section 71.02.450, chapter 25, Laws of 1959 and RCW 71.02.450.

Referred to Committee on Public Institutions.

Senate Bill No. 114, by Senators Faulk, Kupka and Lewis (by Executive request):

An Act relating to revenue and taxation; amending section 2, chapter 168, Laws of 1965 extraordinary session and RCW 84.36.126; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 115, by Senator Knoblauch:

An Act relating to revenue and taxation; and adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 116, by Senators Metcalf, Sandison and Lennart:

An Act relating to the legislature; establishing a joint interim committee to prepare alternative legislation to rewrite the tax structure of the state of Washington and its political subdivisions; prescribing its powers, duties and functions; making an appropriation; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 117, by Senators Lewis and Knoblauch:

An Act relating to state employees' retirement; amending section 13, chapter 274, Laws of 1947 as last amended by section 2, chapter 155, Laws of 1965 and RCW 41.40.120; and adding a new section to chapter 41.40 RCW.

Referred to Committee on State Government.

Senate Bill No. 118, by Senators Woodall, Durkan and Greive:

An Act relating to operation of motor vehicles; amending section 43, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.342; amending section 1, chapter 24, Laws of 1905, as last amended by section 1, chapter 227, Laws of 1957, and RCW 9.92.060; amending section 4, chapter 227, Laws of 1957 and RCW 9.95.210; and prescribing penalties.

Referred to Judiciary Committee.

Senate Bill No. 119, by Senators Gissberg and Williams:

An Act relating to municipal water and sewer facilities; and amending section 35.91.020, chapter 7, Laws of 1965 and RCW 35.91.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 120, by Senators Freise, Marquardt and Atwood (by Departmental request):

An Act relating to the files of juveniles committed to the department of institutions by the juvenile courts.

Referred to Committee on Public Institutions.

Senate Bill No. 121, by Senators Freise, Woodall and Atwood (by Departmental request):

An Act relating to the conditional licensing to practice medicine and surgery of certain employees of the department of institutions; amending section 1, chapter 189, Laws of 1959 as amended by section 1, chapter 29, Laws of 1965 and RCW 18.71.095; and amending section 2, chapter 189, Laws of 1959 as amended by section 2, chapter 29, Laws of 1965 and RCW 18.71.096.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 122, by Senators Dore, Kupka, Keefe, Washington, Rasmussen, Knoblauch and Hallauer (by Facilities and Operations Committee request):

An Act relating to legislative lobbying; providing for the registration and regulation of lobbyists; and providing penalties.

Referred to Committee on State Government.

Senate Bill No. 123, by Senators Uhlman, Lewis, Hanna, Gissberg and Sandison (by Facilities and Operations Committee request):

An Act relating to elections; providing for the reporting of campaign contributions and expenditures for candidates to the state legislature; amending section 29.18.140, chapter 9, Laws of 1965, as amended by section 9, chapter 150, Laws of 1965 extraordinary session and RCW 29.18.140; defining crimes; and providing penalties.

Referred to Committee on State Government.

Senate Bill No. 124, by Senators Dore, Ridder, Herr, Gissberg, Uhlman, Hanna, Washington, Rasmussen, Sandison, Knoblauch and Hallauer (by Facilities and Operations Committee request):

An Act creating a board of legislative ethics; prescribing powers, duties and functions; and providing procedures in relation thereto.

Referred to Committee on State Government.

Senate Bill No. 125, by Senators Ridder, Lewis, Herr, Keefe, Sandison, Peterson (Lowell) and Rasmussen (by Facilities and Operations Committee request):

An Act relating to state government; and providing pre-session training for members and members-elect of the legislature.

Referred to Committee on State Government.

Senate Bill No. 126, by Senators Keefe, Ridder, Hanna and Washington (by Facilities and Operations Committee request):

An Act relating to salaries and expenses of members of the legislature; amending section 1, chapter 48, Laws of 1949 as last amended by section 4, chapter 127, Laws of 1965 extraordinary session and RCW 43.03.010; adding a new section to chapter 8, Laws of 1965 and to chapter 43.03 RCW; and providing an effective date.

Referred to Committee on State Government.

Senate Bill No. 127, by Senators Bailey, Kupka, Rasmussen, Cooney and Gissberg (by Facilities and Operations Committee request):

An Act relating to candidates' pamphlets; amending section 29.80.020, chapter 9, Laws of 1965 and RCW 29.80.020; adding new sections to chapter 9, Laws of 1965 and to chapter 29.80 RCW; providing penalties; and making an appropriation.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 128, by Senators Dore and Greive (by Facilities and Operations Committee request):

An Act relating to public officials and candidates for public office; defining terms; requiring certain disclosures; defining crimes and prescribing penalties; and adding a new section to chapter 150, Laws of 1965 extraordinary session and to chapter 42.21 RCW.

Referred to Committee on State Government.

Senate Bill No. 129, by Senators Dore, Kupka, Connor, Knoblauch, Rasmussen and Gissberg (by Facilities and Operations Committee request):

An Act relating to the legislature; creating and establishing a state legislative council from the members thereof; providing for their selection, terms, powers, duties, rules, findings and reports; regulating the functions, expenditures and other activities of said council; abolishing certain committees, commissions and other agencies and transferring their powers, duties and properties to the legislative council; amending section 1, chapter 36, Laws of 1947, as amended by section 1, chapter 148, Laws of 1965 extraordinary session, and RCW 44.24.010; amending section 2, chapter 36, Laws of 1947, as amended by section 1, chapter 206, Laws of 1955, and RCW 44.24.020; amending section 3, chapter 36, Laws of 1947 and RCW 44.24.030; amending section 4, chapter 36, Laws of 1947 and RCW 44.24.040; amending section 6, chapter 36, Laws of 1947, as last amended by section 2, chapter 206, Laws of 1955, and RCW 44.24.060; amending section 7, chapter 36, Laws of 1947, as amended by section 3, chapter 206, Laws of 1955, and RCW 44.24.070; adding new sections to chapter 36, Laws of 1947 and to chapter 44.24 RCW; creating new sections; and declaring an emergency.

Referred to Committee on State Government.

Senate Bill No. 130, by Senators Dore, Connor, Greive and Knoblauch (by Facilities and Operations Committee request):

An Act relating to public officials and candidates for public office; prescribing conduct; requiring certain disclosures; prescribing a penalty; amending section 2, chapter 150, Laws of 1965 extraordinary session and RCW 42.21.020; amending section 6, chapter 150, Laws of 1965 extraordinary session and RCW 42.21.060; amending section 7, chapter 150, Laws of 1965 extraordinary session and RCW 42.21.070; and amending section 8, chapter 150, Laws of 1965 extraordinary session and RCW 42.21.080.

Referred to Committee on State Government.

Senate Joint Memorial No. 1, by Senators Uhlman and Connor (by Facilities and Operations Committee request):

Memorializing Congress to authorize income tax deductions for political contributions.

Referred to Committee on Ways and Means.

Senate Joint Resolution No. 8, by Senators Dore, Bailey, Herr, Connor, Keefe, Sandison, Lennart, Rasmussen, Peterson (Lowell), Hallauer and Uhlman (by Facilities and Operations Committee request):

Providing for annual regular sessions and prescribing methods for convening the legislature in special session.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional sponsors to Senate Bills No. 107, 108, 111, 122, 123, 124, 125, 126, 127, 129, 130 and Senate Joint Resolution No. 8.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as follows:

Engrossed House Bill No. 20, by Representatives Gorton, O'Brien and McGavick:

An Act relating to budgets in cities over three hundred thousand population; adding a new chapter to chapter 7, Laws of 1965 and to Title 35 RCW; repealing sections 35.32.010 through 35.32.210, chapter 7, Laws of 1965, and RCW 35.32.010 through 35.32.210; and providing penalties.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 79, by Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request):

An Act relating to state government; authorizing the sale of the Prosser armory; and providing for the disposition of funds received from the sale.

Referred to Committee on State Government.

House Bill No. 80, by Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request):

An Act relating to state government; authorizing the sale of the Chewelah armory; and providing for the disposition of funds received from the sale.

Referred to Committee on State Government.

House Bill No. 81, by Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request):

An Act relating to the disposition of moneys received through fines imposed by a military court; and amending section 127, chapter 220, Laws of 1963 and RCW 38.38.868.

Referred to Committee on State Government.

House Bill No. 82, by Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request):

An Act relating to state land; and directing an easement be granted to the county of Stevens for public road purposes.

Referred to Committee on State Government.

House Bill No. 98, by Representatives Brazier, Jr., Newhouse and Hausler (by Departmental request):

An Act relating to antifreeze; and amending section 4, chapter 121, Laws of 1949 and RCW 19.04.040.

Referred to Committee on Commerce, Manufacturing and Licenses.

MOTIONS

On motion of Senator Greive, the committee on Constitution, Elections and Legislative Processes was granted the use of the Senate Chamber for a public hearing at 8:00 p.m., January 25, 1967.

At 2:45 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, January 17, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

NINTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Washington, Tuesday, January 17, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Uhlman.

On motion of Senator Greive, Senator Uhlman was excused.

The Color Guard, consisting of Pages Clarke Whitney, Color Bearer, and Myra Rintamaki, presented the Colors.

Reverend Fr. Charles Albert LaPierre, pastor of St. Michael's Catholic Church of Olympia, offered prayer as follows:

"O God of Israel, from the perverse persecutions leveled against your most chosen race, the Jewish people, teach us that evil in government can stem from many good men sitting back and doing nothing. Grant us the courage to suffer for justice—even at the cost of our own individual prestige."

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 16, 1967.

Mr. President:

The House has passed: House Bill No. 11,
House Bill No. 12,
House Bill No. 36,
House Bill No. 57,
House Bill No. 114, and the same are herewith transmitted.

Sidney Snyder, Asst. Chief Clerk

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 131, by Senators Freise, Cooney and Hanna:

An Act relating to the administrator for the courts; prescribing a salary; and amending section 1, chapter 259, Laws of 1957 and RCW 2.56.010.
Referred to Committee on State Government.

Senate Bill No. 132, by Senators Twigg, Hanna and Atwood:

An Act relating to the service of summons and process in actions involving motor vehicle accidents, collisions or liability; and amending section 46.64.040, chapter 12, Laws of 1961 and RCW 46.64.040.

Referred to Judiciary Committee.

Senate Bill No. 133, by Senators Talley, Ryder and Foley:

An Act relating to port districts; and establishing procedure when making certain expenditures for industrial development, trade promotion and promotional hosting.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 134, by Senators Uhlman, Ridder and Stender.

An Act relating to claims for damages against employees of school districts.

Referred to Judiciary Committee.

Senate Bill No. 135, by Senators Ridder, Talley and Stender:

An Act relating to education; amending section 2, chapter 68, Laws of 1955, as last amended by section 1, chapter 49, Laws of 1965 extraordinary session and RCW 28.58.100; and amending section 2, chapter 49, Laws of 1965 extraordinary session and RCW 28.03.050.

Referred to Committee on Education.

Senate Bill No. 136, by Senators Kupka, Guess and Knoblauch:

An Act relating to landscape architecture; providing for the licensing and registration of landscape architects; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 137, by Senators Williams, Mardesich and Pritchard (by Executive request):

An Act relating to state government; providing for the acquisition of open-space land by public bodies; prescribing certain powers granted to such public bodies pursuant to the purposes of the act; and declaring an effective date.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 138, by Senators Williams, Ryder and Connor:

An Act relating to intoxicating liquors; and amending section 1, chapter 75, Laws of 1895 as last amended by section 1, chapter 120, Laws of 1951 and RCW 66.44.190.

Referred to Committee on Liquor Control.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 11, by Representatives Harris and Bottiger (by Legislative Council request):

An Act relating to securities; and amending section 8, chapter 150, Laws of 1961 and RCW 21.17.080.

Referred to Judiciary Committee.

House Bill No. 12, by Representatives Harris, Bottiger and Gladder (by Legislative Council request):

An Act relating to and regulating investments of trust funds by fiduciaries; and amending section 30.24.060, chapter 33, Laws of 1955 and RCW 30.24.060.

Referred to Judiciary Committee.

House Bill No. 36, by Representatives Flanagan, Newhouse and Jolly:

An Act relating to irrigation districts; authorizing contracts for operation and maintenance of irrigation and drainage works; and amending section 2, chapter 138, Laws of 1923, as last amended by section 1, chapter 141, Laws of 1965 and RCW 87.03.015.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 57, by Representatives Adams, May and Richardson (by Departmental request):

An Act relating to the apprenticeship council; increasing reimbursements for members; and amending section 1, chapter 231, Laws of 1941 as amended by section 1, chapter 114, Laws of 1961 and RCW 49.04.010.

Referred to Committee on Labor and Social Security.

House Bill No. 114, by Representatives Wolf, McDougall and Leland:

An Act relating to secondary state highways; and amending section 47.20.280, chapter 13, Laws of 1961 and RCW 47.20.280.

Referred to Committee on Highways.

MOTION

At 11:20 a.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, January 18, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, Secretary of the Senate.

TENTH DAY

MORNING SESSION

Senate Chamber,

Olympia, Washington, Wednesday, January 18, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator McCutcheon.

On motion of Senator Greive, Senator McCutcheon was excused.

The Color Guard, consisting of Pages Adam Reinhart, Color Bearer, and Joanne Bracken, presented the Colors.

Reverend Fr. Charles Albert LaPierre, pastor of St. Michael's Catholic Church of Olympia, offered prayer as follows:

"Grant us, Lord, the independence to think out for ourselves a scale of values. Do not let the determining factor be fear nor popular conformity. May the radical truth of the gospel fire our spirit to renew the face of the State through the risk of inspired, positive men within the Senate. Amen."

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 17, 1967.

Mr. President:

The House has passed: House Bill No. 32,

House Bill No. 142,

House Bill No. 145,

House Concurrent Resolution No. 7,

House Concurrent Resolution No. 8, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., January 17, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 186, and has granted said committee the powers of Free Conference.

Malcolm McBeath, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 139, by Senators Herr, Talley and Atwood (by Departmental request):

An Act relating to joint operations between two or more municipal corporations or political subdivisions of the state; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.09 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 140, by Senators Guess, Hallauer and Redmon:

An Act relating to soil and water conservation districts; authorizing the organization of soil and water conservation subdistricts; providing for the organization, conduct and management of such districts; providing for sources of revenue for such districts; and providing penalties.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 141, by Senators Rasmussen, Pritchard and Morgan:

An Act relating to the use of butter substitutes and certain altered milk products in state institutions; and repealing section 15.32.370, chapter 11, Laws of 1961, section 1, chapter 73, Laws of 1965 and RCW 15.32.370.

Referred to Committee on Public Institutions.

Senate Bill No. 142, by Senators Hallauer and Canfield:

An Act relating to the control of the number and habitat of birds commonly known as starlings; and making an appropriation.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 143, by Senators Hallauer, Peterson (Lowell), Guess, Chytil and Cooney:

An Act relating to state government; providing for the administration of the state water resources; establishing a department of water resources and a water resources advisory council of the state of Washington; abolishing certain state agencies; transferring powers, duties and functions of the abolished agencies to the department of water resources or department of natural resources; granting additional powers to the department of water resources; setting forth the powers of the water resources advisory council to the department of water resources; providing for the financing of the new agency; amending section 43.17.010, chapter 8, Laws of 1965 as amended by section 20, chapter 156, Laws of 1965 and RCW 43.17.010; amending section 43.17.020, chapter 8, Laws of 1965 as amended by section 21, chapter 156, Laws of 1965 and RCW 43.17.020; and declaring an effective date.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

MOTION

On motion of Senator Hallauer, the rules were suspended to permit additional names as sponsors to Senate Bill No. 143.

Senate Bill No. 144, by Senators Stender and Pritchard (by Executive request):

An Act relating to counties; authorizing the adoption of a county manager plan and the employment of a county manager; providing methods for the adoption of the plan and for the manner of the manager's selection and removal; prescribing the powers and duties of the manager; and declaring an effective date.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 145, by Senators Stender and Rasmussen:

An Act relating to boilers located at public schools and state institutions; providing for the safe and competent operation and supervision thereof; requiring the certification of operator's thereof, prescribing penalties; and providing an effective date.

Referred to Committee on Labor and Social Security.

Senate Bill No. 146, by Senator Stender:

An Act relating to county government; increasing membership of boards of county commissioners in larger counties; amending sections 36.32.010 and 36.32.020, chapter 4, Laws of 1963 and RCW 36.32.010 and 36.32.020; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.32 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 147, by Senator Stender:

An Act relating to state government; transferring to the state highway commission the powers, duties, and functions of the Washington toll bridge authority relating to the state ferry system; defining terms; providing for the assumption of indebtedness and payment therefor; transferring appropriations, records, equipment and documents; and prescribing an effective date.

Referred to Committee on Highways.

Senate Bill No. 148, by Senator Hallauer:

An Act relating to revenue and taxation; and providing for a tax on mineral rights in property severed from the surface rights thereof.

Referred to Committee on Ways and Means.

Senate Bill No. 149, by Senator Hallauer:

An Act relating to port districts; repealing their authorization to improve and operate certain park and recreational facilities; repealing sections 1 and 2, chapter 81, Laws of 1965 and RCW 53.08.260 and 53.08.270; and declaring an emergency.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 150, by Senator Gissberg:

An Act relating to revenue and taxation; and amending section 84.68.150, chapter 15, Laws of 1961 and RCW 84.68.150.

Referred to Committee on Ways and Means.

Senate Bill No. 151, by Senators Gissberg, Metcalf and Mardesich:

An Act relating to judges; and amending section 6, chapter 125, Laws of

1951, as last amended by section 1, chapter 35, Laws of 1963, and RCW 2.08.064.

Referred to Judiciary Committee.

Senate Bill No. 152, by Senators Herrmann, Greive and Woodall:

An Act relating to motor vehicle financial responsibility: increasing the amounts required for proof of financial responsibility and deposits in lieu thereof; and amending sections 9, 26, 39, 49 and 55, chapter 169, Laws of 1963 and RCW 46.29.090, 46.29.260, 46.29.390, 46.29.490 and 46.29.550.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 153, by Senators Marquardt, Knoblauch and Lewis (by Executive request):

An Act relating to mental retardation and mental health; authorizing state agencies to accept and disburse federal funds for mental retardation programs; providing for the establishment, development, and coordination of state and local services for mentally retarded persons; authorizing county commissioners to levy taxes to provide funds for community mental retardation or mental health services, and to utilize certain available funds for these purposes; and amending section 7, page 210, Laws of 1888 as last amended by section 7, chapter 144, Laws of 1945 and RCW 73.08.080.

Referred to Committee on Public Institutions.

Senate Bill No. 154, by Senators Andersen and Peterson (Ted) by Executive request):

An Act relating to the establishment and development of community mental health programs; authorizing the director of institutions to make payment of grants in aid to assist counties, in establishing and operating such programs; providing for procedures, standards, appointments and the promulgation of rules and regulations; specifying powers and duties; designating the department of institutions as the "state mental health authority"; repealing section 72.06.080, chapter 28, Laws of 1959 and RCW 72.06.080; and repealing section 72.06.090, chapter 28, Laws of 1959 and RCW 72.06.090; and providing an effective date.

Referred to Committee on Public Institutions.

Senate Bill No. 155, by Senators Faulk, Knoblauch and Pritchard (by Executive request):

An Act relating to state government; providing for the establishment of comprehensive community health centers; empowering certain state agencies to apply for and to disburse federal, state, and other funds to municipal corporations for construction of such centers, or of separate community health, mental health, or mental retardation facilities; and authorizing such agencies to work together in jointly developing programs and policies.

Referred to Committee on Public Institutions.

Senate Bill No. 156, by Senators Atwood, McMillan and Metcalf (by Executive request):

An Act relating to public health and safety; and providing for the detection and prevention of preventable heritable disorders.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 157, by Senators Lewis, Freise and Kupka (by Executive request):

An Act relating to institutions; authorizing the establishment and implementation by the director of institutions of a work release program for selected persons serving sentences within the state correctional institutions, camps or other facilities under the jurisdiction of the department of institutions; providing penalties; and declaring an effective date.

Referred to Committee on Public Institutions.

Senate Bill No. 158, by Senators Gissberg and Mardesich:

An Act relating to revenue and taxation; amending section 82.44.050, chapter 15, Laws of 1961 as amended by section 3, chapter 199, Laws of 1963 and RCW 82.44.050; and amending section 82.48.050, chapter 15, Laws of 1961 and RCW 82.48.050.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 159, by Senators Gissberg and Mardesich:

An Act relating to counties; and amending section 36.32.250, chapter 4, Laws of 1963 as amended by section 1, chapter 113, Laws of 1965 and RCW 36.32.250.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 160, by Senators Kupka, Durkan, Morgan and Keefe:

An Act relating to state residential schools for mentally retarded persons; authorizing and directing the department of institutions to establish a new facility for mentally retarded individuals; adding a new section to chapter 72.33 RCW; and making an appropriation.

Referred to Committee on Public Institutions.

MOTION

On motion of Senator Kupka, the rules were suspended to permit additional names as sponsors to Senate Bill No. 160.

Senate Bill No. 161, by Senators Henry, Kupka and Foley:

An Act relating to county or city mental health and retardation services. Referred to Committee on Cities, Towns and Counties.

Senate Joint Memorial No. 2, by Senators Ridder, Ryder and Dore:

Memorializing Congress to hasten SST program.

On motion of Senator Ridder, the rules were suspended, Senate Joint Memorial No. 2 was advanced to second reading and read in full.

On motion of Senator Ridder, the rules were suspended, Senate Joint Memorial No. 2 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 2 and the memorial passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting were: Senators Durkan, Ryder, Twigg—3.

Excused: Senator McCutcheon—1.

MOTION

Senate Joint Memorial No. 2, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 3, by Senators Rasmussen, Stender and Bailey: Memorializing Congress to authorize social security payments to industrial insurance beneficiaries.

Referred to Committee on Labor and Social Security.

Senate Joint Resolution No. 9, by Senators Ridder, McCormack and Uhlman:

Permitting revision of the Constitution in single resolution.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE BILLS AND RESOLUTIONS

The following were read first time by title and acted upon as indicated:

House Bill No. 32, by Representatives O'Brien, Wolf, and Cunningham (by State Treasurer request):

An Act relating to copyrighted works; and amending section 4, chapter 218, Laws of 1937 and RCW 19.24.040.

Referred to Committee on Commerce, Manufacturing and Licenses.

House Bill No. 142, by Representatives Bledsoe, Morrison and Bozarth (by Departmental request):

An Act relating to Irish seed potatoes; and amending section 15.50.020, chapter 11, Laws of 1961 and RCW 15.50.020.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 145, by Representatives Bledsoe, Morrison and Bozarth (by Departmental request):

An Act relating to commercial feed including customer-formula feed; and amending sections 6 and 10, chapter 31, Laws of 1965 extraordinary session and RCW 15.53.9018 and 15.53.9026.

Referred to Committee on Agriculture and Horticulture.

House Concurrent Resolution No. 7, by Representatives DeJarnatt, Hoggins, Mahaffey and Brouillet:

Honoring Cecil Hannan.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 7 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 7 was advanced to third reading, the second reading considered the third, and the resolution placed on final passage.

It was moved by Senator Greive that debate on final passage of House Concurrent Resolution No. 7 be made a part of the record and that a copy be forwarded to Cecil Hannan.

The motion was carried.

Senator Dore:

"Mr. President and members of the Senate:

"I would like to make a few brief remarks on behalf of our good friend, Dr. Cecil Hannan, who was with us many years representing the legislative lobby here in the

halls of Olympia, first as assistant to Dr. Joe Chandler, and then taking over the main job himself. I think today that we can say truthfully that the state of Washington has perhaps one of the finest educational systems in the Union and I think that a great part of that is due to Dr. Cecil Hannan who supplied the knowledge and the leadership to put through many legislative reform bills that we enjoy in the state of Washington. As chairman of the Interim Committee on Education during 1965, I found him to be of immeasurable help to the committee. You may recall that from that Interim Education Committee came eight or nine major pieces of legislation which framed the structure for the operation of our community colleges, the establishment of a four year college, legislation for a long range financing of school construction, modernizing the formula for distribution of school funds, to mention a few.

"Cec has now moved up the education ladder. He is back in Washington D.C. and serves as Executive Secretary of the National Education Association. I recently went back there to a conference and spoke to him, and he is doing the same outstanding job for education at the Nation's Capitol that he did here in Olympia. We wish him well in his new work and we hope that some day he will be elected to the presidency of the National Association. It is fitting that the House members saw fit to introduce this resolution to honor Dr. Hannan, we in the Senate join in its passage, and wish Cec and his family well in his new challenges in our Nation's Capitol."

Senator Ridder:

"Mr. President and members of the Senate:

"I would like to say one additional word, being an educator. Cec was quite close to all of us. About ten years ago he appeared here on Capitol Hill and Joe Chandler, at that time Mr. Education, asked Cec to take a bill up to one of the Senators. Before the day was over, Cec had moved that bill all the way through to passage. From that time on, I think that we realized the power Cec had in education.

"We hope that in his new job with the National Education Association, that he does move ahead and he works in the spirit of Pearl Wanamaker and Joe Chandler and others: Mr. Education, Cec Hannan, we knew him well."

Senator McCormack:

"Mr. President and members of the Senate:

"I would like to add my words of commendation to Cec Hannan at this time. As a member of the Education Committee last session I know we very much appreciated the different material he provided to us here in the legislature and on the Education Committees. I think it's fair to say that Cec Hannan was one of the moving spirits for bringing about better standards of education and better conditions of employment for the teachers of our state to the high pinnacle that they have now reached.

"Thank you."

The motion by Senator Greive was carried and the resolution was adopted.

House Concurrent Resolution No. 8, by Representatives Gorton and O'Brien:

Commending the Oceanographic Citizens Committee and authorizing the presentation of the oceanographic film "The Treasure of Puget Sound" in the House Chamber.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 8 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 8 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

MOTION

On motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, January 19, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

ELEVENTH DAY

MORNING SESSION

Senate Chamber,

Olympia, Wash., Thursday, January 19, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Adam Reinhart, Color Bearer, and Joanne Bracken, presented the Colors.

Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"O God, Who hast set a restlessness in our hearts and made us all seekers after that which we can not easily attain or fully find on earth. Make us sure of goals we cannot see and of the hidden good in the world.

"Free us from fretfulness. Deliver us from complacency. Keep us from discouragement. May Thy Spirit so enlighten our minds as to fill all of life with new meaning and new purpose.

"May Thy blessing rest on every member of this legislative body, and keep in Thy watch care their absent loved ones. In our Master's Name. Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 - 10

By Senators Twigg, Keefe, Herrmann, Guess and Cooney:

Whereas, The Athletic Round Table of Spokane, Washington is well known throughout the Northwest and the free world, and

Whereas, The Athletic Round Table in its first adventure beyond its realm of Spokane established a luxurious and lucrative branch of its Club in the neighboring state of Idaho, and as a result of this venture was able to bring great credit and honor on the state of Washington, and

Whereas, We, the members of the Washington State Senate, are proud to have such a unique organization within this state, and

Whereas, An honored and respected member of the Athletic Round Table, Mr. John Schafhausen of Spokane, Washington, is embarking on a trip to the continent of Antarctica on the 20th day of January, 1967, as a guest of the personnel of Operation Deepfreeze, and

Whereas, The appearance of a Washington State Flag and the Banner of the Athletic Round Table of Spokane in a proper location within the continent of Antarctica would bring favorable comment from travelers who will pass through that continent,

Now, Therefore, Be It Resolved, That John Schafhausen be and he is hereby appointed an emissary to place a flag of the state of Washington together with the Banner of the Athletic Round Table bearing the head of the legendary Esmeralda, in a place of honor and respect in the exact center of the South Pole, continent of Antarctica, so that travelers who pass that point can all see the glorious Washington State Flag and the distinctive Athletic Round Table Banner flying side by side.

On motion of Senator Twigg, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 8:

Senate Chamber.
Olympia, Wash., January 17, 1967.

Mr. President:

Establishing a county boundary advisory commission.
(Reported by Committee on Cities, Towns and Counties):
MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 40:

Senate Chamber.
Olympia, Wash., January 19, 1967.

Mr. President:

Providing that the estates over \$1,000 of patients at state residential schools shall be liable for the cost of care.

(Reported by Committee on Public Institutions):
Recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 44:

Senate Chamber.
Olympia, Wash., January 17, 1967.

Mr. President:

Authorizing the board of county commissioners to appoint a county administrator.
(Reported by Committee on Cities, Towns and Counties):
MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 60:

Senate Chamber.
Olympia, Wash., January 18, 1967.

Mr. President:

Allowing attorneys to appear at grand jury proceedings (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes. C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Martin J. Durkan, Frank Foley, H. B. (Jerry) Hanna, Karl Herrmann, John T. McCutcheon, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 71:

Senate Chamber,
Olympia, Wash., January 18, 1967.

Mr. President:

Authorizing attorneys' fees as damages in certain physical injury and insurance cases.

(Reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, H. B. (Jerry) Hanna, Karl Herrmann, John T. McCutcheon, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 92:

Senate Chamber,
Olympia, Wash., January 17, 1967.

Mr. President:

Permitting the recording of instruments by county auditors in order filed.

(Reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Dewey C. Donohue, Fred H. Dore, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENTS

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Parks and Recreation Commission, subject to your confirmation:

Ralph Mackey, appointed December 31, 1966, for a term ending December 31, 1972, succeeding Howard Martin.

Sincerely yours,

DANIEL J. EVANS,
Governor.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Parks and Recreation Commission, subject to your confirmation:

Eleanor Berger, appointed January 10, 1967, for a term ending December 31, 1972, succeeding herself.

Sincerely yours,

DANIEL J. EVANS,
Governor.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

State of Washington, Office of the Governor,
Olympia, January 10, 1967.

To the Honorable, The Senate of the State of Washington,
Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Parks and Recreation Commission, subject to your confirmation:

Wilfred Woods, appointed December 31, 1966, for a term ending December 31, 1972, succeeding James Hovis.

Sincerely yours,

DANIEL J. EVANS,
Governor.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,

For a period of fifty-two (52) years the members of the Kiwanis International have served the interests of the people of the State of Washington, both within and outside the field of government.

The week of January 15 to January 21 has been designated Anniversary Week by Kiwanis International, and further recognition of the work of the members of this organization within the State of Washington appears proper.

The Kiwanis Clubs of the Olympia area, the Capital Kiwanis Club, the Kiwanis Club of North Thurston, and the Kiwanis Club of Olympia are sponsoring an interclub meeting on January 19, 1967 honoring those members of the Fortieth Legislature of the State of Washington who are members of Kiwanis International.

Now, therefore, I, Daniel J. Evans, Governor of the State of Washington, in honor of the good works performed by members of Kiwanis International and particularly those members residing within the State of Washington, designate January 19, 1967, as "Kiwanis Day".

DANIEL J. EVANS,
Governor.

The Secretary read:

APPOINTMENT TO HIGHWAY PERSONNEL BOARD

Washington State Highway Commission,
January 17, 1967.

The Honorable, The Senate of the State of Washington,
Legislative Building, Olympia, Washington.

Ladies and Gentlemen:

In accordance with the provisions of Section 6, Chapter 1, Laws of 1961 (RCW 41.06.060), the Washington State Highway Commission respectfully submits for confirmation of the Washington State Senate the following appointment to the Highway Personnel Board in the six-year term ending January 2, 1973, as made in official Commission meeting on January 16, 1967:

Dr. R. R. Rathfelder,
5741 South Upland Road,
Seattle, Washington 98118.

Biographical information is attached.

Yours very truly,

Washington State Highway Commission,
Elmer C. Huntley, Chairman.

Referred to Committee on Highways.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 18, 1967.

Mr. President:

The House has passed: House Bill No. 29, and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 162, by Senators Stender, Lewis and Williams (by Departmental request):

An Act relating to unemployment compensation; amending section 9, chapter 35, Laws of 1945 as amended by section 2, chapter 214, Laws of 1949 and RCW 50.04.080; amending section 1, chapter 181, Laws of 1957 and RCW 50.04.235; amending section 31, chapter 35, Laws of 1945 and RCW 50.04.300; amending section 61, chapter 35, Laws of 1945 as amended by section 6, chapter 8, Laws of 1953 first extraordinary session and RCW 50.16.020; amending section 62, chapter 35, Laws of 1945 as amended by section 2, chapter 170, Laws of 1959 and RCW 50.16.030; amending section 76, chapter 35, Laws of 1945 as last amended by section 1, chapter 321, Laws of 1959 and RCW 50.20.080; amending section 78, chapter 35, Laws of 1945 and RCW 50.20.100; amending section 84, chapter 35, Laws of 1945 as last amended by section 4, chapter 266, Laws of 1959 and RCW 50.20.160; amending section 118, chapter 35, Laws of 1945, as amended by section 10, chapter 215, Laws of 1951 and RCW 50.32.020; amending section 120, chapter 35, Laws of 1945 and RCW 50.32.040; amending section 121, chapter 35, Laws of 1945 as amended by section 24, chapter 214, Laws of 1949 and RCW 50.32.050; amending section 128, chapter 35, Laws of 1945 and RCW 50.32.120; amending section 129, chapter 35, Laws of 1945 and RCW 50.32.130; amending section 130, chapter 35, Laws of 1945 and RCW 50.32.140.

Referred to Committee on Labor and Social Security.

Senate Bill No. 163, by Senators Herr, Talley and Williams:

An Act relating to criminal procedure; providing for warrant and arrest by telegraph or teletype, and amending section 16, page 75, Laws of 1865 as amended by section 2357, Code of 1881, and RCW 10.31.060.

Referred to Judiciary Committee.

Senate Bill No. 164, by Senators Stender, Mardesich, Marquardt, Ridder and Peterson (Ted):

An Act relating to the participation of cities and counties in the financing, construction, operation, or maintenance of a mass transportation system; defining terms; authorizing the acquisition by condemnation or otherwise of necessary property therefor; authorizing an election; authorizing the issuance of bonds and matters incident thereto; and prescribing powers, and duties and functions of public officers in relation thereto.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 165, by Senators Woodall, Chytil and Guess:

An Act relating to veteran benefits and preferences, and amending existing laws to expand the definition of veteran; amending section 1, chapter 189, Laws of 1945, as last amended by section 1, chapter 9, Laws of 1953

extraordinary session, and RCW 41.04.010; amending section 72.36.030, chapter 28, Laws of 1959 and RCW 72.36.030; amending section 72.36.040, chapter 28, Laws of 1959, as amended by section 1, chapter 235, Laws of 1959, and RCW 72.36.040; amending section 72.36.070, chapter 28, Laws of 1959 and RCW 72.36.070; amending section 72.36.080, chapter 28, Laws of 1959 and RCW 72.36.080; amending section 5, chapter 139, Laws of 1921, as amended by section 1, chapter 46, Laws of 1947, and RCW 28.77.070; amending section 4, chapter 164, Laws of 1921 and RCW 28.80.060; amending section 4, chapter 39, Laws of 1909, as last amended by section 1, chapter 191, Laws of 1961, and RCW 41.20.050; amending section 11, chapter 91, Laws of 1947 and RCW 41.16.220; and adding a new section to chapter 28.81 RCW.

Referred to Committee on State Government.

Senate Bill No. 166, by Senators Neill and Uhlman:

An Act relating to vital statistics; providing for the registration of marriages, and decrees of divorce, annulment and separate maintenance with the state registrar of vital statistics; amending section 43.20.070, chapter 8, Laws of 1965 and RCW 43.20.070; amending section 43.20.080, chapter 8, Laws of 1965 and RCW 43.20.080; amending section 43.20.090, chapter 8, Laws of 1965 and RCW 43.20.090; amending section 7, page 405, Laws of 1854 as last amended by section 1, chapter 59, Laws of 1947, and RCW 26.04.090; amending section 8, page 82, Laws of 1866 as last amended by section 2, chapter 59, Laws of 1947 and RCW 26.04.100; amending section 9, page 83, Laws of 1866 as last amended by section 3, chapter 59, Laws of 1947 and RCW 26.04.110; amending section 4, chapter 204, Laws of 1939 and RCW 26.04.160; amending section 36.18.010, chapter 4, Laws of 1963, and RCW 36.18.010; amending section 36.18.020, chapter 4, Laws of 1963, and RCW 36.18.020; amending section 6, chapter 159, Laws of 1945 as amended by section 15, chapter 5, Laws of 1961 extraordinary session, and RCW 70.58.200; adding a new section to chapter 215, Laws of 1949 and to chapter 26.08 RCW; prescribing penalties; making an appropriation; and declaring an effective date.

Referred to Judiciary Committee.

Senate Bill No. 167, by Senators Neill and Washington:

An Act providing for the establishment of an electrical research experiment station; and amending section 1, chapter 139, Laws of 1965 extraordinary session and RCW 28.80.300.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 168, by Senators Greive, Williams and Dore (by Executive request):

An Act relating to metropolitan municipal corporations; amending sections 35.58.040, 35.58.100, 35.58.120, 35.58.140, 35.58.150, 35.58.180, 35.58.240, 35.58.270, 35.58.450, 35.58.460 and 35.58.530, chapter 7, Laws of 1965 and RCW 35.58.040, 35.58.100, 35.58.120, 35.58.140, 35.58.150, 35.58.180, 35.58.240, 35.58.270, 35.58.450, 35.58.460 and 35.58.530; and adding new sections to chapter 7, Laws of 1965 and to chapter 35.58 RCW; validating prior proceedings; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 169, by Senators Connor, Herr and Peterson (Ted):

An Act relating to housing standards in cities, towns, and counties; amending section 35.80.010, chapter 7, Laws of 1965 and RCW 35.80.010;

amending section 35.80.020, chapter 7, Laws of 1965 and RCW 35.80.020; and amending section 35.80.030, chapter 7, Laws of 1965 and RCW 35.80.030.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 170, by Senators Chytil, Greive and Canfield (by Executive request):

An Act relating to state involvement in federal programs; providing a method for the acceptance and disbursement of federal funds; authorizing the payment by the governor of certain expenses in connection with federal programs; and requiring the governor to notify the legislature of federal programs in which the state takes part.

Referred to Committee on State Government.

Senate Bill No. 171, by Senators Mardesich, Washington and Guess (by Departmental request):

An Act relating to motor vehicle equipment; amending section 46.37.005, chapter 12, Laws of 1961 and RCW 46.37.005; and amending section 3, chapter 204, Laws of 1963 and RCW 46.38.030.

Referred to Committee on Highways.

Senate Bill No. 172, by Senators Kupka, Williams and Cooney:

An Act relating to certain suppliers of table linen, bed linen, towels, garments, or similar articles; defining terms; providing for registration; and prescribing certain violations and penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 173, by Senators Talley, Bailey and Chytil:

An Act relating to public lands; providing for payments in lieu of taxes on public lands; and prescribing procedures.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 174, by Senator Hallauer:

An Act relating to real estate brokers and real estate salesmen; prohibiting certain transactions by real estate brokers and salesmen; and adding a new section to chapter 252, Laws of 1941 and to chapter 18.85 RCW.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 175, by Senators Hallauer, Peterson (Lowell), Guess, Chytil and Cooney:

An Act relating to water rights; requiring registration of certain water rights; providing for the relinquishment of water rights under certain conditions; prescribing powers, duties and functions; repealing section 14, chapter 263, Laws of 1945 and RCW 90.44.190; and declaring an effective date.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

On motion of Senator Hallauer, the rules were suspended to permit additional names as sponsors to Senate Bill No. 175.

Senate Bill No. 176, by Senators Chytil, Dore and Canfield (by Executive request):

An Act creating a commission for constitutional revision; prescribing its composition, powers, and duties; making an appropriation; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 177, by Senators Atwood, Henry and Neill (by Executive request):

An Act relating to state government; providing for the administration of certain laws pertaining to business and professional regulation; transferring certain powers, duties and functions; and providing an effective date.

Referred to Committee on State Government.

Senate Bill No. 178, by Senators Herrmann and Ryder:

An Act relating to mutual savings banks; amending section 32.12.010, chapter 13, Laws of 1955 as last amended by section 1, chapter 80, Laws of 1961 and RCW 32.12.010; amending section 32.12.020, chapter 13, Laws of 1955 as last amended by section 3, chapter 176, Laws of 1963 and RCW 32.12.020; amending section 10, chapter 80, Laws of 1957 and RCW 32.20.045; amending section 32.20.240, chapter 13, Laws of 1955 and RCW 32.20.240; amending section 32.20.250, chapter 13, Laws of 1955 as last amended by section 7, chapter 176, Laws of 1963 and RCW 32.20.250; amending section 32.20.270, chapter 13, Laws of 1955 as last amended by section 9, chapter 176, Laws of 1963 and RCW 32.20.270; amending section 32.20.290, chapter 13, Laws of 1955 and RCW 32.20.290; amending section 6, chapter 41, Laws of 1959 and RCW 32.20.370; amending section 18, chapter 176, Laws of 1963 and RCW 32.20.400; adding a new section to chapter 13, Laws of 1955 and to chapter 32.12 RCW and adding a new section to chapter 13, Laws of 1955 and to chapter 32.20 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 179, by Senators Ryder, Mardesich and Peterson (Ted) (by Executive request):

An Act relating to air and water pollution; creating an environmental quality commission with jurisdiction over all matters relating to pollution, and consolidating within it all pollution control functions; transferring to the environmental quality commission from the pollution control commission authority over water pollution problems; and from the department of health, authority over air pollution problems; abolishing the state air pollution control board of the department of health, and the pollution control commission; repealing sections 1, 2 and 3, chapter 188, Laws of 1961, and RCW 70.94.300, 70.94.310 and 70.94.320; repealing sections 3, 4, 5 and 6, chapter 216, Laws of 1945 and RCW 90.48.021, 90.48.022, 90.48.023 and 90.48.024; and declaring an effective date.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Joint Resolution No. 10, by Senators Andersen, Uhlman and Faulk (by Executive request):

Calling a constitutional convention.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 11, by Senators Metcalf, McCormack, Pritchard and Hallauer (by Executive request).

Providing for annual regular sessions of the legislature and limiting matters to be considered at extraordinary sessions and certain regular sessions.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 12, by Senators Metcalf, Ridder and Faulk (by Executive request):

Revising majority requirement for ratification of call for a constitutional convention.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 13, by Senators McMillan, Lennart, Gissberg, Woodall, Donohue, Canfield, Redmon, Henry, Talley and Guess:

Requiring the assessment of property at twenty-five percent of true value.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator McMillan, the rules were suspended to permit additional names as sponsors to Senate Joint Resolutions Nos. 11, 12 and 13.

Senate Joint Resolution No. 14, by Senators Williams, Washington and Peterson (Ted) (by Executive request):

Amending procedure for amending the Constitution.

Referred to Committee on Constitution, Elections and Legislative processes.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

House Bill No. 29, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Changing date treasurer by report shall show status of judges' retirement fund.

Referred to Judiciary Committee.

MOTION

At 11:40 a.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, January 20, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWELFTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Washington, Friday, January 20, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Herr and Woodall.

On motion of Senator Ridder, Senator Herr was excused.

On motion of Senator Atwood, Senator Woodall was excused.

The Color Guard, consisting of Pages Adam Reinhart, Color Bearer, and Joanne Bracken, presented the Colors.

Reverend Fr. Charles Albert LaPierre, pastor of St. Michael's Catholic Church of Olympia, offered prayer as follows:

"Lord Jesus Christ, fill us with optimism. Despite the complexity of our civilization and our inability at times to adjust, let us realize that the powers of intellect and love are guiding a divine evolution ever developing within the modern world. Awake us to the fact that we are part of this and aid us to hurl our energies into a new era where the control of God's universe will have been based upon our human love. Amen."

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

The Secretary read:

MOTIONS

On motion of Senator Greive the Senate immediately considered Senate Bill No. 198.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 198, by Senators Bailey, Durkan and Neill:

An Act relating to the expenses and costs of the legislature including subsistence payments; making appropriations therefor; and declaring an emergency.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 198 was advanced to second reading and read the second time in full.

On motion of Senator Greive the Senate resolved itself into a Committee of the Whole, Senator Henry in the chair, for the purpose of considering Senate Bill No. 198.

COMMITTEE OF THE WHOLE

Senate Bill No. 198 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Henry presiding, with the recommendation that it do pass.

On motion of Senator Henry, the report of the committee was adopted.

On motion of Senator Greive, the reading had in the Committee of the Whole was considered the second reading of Senate Bill No. 198.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 198 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 198 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—46.

Absent or not voting: Senator Ryder—1.

Excused: Senators Herr, Woodall—2.

Senate Bill No. 198, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:20 a.m., on motion of Senator Greive, the Senate recessed until 11:45 a.m.

SECOND MORNING SESSION

The Senate was called to order at 11:45 a.m. by President Cherberg.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:05 p.m.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 20, 1967.

Mr. President:

The House has passed: **Senate Bill No. 198**, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: **Senate Bill No. 198**.

MOTION

At 12:10 p.m., on motion of Senator Greive, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:00 p.m.

On motion of Senator Atwood, Senator Pritchard was excused.

PERSONAL PRIVILEGE

Senator Gissberg:

"Mr. President and members of the Senate:

"I rise on a point of personal privilege to point out that one of our employees has just been accorded a singular honor by having been appointed by Congressman Lloyd Meads to the U. S. Military Academy. That young man is from my legislative district from Monroe. He has been serving as the one in charge of the Senate public address system, Howard Voland.

"Howard, I want to take this opportunity—and I am sure I express the wishes of the Senate in congratulating you and wishing you well in your endeavors. I trust that you will get through the examinations satisfactorily. I might point out to the Senate that Howard did have a 3.8 grade average, so at least he is not without some head start on the others who will be taking the examination.

"Howard, I am sure I speak for all of the members of the Senate in congratulating you on this honor."

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 20, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred: Senate Bill No. 198 have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: Fred H. Dore, William A. Gissberg, Marshall A. Neill.

Senate Bill No. 2:

Senate Chamber,
Olympia, Wash., January 20, 1967.

Extending the jurisdiction of state salary advisory committee to elected county officials (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, George Kupka, Ted G. Peterson, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 20:

Senate Chamber,
Olympia, Wash., January 18, 1967.

Requiring plaintiff to pay attorney's fee in certain changes of venue (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, H. B. (Jerry) Hanna, Karl Herrmann, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 43:

Senate Chamber,
Olympia, Wash., January 18, 1967.

Conforming the motor vehicle title and registration law to the uniform commercial code (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We do concur in this report: R. Frank Atwood, Martin J. Durkan, Frank Foley, H. B. (Jerry) Hanna, Karl Herrmann, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 45:

Senate Chamber,
Olympia, Wash., January 20, 1967.

Authorizing interlocal government cooperation (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, George W. Kupka, Ted G. Peterson, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 19, 1967.

Mr. President:

The House has passed House Bill No. 39,

House Bill No. 215,

House Joint Memorial No. 1, and the same are herewith transmitted.

Sidney R. Snyder, *Chief Clerk*.

House of Representatives,
Olympia, Wash., January 19, 1967.

Mr. President:

The Speaker has signed House Concurrent Resolution No. 7,

House Concurrent Resolution No. 8, and the same are herewith transmitted.

Sidney R. Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., January 20, 1967.

Mr. President:

The Speaker has signed Senate Bill No. 198, and the same is herewith transmitted.

Sidney R. Snyder, *Asst. Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: House Concurrent Resolution No. 7;

House Concurrent Resolution No. 8.

**INTRODUCTION AND FIRST READING OF BILLS
AND RESOLUTIONS**

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 180, by Senator Peterson (Lowell):

An Act relating to display of the national and state flags; and amending section 1, chapter 88, Laws of 1955 and RCW 1.20.015.

Referred to Committee on State Government.

Senate Bill No. 181, by Senators Peterson (Ted), Talley, Knoblauch and Mardesich:

An Act relating to electricians and electrical installations; amending section 3, chapter 169, Laws of 1935 and RCW 19.28.070; amending section 4, chapter 169, Laws of 1935 as last amended by section 3, chapter 117, Laws of 1965 extraordinary session and RCW 19.28.120; and amending section 8, chapter 169, Laws of 1935 as last amended by section 5, chapter 117, Laws of 1965 extraordinary session and RCW 19.28.210.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 182, by Senator Rasmussen:

An Act relating to public highways; and amending section 47.20.300, chapter 13, Laws of 1961 and RCW 47.20.300.

Referred to Committee on Highways.

Senate Bill No. 183, by Senator Durkan:

An Act relating to the retail sales tax; making an exemption to the application thereof; and adding a new section to chapter 15, Laws of 1961 and to chapter 82.08 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 184, by Senators Uhlman and Woodall:

An Act relating to liens; and authorizing a lien for towing and storage vehicles.

Referred to Judiciary Committee.

Senate Bill No. 185, by Senators McCutcheon, Greive and Dore:

An Act relating to state and local government; providing for intergovernmental cooperation; contracting for the rendition of certain governmental services; and providing for financing.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 186, by Senators McCutcheon, Knoblauch and Keefe:

An Act relating to the hours of employment of firemen; and providing an effective date.

Referred to Committee on Labor and Social Security.

Senate Bill No. 187, by Senators Herr, Talley and Williams:

An Act relating to fees; amending section 36.18.040, chapter 4, Laws of 1963 and RCW 36.18.040; and amending section 7, chapter 172, Laws of 1935 as amended by section 6, chapter 124, Laws of 1961 and RCW 9.41.070.

Referred to Judiciary Committee.

Senate Bill No. 188, by Senators Ryder and Foley:

An Act relating to state employees' retirement; adding a new section to chapter 41.40 RCW; and providing an effective date.

Referred to Committee on Labor and Social Security.

Senate Bill No. 189, by Senators Pritchard, Kupka and Guess (by Executive request):

An Act to promote the commerce and economic development of the state; creating a commission to study the feasibility of state participation in the

World Exposition of 1970; prescribing powers and duties; and making an appropriation.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 190, by Senators Stender, Henry and Marquardt (by Executive request):

An Act creating a labor-management law review committee to study labor management relations and laws and to make recommendations; prescribing their powers, duties and functions; and making an appropriation.

Referred to Committee on Labor and Social Security.

Senate Bill No. 191, by Senators Peterson (Ted), Connor and Redmon (by Executive request):

An Act relating to the state athletic commission; and amending a new section to chapter 184, Laws of 1933 and to chapter 67.08 RCW.

Referred to Committee on State Government.

Senate Bill No. 192, by Senators Lewis, Uhlman, Atwood and Knoblauch:

An Act relating to travel expenses of state employees; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.03 RCW.

Referred to Committee on State Government.

Senate Bill No. 193, by Senators Stender, Ridder and Peterson (Ted) (by Executive request):

An Act relating to Public works contracts; and amending section 1, chapter 63, Laws of 1945 and RCW 39.12.020.

Referred to Committee on Labor and Social Security.

Senate Bill No. 194, by Senators Stender, Peterson (Ted) and Marquardt (by Executive request):

An Act relating to minimum wages; and amending section 2, chapter 294, Laws of 1959 as amended by section 3, chapter 18, Laws of 1961 extraordinary session and RCW 49.46.020.

Referred to Committee on Labor and Social Security.

Senate Bill No. 195, by Senators Durkan, McCormack, Gissberg and Metcalf:

An Act relating to rivers and their shorelands; providing for the conservation thereof; authorizing the creation of natural rivers conservancy districts; establishing a natural rivers conservancy commission; and prescribing penalties.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

MOTION

On motion of Senator Gissberg, the rules were suspended to permit an additional sponsor to Senate Bills Nos. 192 and 195.

Senate Bill No. 196, by Senators Gissberg, Mardesich and Metcalf:

An Act relating to the reconveyance of certain lands in Snohomish county.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 197, by Senators Herrmann, Herr and Cooney (by Joint Legislative Interim Committee on Insurance request):

An Act relating to the insurance industry and unfair practices; and amending section 17, chapter 216, Laws of 1961 and RCW 19.86.170.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Joint Resolution No. 15, by Senators Guess, McCormack, Greive and Uhlman:

Referring a constitutional amendment to the people to permit voting by persons 18 years old.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Joint Resolution No. 15.

FIRST READING OF HOUSE BILLS AND MEMORIAL

The following were read first time by title and acted upon as indicated:

House Bill No. 39, by Representatives Flanagan, Bozarth and Newhouse (by Departmental request):

An Act relating to game and game fish; and amending section 77.08.020, chapter 36, Laws of 1955 and RCW 77.08.020.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 215, by Representatives Marsh, Clark (Newman H.) and Hill:

An Act relating to the manner of commencing civil actions in the superior courts; providing for service of summons on foreign or alien steamship companies or charterers, and amending section 7, chapter 127, Laws of 1893 as amended by section 1, chapter 202, Laws of 1957, and RCW 4.28.080.

Referred to Judiciary Committee.

House Joint Memorial No. 1, by Representatives Holman, Mahaffey and DeJarnatt:

Memorializing Congress to amend section 11 of the Enabling Act.

Referred to Committee on Education.

SECOND READING OF BILLS

Senate Bill No. 8, by Senators Talley and Williams (by Legislative Council request):

Establishing a county boundary advisory commission.

REPORT OF STANDING COMMITTEE

Senate Bill No. 8:

Senate Chamber,
Olympia, Wash., January 17, 1967.

Establishing a county boundary advisory commission (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendment:

On page 1, section 3, line 26, after the period and before "Members" insert "The representative of the department of engineering of the University of Washington shall be selected by the head of the department of engineering of the University of Washington. The representative of the department of engineering of Washington State University shall be selected by the head of the department of engineering of Washington State University."

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

It was moved by Senator Talley that the committee amendment be adopted.

Debate ensued.

On motion of Senator Greive, Senate Bill No. 8 was ordered to retain its place on the second reading calendar for Monday, January 23, 1967.

Senate Bill No. 60, by Senators Uhlman, Atwood and Hanna:

Allowing attorneys to appear at grand jury proceedings.

The bill was read the second time by sections.

On motion of Senator Greive, Senate Bill No. 60 was ordered to retain its place on the second reading calendar for Monday, January 23, 1967.

Senate Bill No. 92, by Senators Hanna, Talley and Atwood:

Permitting the recording of instruments by county auditors in order filed.

The bill was read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

On page 1, section 1, line 10, after "same," insert "*acknowledge receipt therefor in writing or printed form and*"

On page 2, section 1, line 2, after "filed" strike the balance of the sentence down to the period on line 3 and insert "[if requested so to do by the party filing the same.]"

On motion of Senator Hanna, the rules were suspended, Engrossed Senate Bill No. 92 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 92 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—44.

Absent or not voting: Senators Dore, Durkan—2.

Excused: Senator's Herr, Pritchard, Woodall—3.

Engrossed Senate Bill No. 92, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 44, by Senators Talley, Williams and McCormack (by Legislative Council request):

Authorizing the board of county commissioners to appoint a county administrator.

The bill was read the second time by sections.

On motion of Senator Greive, Senate Bill No. 44 was ordered to retain its place on the second reading calendar for Monday, January 23, 1967.

On motion of Senator Greive, the Senate returned to the first order of business.

MOTION

On motion of Senator Peterson (Ted), the rules were suspended to permit the name of Senator Henry to be added as a sponsor to Senate Bill No. 154.

The President declared the Senate to be at ease.

The President called the Senate to order at 5:05 p.m.

The Secretary read:

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., January 20, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 186, have had the same under consideration, and we recommend that Engrossed House Bill No. 186 be amended to read as follows:

Strike everything after the enacting clause and substitute the following:

"NEW SECTION. Section 1. A supplemental budget is hereby adopted and, subject to the provisions hereinafter set forth, the several amounts hereinafter specified, or so much thereof as shall be sufficient for salary adjustments, including classified and exempt positions, to be allotted to those agencies whose employees are all or in part within the present system of the State Personnel Board or the Highway Personnel Board, according to the following schedule: for those employees with survey finding in new salary ranges 1 through 7, inclusive, salary adjustments according to the findings of said Board less 1 per cent; for those employees with survey finding in new salary ranges 8 through 12, inclusive, salary adjustments according to the findings of said Board less 2 per cent; for those employees with survey finding in new salary ranges 13 and 14, salary adjustments according to the findings of said Board less 3 per cent; for those employees with survey finding in new salary ranges 15 through 19, inclusive, salary adjustments according to the findings of said Board less 4 per cent; and for those employees with survey finding in new salary ranges 20 through 44, inclusive, salary adjustments according to the findings of said Board less 5 per cent, and for employee benefits, are hereby appropriated and authorized to be disbursed for the period from the effective date of this act through June 30, 1967, out of the several funds of the state hereinafter named.

SPECIAL APPROPRIATION OF THE GOVERNOR

General Fund Appropriation to be allotted to those agencies whose employees are all or in part within the present system of the State Personnel Board... \$4,208,971

STATE AUDITOR

Motor Vehicle Fund Appropriation..... \$ 2,135

EMPLOYEES' RETIREMENT SYSTEM

Retirement System Expense Fund Appropriation..... \$ 10,054

DEPARTMENT OF GENERAL ADMINISTRATION

General Fund—State Capitol Vehicle Parking Account Appropriation..... \$ 923

BOARD OF INDUSTRIAL INSURANCE APPEALS

Accident Fund Appropriation..... \$ 7,678

Medical Aid Fund Appropriation..... \$ 7,678

LIQUOR CONTROL BOARD

Liquor Board Revolving Fund Appropriation..... \$ 167,090

UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund Appropriation..... \$ 50,276

STATE PATROL

Highway Safety Fund Appropriation..... \$ 2,021

Motor Vehicle Fund—State Patrol Highway Account Appropriation..... \$ 318,088

DEPARTMENT OF LABOR AND INDUSTRIES

General Fund—Electrical License Account Appropriation.....	\$ 19,287
Accident Fund Appropriation.....	\$ 36,197
Medical Aid Fund Appropriation.....	\$ 109,607

MILITARY DEPARTMENT

Armory Fund Appropriation.....	\$ 2,201
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DEPARTMENT OF MOTOR VEHICLES

General Fund—Architects' Licenses Account Appropriation.....	\$ 622
General Fund—Opticians' Account Appropriation.....	\$ 85
General Fund—Optometry Account Appropriation.....	\$ 152
General Fund—Professional Engineers' Account Appropriation.....	\$ 974
General Fund—Real Estate Commission Account Appropriation.....	\$ 8,362
General Fund—Sanitarians' Licensing Account Appropriation.....	\$ 72
General Fund—Psychologists' Account Appropriation.....	\$ 56
Highway Safety Fund Appropriation.....	\$ 70,716
Motor Vehicle Fund Appropriation.....	\$ 73,235
Motor Vehicle Operators' Revolving Fund Appropriation.....	\$ 12,982

TEACHERS' RETIREMENT SYSTEM

Teachers' Retirement Fund Appropriation.....	\$ 4,802
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DEPARTMENT OF HIGHWAYS
(Including Toll Bridge Authority)

Motor Vehicles Fund Appropriation for salary adjustments and employee benefits	\$ 806,366
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INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

General Fund—Outdoor Recreation Account Appropriation.....	\$ 1,194
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PARKS AND RECREATION COMMISSION

General Fund—Parks and Parkways Account Appropriation.....	\$ 65,943
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DEPARTMENT OF CONSERVATION

General Fund—Reclamation Revolving Account Appropriation.....	\$ 1,792
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DEPARTMENT OF GAME

Game Fund Appropriation.....	\$ 141,810
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DEPARTMENT OF NATURAL RESOURCES

General Fund—Resource Management Cost Account Appropriation.....	\$ 85,856
General Fund—Forest Development Account Appropriation.....	\$ 4,423

DEPARTMENT OF AGRICULTURE

General Fund—Commercial Feed Account Appropriation.....	\$ 1,346
General Fund—Commission Merchants Account Appropriation.....	\$ 2,288
General Fund—Egg Inspection Account Appropriation.....	\$ 2,960
General Fund—Feed and Fertilizer Account Appropriation.....	\$ 135
General Fund—Nursery Inspection Account Appropriation.....	\$ 2,422
General Fund—Fertilizer, Agricultural Mineral and Lime Account Appropriation	\$ 1,481
General Fund—Seed Inspection Account Appropriation.....	\$ 3,364
Grain and Hay Inspection Fund Appropriation.....	\$ 39,023

NEW SECTION. Sec. 2. A supplemental budget is hereby adopted and subject to the provision hereinafter set forth for the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the agencies and officers of the state and for other specified purposes for the period from the effective date of this act through June 30, 1967, out of the General Fund of the state.

INSTITUTIONS OF HIGHER LEARNING

For salary adjustments and employee benefits for the classified staff at each institution:

University of Washington	\$ 517,998
Washington State University	\$ 120,084
Eastern Washington State College	\$ 38,655
Central Washington State College.....	\$ 39,494
Western Washington State College	\$ 46,204

SUPERINTENDENT OF PUBLIC INSTRUCTION

For distribution to counties for school districts for the sole purpose of increasing salaries of noncertificated employees of school districts, with increases in the amount of \$42.00 per month for full time personnel working nine months or more, and in prorated amounts for personnel employed less than full time, effective as of the date of this act: *Provided*; That those employees in classifications which have received pay raises since December 31, 1965, shall receive only the difference between \$42.00 and that pay raise: *Provided further*, That the Superintendent of Public Instruction shall be responsible for assuring that each school district employ its portion of this appropriation exclusively for the purpose of so increasing the salaries of such employees; and: *Provided further*, That any part of this \$2,625,000 appropriation not so exclusively employed shall revert to the state general fund on July 1, 1967..... \$2,625,000

DEPARTMENT OF PUBLIC ASSISTANCE

To update grants to recipients.....	\$2,247,043
For nursing homes.....	\$1,268,881
For county hospitals, including \$1,000,000 for King County Hospital; \$250,000 for Pierce County Hospital; and \$2,698 for Clark County Hospital.....	\$1,252,698
For other hospitals.....	\$ 87,750

NEW SECTION. Sec. 3. The appropriations contained in this act shall be allotted in accordance with chapter 43.88 RCW.

NEW SECTION. Sec. 4. Any receipts from federal or other sources received by the state as a result of the increased salaries authorized by this act may be received and allotted by the governor as necessary to carry out the intent of this act.

NEW SECTION. Sec. 5. Notwithstanding the notice provisions of any other statute the respective personnel boards shall meet promptly to adopt or revise compensation plans so as to give effect to the legislative intent that the salary increases supported by appropriations in this act be effective February 1, 1967.

NEW SECTION. Sec. 6. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect February 1, 1967."

We concur in this report:

Senate Members

- Martin J. Durkan
- Fred H. Dore
- John N. Ryder

House Members

- Henry Backstrom
- Robert F. Goldsworthy
- Slade Gorton

On motion of Senator Greive the Senate resolved itself into a Committee of the Whole, Senator Henry in the chair, for the purpose of considering Engrossed House Bill No. 186 as amended by the Free Conference Committee.

COMMITTEE OF THE WHOLE

Engrossed House Bill No. 186 as amended by the Free Conference Committee was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Henry presiding, with the recommendation that it do pass as amended by the Free Conference Committee.

On motion of Senator Henry, the report of the committee was adopted,

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 186, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—45.

Voting nay was: Senator McMillan—1.

Excused: Senators Herr, Pritchard, Woodall—3.

Engrossed House Bill No. 186, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Greive, Engrossed House Bill No. 186 as amended by the Free Conference Committee, was immediately transmitted to the House.

MOTION

At 5:50 p.m., on motion of Senator Greive, the Senate adjourned until noon, Monday, January 23, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTEENTH DAY**NOON SESSION**

Senate Chamber,
Olympia, Washington, Monday, January 23, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Durkan.

On motion of Senator Greive, Senator Durkan was excused.

The Color Guard, consisting of Pages Jeffrey Gates, Color Bearer, and Bonnie Campbell, presented the Colors.

Dr. Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God our Father, We see Thy providence in the preparation of this great land to become the dwelling place of a free people. We see Thy guiding hand in its discovery and settlement by men and women who put their trust in Thee. We recognize Thy goodness to us in granting us so rich a heritage. We feel Thy hand upon us that we should be a righteous people and a people of compassion.

"May our exaltation be found in the achievement of righteousness, and our glory in unselfish living. Through Christ our Lord. Amen."

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

MOTION

It was moved by Senator Greive that each Senator and officer of the Senate be given four rolls of postage stamps.

The motion was carried.

PERSONAL PRIVILEGE

Senator McCormack:

"Mr. President, members of the Senate, point of personal privilege:

"I would like to announce an event of great significance to the state of Washington. The Atomic Energy Commission today has announced that it has awarded the contract for the construction of the new fast flux test reactor in the state of Washington to be built at Hanford Nuclear Project and operated by the contractors there. The contract calls for \$80 million in construction and will employ about 350 personnel in its operation. This reactor is the first step in the next generation of feasible production of nuclear energy with breeder reactors. It will put Washington clearly ahead of every other state in the nation in the field of nuclear energy.

"I thought you, gentlemen and lady, would like to know about this announcement this morning."

PERSONAL PRIVILEGE

Senator Peterson (Ted):

"Mr. President, I would like to speak on a point of personal privilege:

"Mr. President and members of the Senate, you have received in the last few days a can of Washington sockeye salmon. Now it so happens that this salmon is from a new breed, our new run of sockeye that was started in the Cedar river. They were trapped as they came in the lower end of my district, Ballard, or what we call Shilshole or Salmon Bay. Salmon Bay is the entry to the Government Locks and they were trapped there and their roe was removed. If you are not sure, Senator McCutcheon, what that is, that is the egg and milk, which was removed. You call it caviar, but it isn't caviar.

"We want you to enjoy this salmon from Ballard. It is presented to you by the Washington state department of fisheries, the interim committee on fisheries and the employees of the fisheries department. We are proud of our fisheries and proud of the natural resource that has given so much to the state. We just wanted you to enjoy a can of this new breed of salmon that is coming in. This is part of the rehabilitation of our natural resource which has done so much again, as I say, for the state of Washington."

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 20, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 92, have inspected same, and find it correctly engrossed.

..... Chairman.

We concur in this report: R. Frank Atwood, Frank W. Foley, William A. Gissberg.

Senate Bill No. 77:

Senate Chamber,
Olympia, Wash., January 20, 1967.

Prescribing crime for making obscene or harassing telephone calls (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We do concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 132:

Senate Chamber,
Olympia, Wash., January 20, 1967.

Amending service of process on non-resident motorists (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes. C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We do concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 134:

Senate Chamber,
Olympia, Wash., January 20, 1967.

Limiting the time within which suits may be commenced against school district employees (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes. C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Martin J. Durkan, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 135:

Senate Chamber,
Olympia, Wash., January 20, 1967.

Relating to school district employees' sick leave (reported by Committee on Education):

Recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: James Andersen, Al Henry, Karl Herrmann, Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, January 20, 1967.

To the Honorable, the Senate of the State of Washington,
Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Senate Bill No. 198

"An Act relating to expenses and costs of the legislature, including subsistence payments; making appropriations; and declaring an emergency."

Very truly yours,
Raymond W. Haman,
Legal Counsel.

State of Washington, Office of the Governor,
Olympia, January 20, 1967.

To the Honorable, The Senate of the State of Washington,
Lady and Gentlemen:

In the opening days of this 40th Legislature, there has been much concern voiced about the resolution of our serious and accelerating problems of urban growth. There is, however, another consideration which is both equal in importance and opposite in nature. And that is the eventual disposition of Washington's priceless heritage of natural beauty.

We in this state have been fortunate in the many fine programs we have developed for outdoor recreation and to preserve our natural resources. These programs have been implemented by dedicated and capable management over a long period of years. In addition to our important programs under the Parks and Recreation Commission; the Department of Natural Resources, the Game Commission and the Fisheries Department have made and are making exceptional contributions to protect our resources and provide for their use by our citizens.

In this fastest growing state of the nation, government has an essential obligation to assure that the pursuit of economic growth and individual opportunity does not result in a permanent scar upon our unexcelled beauty, that our physical resources are not indiscriminately squandered and that future generations will have the luxury of viewing the works of nature in a place where they should be both visible and natural.

Our natural beauty—from the seashore to the mountain summit and beyond—is more than just a fact of geography; it is an economic asset to our thriving tourist industry, a preserve for the outdoor sportsman, a principal resource of family recreation and a substantial contributor to both our peace of mind and the pleasure of life in Washington. It is in good measure, the equal and opposite of our Urban Society.

Where the latter is complex, the former should be simple. Where urban areas are crowded by circumstance, our open spaces should be free by design. Where the one demands a maximum of effort, the other deserves a minimum of exploitation.

It is for these reasons that I am delivering today a special message to the Legislature on Natural Resources and Outdoor Recreation.

The position of government in assuming a greater protective role over the intangible of natural beauty is bound to be debated. But, in the judgment of this administration, there is no other available means to achieve the ultimate and necessary balance between economic affluence and natural wealth, and no other sure guarantee that the public interest will be represented within our basic structure of private initiative.

As in the case of urban affairs, time is the uncompromising taskmaster. Where in the past we have considered our natural heritage to be one of perpetual abundance, today we must view it as a vanishing asset, subject to the predictable and inevitable population growth which we must expect for the balance of this century. When you consider that Washington will add 500,000 people in the next four years, and perhaps a million more in the ten years after that, the factor of time becomes the foundation of urgency.

As a beginning step in the protection of natural resources and the promotion of recreational opportunity, this administration will offer specific legislation in four principal areas: the acquisition of open space lands; the designation of scenic highways; the establishment of historic markers and the preservation of ocean beaches.

Ten years ago, the principle of acquiring open space lands was understandably remote. We were then both isolated by geography and insulated by disposition from the population pressures being experienced by other states.

Yet today, the same scenic areas so long considered public property by unspoken consent, are now in increasing danger of being removed entirely from the public domain, and their loss, once accomplished, can never be retrieved.

To assure that we have the capacity to acquire and preserve a portion of these areas, this administration will ask that a \$50,000,000 bond issue be referred by the Legislature to the people for approval on the 1968 election ballot. The bill will propose that half of the money requested be designated for use by state agencies and half by local agencies in a cooperative and coordinated effort to set aside and secure for the future some of our great natural heritage.

I particularly want to emphasize that these funds should be used for full development of lands presently set aside for recreational use as well as for the acquisition of new sites.

To further define the state-owned lands stretching from the Columbia River to Cape Flattery and along the straits of Juan de Fuca to the mouth of the Elwah River, I will ask through legislation that they be established as a Washington State Seashore Conservation Area. By so doing, we will impose a reasonable restraint on commercial development, yet at the same time preserve a maximum freedom for all legal outdoor recreation activities, including hunting, except in those areas with high concentrations of people.

Too often we consider our expanding highway system only in the context of getting from one place to another with all possible speed and facility. While convenience is certainly a major criteria, so also is pleasure, and I am today asking that the Legislature create a system of Scenic Recreation Highways. These highways will be designed for the enjoyment of Washington's scenic beauty and planned in conjunction with our existing—and expanding—park and open space development program.

The Parks and Recreation Commission, the Highway Commission, the Game Commission, and the Department of Natural Resources will be able to work on a coordinated program to develop scenic viewpoints, campground, picnic and recreation areas, adjacent trails, water access and other programs necessary to provide for recreational use of those areas along our scenic highways.

Washington's past is certainly a measure of its future, and I believe it is now appropriate that we designate certain sites within our borders which have special historical significance, and develop these in a manner befitting the contribution they have made to our heritage.

The extent of this administration's concern in the area of natural resources and outdoor recreation should not be measured solely by the four executive requests to be submitted.

I have directed the Executive Department to continue an investigation into the question of strip mining in potential recreational areas, with the objective of determining if regulatory legislation is required. The intent of this inquiry is not to impose unnecessary hardships on responsible private mining operations, but to assure that the substance of our natural resources are not victimized in the process.

Further, the Parks and Recreation Department and the Department of Game have been working either singly or cooperatively in the development of such programs as

the designation of primitive areas, the establishment of a system of recreation trails, the acquisition of free Federal surplus lands and greater year-round utilization of our present state park facilities. In each instance, these programs are both positive and creative, and I think they represent clearly the manifest interest which state agencies are now showing in comprehensive resource protection and utilization.

This administration is prepared to endorse in principle the concept of preserving our "wild rivers" and natural streams through legislation as the best available means of protecting them from pollution and contamination, and at the same time recognizing their important potential contribution to recreational opportunity.

Finally, I believe there must be a study made of the kinds of recreational use to be made of our state lands. This message proposes the establishment of two new kinds of recreational areas—a seashore conservation area and scenic recreation highways. In addition, a number of state agencies are participating, and properly so, in various aspects of outdoor recreation. Beyond this, a number of private citizens and groups are making significant contributions to outdoor recreation by providing necessary facilities for public use. During the ensuing biennium, I believe it is imperative that we carefully assess the recreational potential of our state lands so their use can be responsive to the total outdoor recreational needs of our state and so that both private and public recreational areas can work together to meet the needs of the people.

The pressure of our urban problems should not turn us away from the opportunities which exist beyond. Urban areas and open space are, in more ways than one, inseparable, and the congestion of one should provide us with a key to the value of the second.

No citizen of Washington, nor any visitor to these borders, can fail to recognize the wealth of beauty we possess. Neither then, should they fail to recognize that, in a time of swift development, even a great natural heritage can be placed in jeopardy. The degree of their future appreciation now falls to this Legislature, and it will be dependent in good measure on the success of the actions we take.

We have relatively little time to protect our beauty, and to preserve a portion of our great open spaces. But if there is little time, there is at least enough time; and if we begin now, I am confident that future generations will look upon their luxury of natural beauty as a legacy from this 40th Legislative session.

Sincerely,

DANIEL J. EVANS,
Governor.

MOTION

At 12:20 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:30 p.m.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 20, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 186 and has passed the bill as amended by the Free Conference Committee.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., January 23, 1967.

Mr. President:

The Speaker has signed: House Bill No. 186, and the same is herewith transmitted.
Malcolm McBeath. *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 186.

The President declared the Senate to be at ease.
The President called the Senate to order at 3:00 p.m.
Senators Greive, Connor, and McCutcheon demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.
The Secretary called the roll on the Call of the Senate, all members being present except Senator Durkan who was excused.

MOTIONS

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

On motion of Senator Greive, the Senate returned to the first order of business.

On motion of Senator Greive, the Senate proceeded to the adoption of permanent rules.

It was moved by Senator Greive that the rules of the 39th Legislative Session be made the permanent rules of the 40th Legislative Session, subject to the following amendments by the Committee on Rules and Joint Rules:

**AMENDMENTS TO THE RULES OF THE SENATE BY THE
COMMITTEE ON RULES AND JOINT RULES**

Rule 2 of the senate rules is hereby amended, by striking the third paragraph and inserting the following:

"The following standing committees shall constitute the standing committees of the senate:

1. Agriculture and Horticulture.....	7
2. Banks, Financial Institutions and Insurance.....	16
3. Cities, Towns and Counties.....	15
4. Commerce, Manufacturing and Licenses.....	8
5. Constitution, Elections and Legislative Processes.....	16
6. Education	12
7. Higher Education and Libraries.....	14
8. Highways	27
9. Judiciary	17
10. Labor and Social Security.....	8
11. Liquor Control	7
12. Medicine, Dentistry, Public Health, Air and Water Pollution.....	16
13. <i>Natural Resources, Parks, Fisheries and Game Fish</i>	17
14. Public Institutions	12
15. Public Utilities	14
16. Rules and Joint Rules.....	17
17. <i>State Government</i>	9
18. Ways and Means.....	29
Subcommittee on Appropriations (17)	
Subcommittee on Revenue and Taxation (11)	
Subcommittee on Claims and Auditing (8)	

Amend Rule 4 by adding a new paragraph thereto to read as follows: *The secretary of the senate, prior to the convening of the next session, shall prepare his*

office to receive bills which the members and members-elect may desire to pre-file after the fifteenth day of November preceding any session year; or ten days prior to any extraordinary session of the legislature. He shall have printed copies prepared and distributed to the members and members-elect and such other individuals and organizations requesting them.

Amend Rule 58 by adding a new paragraph thereto to read as follows: *Members and members-elect to the senate may pre-file bills with the secretary of the senate on any day after the fifteenth day of November preceding any session year; or ten days prior to any extraordinary session of the legislature. Such bills will be printed, distributed and prepared for introduction on the first legislative day.*

Debate ensued.

RULING BY THE PRESIDENT

The President:

"It has been moved by Senator Greive that the rules of the 39th Legislative Session be made the permanent rules of the 40th Legislative Session subject to the amendments by the Committee on Rules and Joint Rules.

"The President wishes to advise the members of the Senate that in the event this motion is adopted, that further changes will require one day's notice and a two-thirds majority of the Senate. Are you ready for the question?"

POINT OF INQUIRY

Senator Washington:

"Mr. President:

"Point of inquiry, Mr. President. We have other amendments pending. Senator Greive and I have another amendment. If we vote to adopt the permanent rules subject to these two amendments, we will then have adopted the rules and will then have to amend the rules as adopted and would possibly be faced with the two-thirds majority. I feel we should vote on the point—point of parliamentary inquiry, Mr. President—that we should vote on the two amendments and all of the other amendments before we vote to adopt the rules."

The President:

"Your remarks are essentially correct, Senator Washington."

Senator Gissberg:

"Mr. President:

"I demand the previous question."

The President:

"The previous question has been demanded. Do three Senators join in the demand for the previous question?"

POINT OF ORDER

Senator Greive:

"Point of order, Mr. President:

"We are operating under temporary rules at the present time and Rule 216 of Reed's. Now, Senator Washington has the floor. He desired to ask a question of someone and until a person yields to his question. I would contend Senator Washington's point of order is well taken and should be ruled upon. We have the amendments there. They should be considered at this time."

REPLY BY THE PRESIDENT

The President:

"The President was of the opinion that Senator Washington had concluded his remarks, Senator Greive, and I then recognized Senator Gissberg."

Senator Washington:

"Mr. President:

"What is the motion before the body?"

The President:

"The question before the body is: It has been moved by Senator Greive that the rules of the 39th Legislative Session be made the permanent rules of the 40th Legislative Session subject to amendments by the Committee on Rules and Joint Rules."

Senator Washington:

"I'd like to move an amendment to Senator Greive's motion."

RULING BY THE PRESIDENT

The President:

"The President believes you are out of order, Senator Washington, Senator Gissberg has demanded the previous question."

Senator Washington:

"I was still on my feet."

POINT OF ORDER

Senator Henry:

"Point of order, Mr. President:

"I would like to point out that Senator Washington made an observation to Senator Greive that he felt perhaps his amendment should be adopted in toto and he then concluded his remarks and was still on his feet, but he was through talking when Senator Gissberg arose."

The President:

"For what purpose does Senator Washington rise?"

Senator Washington:

"I have another question of Senator Greive."

The President:

"Do three Senators join in the demand for the previous question? For what purpose does Senator Greive rise?"

Senator Greive:

"To make a motion that's a higher motion than that of Senator Gissberg. Under Rule 17 and Reed's 103, I demand that his particular motion be in writing."

RULING BY THE PRESIDENT

The President:

"The President believes, Senator Greive, Rule 17 provides that a motion shall be reduced to writing and read by the Secretary, if desired by the President or any Senator, before it shall be debated and by the consent of the Senate may be withdrawn before amendment or action. The demand for the previous question, Senator, is not debatable."

Senator Gissberg:

"Mr. President:

"I would like to point out that the rules also state when a demand for the previous question has been made and sustained, the President shall immediately put the main question and as I understand, the demand for the previous question has been sustained and the main question must now be put. If the demand has not been sustained, then I suggest you must immediately raise that question as to whether or not the demand shall be sustained. Then we may proceed with orderly procedure as the rules provide without further debate."

REPLY BY THE PRESIDENT

The President:

"Senator Gissberg, the President, in his comments, indicated the demand for the previous question will be put, but it has not yet been sustained. Do three Senators join

in the demand for the previous question? Senators Gissberg, Herrmann and Keefe stood. The question is shall the main question be now put."

Senator Dore:

"Mr. President:

"I demand a roll call."

POINTS OF ORDER

Senator Greive:

"Point of order, Mr. President:

"I contend under Rule 61, if you first look at Rule 57, that a motion, any Senate motion takes the course of bills. Therefore, under Rule 61, the motion made by Senator Gissberg is not in order; that it should be read section by section and subject to amendment."

Senator Woodall:

"Point of order, Mr. President:

"I believe it was at the request of Senator Greive that we read the last line, which means it has been read by the Senate section by section."

Senator Greive:

"This has always been a tradition in the Senate that we simply read the last line, but that doesn't cut off amendments. The previous question will not cut off amendments, not under Rule 61."

The President:

"The question before the Senate is, shall the main question be now put. Senator Dore has demanded a roll call."

Senator Greive:

"I demand a ruling on my point of order."

The President:

"Will you restate your point of order, please, Senator Greive?"

Senator Greive:

"My point of order is that a rule change, which is equivalent to a Senate resolution under Rule 56, takes the same course as a bill under Rule 61 and has to be read section by section and is subject to amendment section by section and the demand for the previous question cannot cut off amendment."

Senator Henry:

"Mr. President:

"I'd like to point out that the point by Senator Greive included reading of the last line and encompassed the amendments that he then explained, and I think there was debate and then the previous question is in order, and I think we should now take the vote on the main question."

Senator Washington:

"Mr. President, will the Chair rule that I had an amendment on the table, that it was pending at the time that Senator Gissberg made his motion to call for the previous question?"

"It is my understanding that we in this body have never cut off debate, whether it is on a bill, resolution or motion, without giving the members the opportunity to consider amendments that are pending, before a vote on the final passage of the motion is taken. Is it the ruling of the Chair that we will proceed to vote on the rules at the present time without considering the amendments that are pending?"

REPLY BY THE PRESIDENT

The President:

"Senator Washington, the President wishes to remind you that after stating Senator Greive's motion, the President, quite explicitly in his remarks, stated that if this

motion were adopted, that the permanent rules would be adopted and that in the future it would take one day's notice and two-thirds majority to change the rules. The President was quite explicit in that explanation and feels that it was quite clear."

Senator Washington:

"But now my question is, Mr. President, after that explanation, is it your ruling then that an amendment pending on the table is cut off by a previous question, which is to adopt the final action of the Senate without considering the amendments?"

The President:

"The President was not aware of any additional amendment on the desk, but if the previous question is sustained and the main question is put and carried, it would do as you say, Senator."

POINT OF ORDER

Senator Greive:

"Point of order, Mr. President:

"I call your attention respectfully to Reed's Rule 201. First, may I point out our Rule 36, of course, does specifically cover this and Rule 201 states that a motion to amend—the previous question of course is not debatable and takes precedence of the motion to amend but does not cut it off. Now I point out respectfully to the President that the motion to amend is there and the right to amend is there and we would be in direct violation of Reed's Rules of Order and it would be a departure from our rules under which we operate and under which we have operated since I have been a member, some twenty years. I think we are taking a drastic action here and doing something we will dearly regret because this means from now on the previous question will cut off all amendments before the amendments are read, and it would also seem to me it would do violence to the Constitution of the state of Washington."

POINT OF INQUIRY

Senator Dore:

"Mr. President:

"Would Senator Washington yield to a question?"

Senator Washington:

"I yield."

Senator Dore:

"Senator Washington, as I understand the ruling of the President of the Senate then, if the main question would carry, you would in the future be unable to bring forth before this body for majority approval any amendment, except by a two-thirds vote of the members, is that correct?"

Senator Washington:

"That's my understanding."

Senator Dore:

"So we should not vote to adopt these rules in order to be able to test your next motion which will be to amend?"

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"I believe points of order should be directed to the President of the body and we should not have a colloquy between members of the Senate."

Senator Greive:

"Mr. President:

"I have already asked for a ruling under Reed's Rule 201, which I have already read, on page 128 of the book, under the words, 'Previous Question,' and I think the ruling there is such that there would be no choice unless you ignore the rule, and I ask you to rule at this time."

REPLY BY THE PRESIDENT

The President:

"The President wishes to respectfully remind the members of the Senate that it is a motion before the Senate, not a bill. It is a simple motion, and the President does not believe that a motion should be confused with a bill; that at no time would the President and members of the Senate shut off an amendment or at least consideration of an amendment to a bill."

Senator Greive:

"Mr. President, may I respectfully again call your attention to the rule. The rule makes no mention of whether it is a bill or not. We are talking now about Reed's Rule 201 which states: 'Previous Question.—Not debatable, not amendable. Takes precedence of the motion to amend, but does not cut it off.' The beginning of the rule is: 'Motions in Their Relation to Debate, to Amendments, and to Each Other.' That's the beginning of the rule. I repeat: 'Motions in Their Relation to Debate, to Amendments, and to Each Other. Consideration.'

"Then you move down to the words, 'Previous Question' and it says, 'Not debatable, not amendable.' Takes precedence of the motion to amend, but does not cut it off.

"This is precisely what is happening here. It doesn't talk about whether it's a bill or not. I said in my remarks that regrettably this could be applied just as easily to a bill, but the point is as far as the motion is concerned, under the rules we operate under and the temporary rules which presently govern this body, I would contend that there isn't any problem. There isn't any other interpretation. It's clear."

RULING BY THE PRESIDENT

The President:

"The President believes that that portion of Rule 201 is clear but the President should like to respectfully point out, Senator Greive, that there is no motion to amend before the body."

PARLIAMENTARY INQUIRY

Senator Greive:

"Parliamentary inquiry, Mr. President:

"Then I would suggest that it would take two-thirds of the members of this body to adopt permanent rules in that event."

The President:

"The President would suggest in the interests of orderly procedure that those Senators interested in offering an amendment should do so at this time—and then we will determine whether the previous question is sustained or not."

MOTION

Senator Washington:

"I move the adoption of my amendment, of Senator Greive and myself, that's on the desk."

POINT OF ORDER

Senator Gissberg:

"Mr. President, I rise to a point of order:

"My point of order is that there is no amendment to the motion of Senator Greive upon which I made the demand for the previous question, and that demand for the previous question should now be put, Mr. President, and that matter of whether Senator Washington wishes to put an amendment at a later time and what rule is affected by that is then debatable, but at this point all we have before us is the motion which the President has explicitly stated on three separate occasions. He invited amendments from the floor. Nobody came forth and I made my demand for the previous question. It would now be improper to entertain another motion to amend, under the very rule that has been cited to you in Reed's."

Senator Greive:

"Mr. President, with the consent of the Senate, I withdraw my motion."

Senator Woodall:

"I object."

Senator Greive:

"Mr. President:

"If you will look at Rule 21, you will find that this is of higher precedence. This is under a different order of motions. This would have to be considered. The specific rule involved is Rule 17 and Rule 189 of Reed's."

RULING BY THE PRESIDENT

The President:

"Senator Greive and members of the Senate:

"The President is of the opinion that the question of whether or not the previous question is sustained should be decided first. Then if you wish to enter your motion, you may do so. Senator Dore has demanded a roll call. Do one-sixth of the members join in the demand?"

The demand for a roll call was sustained by Senators Dore, Gissberg, Connor, Ridder, Bailey, Greive, McMillan, McCutcheon, McCormack and Metcalf.

PARLIAMENTARY INQUIRY

Senator Dore:

"Mr. President, point of parliamentary inquiry:

"Would the President please state the motion? I've forgotten it."

The President:

"The question before the Senate is shall the previous question be now put."

The President:

"The Secretary will call the roll on the demand for the previous question."

POINT OF INFORMATION

Senator Ridder:

"Point of information:

"If we vote now, if we vote 'no' we don't want to consider the previous question, then we kill it and this amendment can be brought to the floor? If we vote 'yes' and move the previous question, then this amendment cannot be voted on until tomorrow with a two-thirds vote?"

REPLY BY THE PRESIDENT

The President:

"It all depends on whether or not Senator Greive desires to act upon his wish to withdraw the motion. A vote 'aye' will be to sustain the demand. A vote 'no' will be to deny the demand for the previous question. The Secretary will call the roll."

ROLL CALL

The Secretary called the roll on the demand for the previous question and the demand was sustained by the following vote: Yeas, 28; nays, 20; excused, 1.

Those voting yea were: Senators Atwood, Canfield, Chytil, Cooney, Foley, Freise, Gissberg, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, Lewis, Mardesich, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Stender, Talley, Twigg, Williams, Woodall—28.

Those voting nay were: Senators Andersen, Bailey, Connor, Donohue, Dore, Faulk, Greive, Hallauer, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Marquardt, Morgan, Pritchard, Ridder, Sandison, Uhlman, Washington—20.

Excused: Senator Durkan—1.

MOTION

Senator Greive:

"Mr. President:"

The President:

"For what purpose does Senator Greive rise?"

Senator Greive:

"I move to withdraw my original motion."

POINTS OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"Find that rule for me. I had the section in my hand. My point of order is two-fold. The first point of order is that under the rules, once the previous question is sustained, there can be no further motion until the President puts the question. That's the first point of order.

"The second point is this: Reading from Rule 189, Withdrawal of a Motion:

"'After a motion has been submitted to the assembly by the presiding officer, it is then in the possession of the assembly, and cannot be withdrawn except by its consent. A motion for leave to withdraw by the member introducing it can, however, be made, which must be decided without debate,' so on both counts I submit that he is out of order."

Senator Dore:

"Point of order, Mr. President:

"Under the previous question, doesn't that require two-thirds vote? We haven't adopted any rules yet. They are just before us."

RULING BY THE PRESIDENT

The President:

"The President believes the question requires a simple majority, Senator."

Senator Greive:

"Mr. President:

"Nothing Senator Woodall has said is very much in point. Rule 17 and 189 provide that a person can move to withdraw the motion and that is precisely what I have done. It seems to me there isn't much point in arguing any further than that. If he has some reason why the motion shouldn't be put by reason of precedence of motion, I respectfully suggest he examine Rule 21 and he will see that withdrawal of a motion is second and has precedence over the previous question. There's no other way you can do it."

Senator Gissberg:

"Mr. President, I rise to speak on the point of order made by my colleague, Senator Woodall. I think he is exactly correct. He has cited to you the specific rule of Reed's which governs the withdrawal of a motion. First of all, however, the President must determine whether or not the motion made by Senator Greive is even in order. It's Senator Woodall's position that that motion to withdraw is not in order at this point because, as he stated, the demand for the previous question having been sustained, the main question must then be put.

"I would suggest, Mr. President, that upon having a vote on the main question, that if it then fails, then of course Senator Greive could put the motion at that point to withdraw his motion from the body, but not otherwise."

Senator Greive:

"All I can say is that is probably the worst twisting of rules I've ever seen since I have been here for twenty years."

PERSONAL PRIVILEGE

Senator Gissberg:

"Mr. President, I rise to a point of personal privilege:"

Senator Greive:

"I apologize."

The President:

"The Senator will state his point of personal privilege."

Senator Gissberg:

"Mr. President:

"I don't know about Senator Greive's ability as a lawyer, but I always thought it was very good. I know that he has a propensity for memorizing the rule numbers and can cite them song and verse. But I have found over my years that it paid me to look up the rule that he was citing by number to read and analyze what it said.

"Now I will once again state that Rule 189 has to do with the withdrawal of a motion. I haven't read it all verbatim. It's there for you all to read. But it is expressly written and there is no room for ambiguity or doubt or debate in connection with it. I certainly have never attempted to do anything on this floor except that which logic tells me the rules demand to be done, and I will certainly not ever attack Senator Greive, except for the purpose of honest and legitimate debate, but I will never do so personally and I sincerely regret that he saw fit to make that statement that I was attempting to twist any rule."

Senator Greive:

"May I point out to Your Honor, Mr. President, in some detail Rule 21 covers precedence of motions and this is not a Reed's Rule. It's our own rule and it says when a motion has been made and seconded and stated by the Chair, the following motions are in order in the rank named. Now if you will look; first, you will see privileged motions which deal with adjournment and recess, reconsideration, demand for a Call of the Senate, demand for a roll call, demand for division, question of privilege and orders of the day. Under that you have incidental motions, points of order and appeal, method of consideration, suspension of rule, reading of papers, and then withdrawal of motions, then after that comes division of question.

"Then following that come subsidiary motions, and we come to the question of consideration, motion to lay on the table, and the third rank is motion for the previous question.

"I submit to the President of this Senate that without any matter of interpretation it's as clear as it can possibly be that withdrawal of a motion is one, two, three ranks higher than a motion for the previous question. That certainly doesn't mean to say that there is in any way anything wrong about what Senator Gissberg said or Senator Woodall said. I have the highest respect for both gentlemen and have expressed it many times, but as a practical matter, they just don't happen to be right in this case. It's a black and white situation."

Senator Woodall:

"Mr. President:

"Senator Greive reminds me of the man who was arguing a case in court involving damages to a horse. The opposing counsel said that this case was right in point, and he said the case doesn't apply. In that case they were talking about a black horse and this case involves a white horse today.

"When he talks about rules, let's read Rule 17:

"No motion shall be entertained or debated until announced by the President and every motion shall be deemed to have been seconded. It shall be reduced to writing and read by the Secretary, if desired by the President or any Senator,' and that was not desired in this case, 'before it shall be debated, and by consent of the Senate may be withdrawn before amendment or action.'

"Now did we take action on this motion? Yes. There was discussion and then the previous question was demanded. We have taken action on this particular motion, and

then under the other rule, our old rule which also takes priority over Reed's Rules where we have a specific rule in point—our rules always take priority and Reed's only applies when we have no particular rule of our own—and our own rule on what you do once the previous question is demanded is clear and implicit, and the mere fact that somewhere along the line in subsidiary motions you have other rules under Reed's has nothing to do with this case. The President has well construed our own, positive, definite rule. What do you do after the previous question is demanded? There is no more debate, no more action, no more motions. The Chair then puts the question. Now that's clear and I would suggest to the good Senator that any other construction than that indicates a flatfootedness upon the mind of the good Senator Greive."

Senator Greive:

"I wouldn't attempt to match word for word or wit for wit with Senator Woodall because he always comes out ahead, but, on the other hand, we are not attempting to show superiority in that particular regard. We are now attempting to debate the rules which are certainly very clear.

"May I point out respectfully that by all rights, my motion should have been put when I put it. I attempted to withdraw my motion prior to the previous question. Since my motion is of a higher order than the previous question, I had a right to have it considered at that time, and the Chair saw fit to put the previous question, probably wrongfully, but nevertheless it has been put.

"Now that does not mean that I should not have a right to have my motion placed because by every rule and rank of motion, my motion takes precedence. There doesn't seem to be any other way to argue. He is trying to say that because there was some action taken, the motion cannot be made. All the previous question did was cut off debate. There was no final action of any kind and I now move to withdraw the motion. The previous question may cut off debate, but this isn't a motion to debate. There can be no other interpretation. We are now considering the rules. I move to withdraw that motion. They cut off debate on the rules, but that doesn't mean to say you don't have a right to withdraw the motion. I move to withdraw the motion, which is in order."

Senator Atwood:

"Mr. President:

"I believe Senator Greive finds himself in difficulty because he failed to appeal the ruling of the Chair. As he has just admitted under our own Rule 30, once the previous question has been put and sustained, it shall preclude all debate and the roll shall be immediately called on the question or questions pending before the Senate, and all incidental question or questions of order arising after the motion is made shall be decided whether on appeal or otherwise without debate. Under our own Rule 30, once that demand for the previous question was sustained, the Chair must put the main question for a vote of the body."

Senator Greive:

"I think the entire thing will be explained satisfactorily to Senator Atwood if he will refer to Reed's which has a little more explanation of the order of motions, Rule 197 which states that even though you have a motion on the floor, if somebody comes up with one of higher rank such as to adjourn or recess or roll call or Call of the Senate or any of these things, that they take precedence even though there is a motion on the floor, and you can't take and raise a motion that is way down at the bottom of the subsidiary motions and raise it up.

"Now, I'd like to read part of Rule 197 in Reed's Rules:

"Subsidiary motions. Subsidiary motions are those which directly concern the main question, and relate to the progress of that particular piece of business. They are of different rank, by which is meant that some have precedence over others. In the enumerations which follow, they are stated in order of precedence. Those of superior rank precede those of inferior rank; those of the same rank have no precedence over each other."

"Then it sets out the same as Rule 21. There can be no debate about this. This is perfectly clear."

The President declared the Senate to be at ease.

The President called the Senate to order at 4:05 p.m.

RULING BY THE PRESIDENT

The President:

"Members of the Senate:

"The Senate, in its judgment, has sustained the demand for the previous question. The President believes he must be guided by Rule 30 which states: 'When the demand for the previous question is sustained, the main question shall be put without further debate.'

"Therefore, the President believes the point of order presented by Senator Woodall is well taken. The question before the Senate is that the rules of the 39th Legislative Session be made the permanent rules of the 40th Legislative Session, subject to the two committee amendments by the Committee on Rules and Joint Rules.

"For what purpose does Senator Greive rise?"

Senator Greive:

"To ask what the ruling was on my motion to withdraw the motion. Is it your ruling that the motion cannot be withdrawn?"

The President:

"The President has checked the Senate Rules, Reed's Rules and the precedents and he believes it is well established that there shall be no intervening action once the demand for the previous question is sustained."

Senator Greive:

"Even though the motion made is of a higher rank?"

The President:

"The President wishes to remind the members of the Senate that in his opinion he was more than fair in explaining the action of the Senate in considering the demand for the previous question. The President believes that there would be interminable difficulties if he were not to rule in this manner."

POINTS OF ORDER

Senator Washington:

"Point of order, Mr. President:

"We have before us, I think, when it's reduced down to its essence—what it is—you have is only a report from the Rules Committee as to rules that they wish to have adopted as permanent rules. There are really no amendments pending on the table except the amendment offered by me and by Senator Greive, so really we have a report of the Committee and it has two changes from the rules of 1966, so am I correct—"

Senator Gissberg:

"Point of order, Mr. President:

"The point of order I raise is that the President has ruled and under the rules the vote must now be taken and it is highly improper to be arguing further. There is a proper motion to be made at this point if the Senator disagrees with the ruling. He knows what course of action is available to him in terms of appealing the matter if he feels that is proper, but it is highly improper to further argue with the President once the President has made his ruling on the point of order."

RULING BY THE PRESIDENT

The President:

"The President believes the point of order by Senator Gissberg is well taken. The question before the Senate is: It has been moved that the Rules of the 39th Legislative Session be made the permanent rules of the 40th Legislative Session, subject to two amendments by the Committee on Rules and Joint Rules."

Senator Dore demanded a roll call and the demand was sustained by Senators Greive, Morgan, Connor, Knoblauch, Ridder, McCutcheon, Stender and McMillan.

PARLIAMENTARY INQUIRY

Senator Washington:

"Point of parliamentary inquiry, Mr. President:

"I do not believe and I will ask this in the form of a question—whether you have correctly stated the question, that this in essence is not that the rules, the temporary rules as amended by the Rules Committee—but this is merely the temporary or permanent rules as reported by the Rules Committee. There are no amendments to it. The amendments have not been adopted. You cannot come out and give a report without—"

REPLY BY THE PRESIDENT

The President:

"Senator Washington, the demand for the previous question is sustained and the demand for the roll call is sustained. The question before the Senate is this, and the President quotes from the minutes: 'It was moved by Senator Greive that the rules of the 39th Legislative Session be made the permanent rules of the 40th Legislative Session subject to two amendments by the Committee on Rules and Joint Rules.'

"Members of the Senate, a vote 'aye' will be to adopt the permanent rules of the 40th Legislative Session. A vote 'no' will be to reject the motion. The Secretary will call the roll."

ROLL CALL

The Secretary called the roll and the motion to adopt the rules was carried by the following vote: Yeas, 29; nays, 19; excused, 1.

Those voting yea were: Senators Atwood, Canfield, Chytil, Cooney, Foley, Freise, Gissberg, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, Lewis, Mardesich, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Stender, Talley, Twig, Washington, Williams Woodall—29.

Those voting nay were: Senators Andersen, Bailey, Connor, Donohue, Dore, Faulk, Greive, Hallauer, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Marquardt, Morgan, Pritchard, Ridder, Sandison, Uhlman—19.

Excused: Senator Durkan—1.

MOTION

Senator Gissberg:

"Mr. President:

"I move that the Senate do now adjourn until 11:00 a.m. tomorrow."

The President:

"For what purpose does Senator Washington rise?"

Senator Washington:

"For the purpose of giving notice of reconsideration."

POINT OF ORDER

Senator Woodall:

"Point of order. A motion to adjourn is of the highest rank and must be put first."

Senator Washington:

"Mr. President:

"The rules—certainly Rule 31 provides that anyone voting on the prevailing side may give notice of his intent to reconsider the vote which was carried, and I am giving that notice at the present time. I would like to have that opportunity."

Senator Greive:

"Point of order. The statement made by Senator Washington is correct and if you will follow the rule further, the rule states:

"Such motion to reconsider shall be in order only under the order of motions of the day immediately following the day upon which such notice of reconsideration is given, and may be made by any member who voted with the prevailing side."

"Furthermore, it says that if you are unable to put that motion and you have attempted to, it holds over to the next day, so I don't think the boys have accomplished anything by adjourning."

The President:

"The question before the Senate is: It has been moved that the Senate do now adjourn until 11:00 a.m. tomorrow."

Senator Greive demanded a roll call and the demand was sustained by Senators Washington, Morgan, Uhlman, McCormack, Connor, Dore, Donohue and Ridder.

ROLL CALL

The Secretary called the roll on the motion to adjourn and the motion was carried by the following vote: Yeas, 29; nays, 19; excused, 1.

Those voting yea were: Senators Atwood, Canfield, Chytil, Cooney, Foley, Freise, Gissberg, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, Lewis, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Stender, Talley, Twigg, Williams, Wood—all—29.

Those voting nay were: Senators Andersen, Bailey, Connor, Donohue, Dore, Faulk, Greive, Hallauer, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Morgan, Pritchard, Ridder, Sandison, Uhlman, Washington—19.

Excused: Senator Durkan—1.

The President:

"The motion is carried."

At 4:30 p.m., the Senate adjourned until 11:00 a.m., Tuesday, January 24, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

SIXTEENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Washington, Tuesday, January 24, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore and McCormack.

On motion of Senator Donohue, Senator Dore was excused.

The Color Guard, consisting of Pages Jeffrey Gates, Color Bearer, and Bonnie Campbell, presented the Colors.

Reverend Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"O God, Creator of all stars and suns, source of all life, author of law and order, revealer of beauty. Savior of mankind, we thank Thee that Thou dost come within the bounds of our thinking. Thou art the object of our heart's devotion. Thou art worthy of our will's allegiance.

"The mystery of Thy being overwhelms us. The nearness of Thy presence humbles us. Keep us, O God, from becoming indifferent to the wonder of the world in which we live. Help us to see Thee watching over every crisis in human history. In every truth may we see Thy authorship. In all things beautiful may we see Thy designing.

"As we give ourselves now to the tasks at hand, help us to work with the sense of achievement. Amen."

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

MOTION

Senator Washington:

"Mr. President:

"Having voted on the prevailing side and pursuant to notice given yesterday, I now move that the vote by which the permanent rules of the Senate were adopted by the Senate be reconsidered."

POINT OF ORDER

Senator Gissberg:

"Mr. President, I rise to a point of order:

Mr. President, the point of order is that, one, the Senator did not give notice of reconsideration yesterday in view of the fact that I had made a motion to adjourn. The President did not recognize the Senator for the purpose of giving notice, but rather he interjected and gratuitously stated that he was giving notice without having been recognized for that purpose by the President.

"Secondly, and as an additional point of order, I suggest that even though the President construes that notice was properly given by Senator Washington, although it is my contention that it was not, that our rules themselves do not allow a motion to reconsider to be made at this stage; that the Senate rule governing reconsideration is Senate Rule 31, but that rule only goes to a bill or a resolution. As to a bill or resolution, it does allow reconsideration to pass to the next succeeding day's business, notwithstanding that a motion to adjourn has been made. It is my contention, however, that what was before the Senate yesterday was not a bill nor a resolution, but a simple motion. By logic, then, the Senate rules not covering this situation, we must then look to Reed's to determine what Reed's parliamentary rules, which we have adopted by our rules, has to say and I would refer the President to Rule 205 which states in part as follows:

" 'A motion to reconsider must be made on the day on which the action sought to be revised was had, and before any action has been taken by the assembly in consequence of it.'

"The motion not having been made by Senator Washington yesterday, he is precluded by the rules from making the motion to reconsider today. The reason for this rule, although it may be harsh in some isolated situations, is well expressed in Reed's, itself, under the rule, and the reason and logic for the rule is that, and I quote:

" 'The general rule of parliamentary proceedings is that when the assembly has come to a conclusion or decision that result shall be regarded as final.'

"This is Rule 209, and I continue to quote from the rule:

" 'This is necessary for the orderly action of the assembly itself. If what had once been decided could at all times be again opened by each member, there would be no end to confusion.'

"On those grounds, Your Honor, Mr. President, I urge that the motion made by Senator Washington is not well taken and that the point of order should lie."

Senator Washington:

"Mr. President, answering the point of order:

"I think we have to assess what it is we are trying to do here on the floor of the Senate and why we have rules. Now the purpose of rules is to assist in the orderly process of the business of the Legislature, and rules should be interpreted and given liberal interpretation so that we do get a logical, orderly result from them. We should not be bound up in technicalities or parliamentary procedures which, if there is any way out, prevent the body from voting on a very important public issue and one which is important to the Senate, itself.

"Now, at the time of the motion for the previous question, amendments were pending on the table. I think we can also go to Reed's 131 which very clearly states that in all modern assemblies, the right to originate and the right to amend are undisputed. The right to amend is undisputed. Now when you have before the body an important matter, when an important number of the Senators wish to have the amendment, itself, acted upon, now Reed's 166 also provides that the previous question, when adopted, requires a vote on pending amendments first. In other words, after the vote on the previous question was sustained, then at least the amendments which were pending should have been brought up for a vote before the final vote on the main question, and the orderly thing to do at the present time, when we have gotten bound up in technicalities and have not come to grips with the issue which is before us, —the motion for reconsideration is the way to get back on the track, the way to get the Senate moving towards the point at hand, so that there may be a direct vote on the amendment which was on the desk at the time the vote was cut off, so that this body will have a chance to determine whether the Senate is going to continue its policy of secrecy in the Rules Committee or whether we are going to attempt to change the rules which are the tightest secrecy rules of any legislative body in the forty-eight states."

Senator Gissberg:

"Mr. President, I rise to a point of order:

"Senator Washington is not speaking to the issue. The question is whether or not his motion should properly lie under the rules, and that's the only thing that's before the Senate at this point, Senator Washington, and I don't believe that you should be involved in debate on the merits of the subject matter at this point. If the President rules against my point of order, then, of course, you would be in a position to do so at that time, but I would think you would allow the President the courtesy of ruling on the matter prior to getting involved in the subject matter."

The President:

"Senator Washington, would you please confine your remarks to the point of order."

Senator Washington:

"I will so do; however, I do feel that in arguing on a point of order as one perhaps does in court or as one does before the presiding officer when he is acting in a quasi judicial capacity at least in this position, that you have the right to set the tone, you have the right to give your basic arguments which actually apply to all

legislative bodies, I have now done that and I believe in order to get the vote on reconsideration, I would like you to consider the rules in the light of the general picture that I believe has been laid.

"Now, as to whether or not a motion was made, I call your attention to page 44 of the journal of the previous day. First the President states:

"For what purpose does Senator Washington rise?"

Senator Washington: For the purpose of giving notice of reconsideration.'

"Now, first I should say that at the top of the page, Senator Gissberg's motion—'I move that the Senate do now adjourn until 11:00 a.m. tomorrow.' Then the President asks: 'For what purpose does Senator Washington rise?

"Senator Washington: For the purpose of giving notice of reconsideration.'

"Then there is the point of order by Senator Woodall:

"Point of order. A motion to adjourn is of the highest rank and must be put first.'

"The President recognized Senator Washington:

"Mr. President: The rules, certainly Rule 31 provides that anyone voting on the prevailing side may give notice of his intent to reconsider the vote which was carried, and I am giving that notice at the present time. I would like to have that opportunity.'

"Senator Greive then followed that with a further point of order.

"Now, Rule 31 merely states that notice shall be given. It does not specify any particular form in which that notice must be given, but as in all legal interpretations of notice, contracts, agreements, resolutions, statutes, whatever it may be, if the intent may be easily gathered, it is sufficient for the purpose and it is clear. Although somewhat informal, being hampered and harassed by motions for adjournment, certainly this body and everyone knew that we would have the motion for reconsideration before us at the present time, so I feel that the motion or the notice was properly given.

"I would also like to cite back to Reed's 205 which was also cited by Senator Gissberg where it says, relating to a motion for reconsideration:

"A motion to reconsider may be made on the day on which the action sought to be revised was had, and before any action has been taken by the assembly in consequence of it.'

"Now, there has been no action taken by the assembly in consequence of the vote on the rules, and the next sentence reads:

"It can be entered even while a member has the floor, and can be acted on another day.'

"He had made a motion to adjourn, but the motion to adjourn had not been put. The body was meeting. I was on the floor. I made my notice of reconsideration. It was properly entered in the journal and I feel that proper notice was given. Does the Chair wish to rule on that point first before proceeding as to whether or not this was within the bounds of Rule 31? It might help the President if I did go a little further, but I will rely on your judgment."

RULING BY THE PRESIDENT

The President:

"The President rules that proper notice of reconsideration was given."

Senator Washington:

"Now as to Rule 31, the rule provides that after a final vote on any resolution or bill, before the adjournment of that day's session, and at such time only, any member who voted with the prevailing side may give notice of reconsideration.

"We have the question raised by Senator Gissberg as to whether or not this was a resolution or a motion, a resolution or a bill. Now, true this motion or the action, the main motion before the body was in the form of a motion. However the form again is not important. The important point to be considered is the substance of what is before the body and I would like to point out by precedent in 1965 the permanent rules were adopted by Senate Resolution No. 25 found on page 418 of the Journal for the session of 1965.

"Again, in the special session, the resolution was used as the means of getting the rules before the body and on the basis that such a motion as this, although in the form of a motion, is actually in substance a resolution and the motion to reconsider would be in order."

Senator Greive:

"Mr. President:

"I would like to add to what Senator Washington has said. In a legislative body there are only certain modes in which we can act. Everything we do has to fall into one of these modes. For instance, we have motions and we have a great number of rules governing motions. We have bills and we have a great body of law governing bills. Now everything else we do has to be by resolution because there is nothing else, no other place for it, and certainly you couldn't adopt a rule by a motion because a motion is under one of three orders, and under Rule 21, it is either a privileged motion, an incidental motion or a subsidiary motion, and there would be no place—certainly we couldn't call a motion to adopt rules a motion to adjourn or recess, to reconsider, a demand for a Call of the Senate, a demand for roll call or division, a question of privilege or orders of the day. Could we say that it is a point of order and appeal, method of consideration, suspension of rules, reading of papers, withdrawal of a motion, division of a question?

"Looking at the subsidiary motions which is the only other place to go, we couldn't say it was a question of consideration, a motion to lay on the table, a motion for the previous question or a motion to postpone to a day certain, a motion to commit or recommit, a motion to postpone indefinitely or a motion to amend; so, obviously then it has to be by resolution because the resolution is the only thing that there is, and this is the proper way in which it can be done. It is the judicious way and the precedented way, so I contend as a practical matter and in conformance with our rules and the rules of Reed it is very clear that what we did yesterday was adopt a resolution, and in adopting that resolution, we adopted our permanent rules; and, therefore, under our rules and because there is no other place—and I would suggest if there is to be a ruling our way, it should be pointed out in some detail that there is no other place for the rule to lie. This is and has to be, by the nature of it, a resolution; and, therefore, a motion to reconsider should lie."

Senator Woodall:

"Mr. President:

"I haven't been able to come up with the exact page at the moment, but while this discussion was going on it occurred to me that the President made a ruling on this point a few years ago in the famous Senator McCutcheon cow bill. If you recall at that time he rose and spoke eloquently in defense of the cows up at Steilacoom, and a motion was made or an announcement was made that on the following day he would move to reconsider. The President absented himself and went into the matter thoroughly and I think you ruled at that time that it had to be acted on that immediate day. I would suggest prior to the President's ruling on this matter, perhaps he would wish to refresh his recollection on the ruling he made in the previous case, in re McCutcheon and the cows."

Senator Greive:

"I could be helpful to Senator Woodall. It so happens that when I get an unusual ruling, I always mark it down and put it on a card and I work from flash cards and I happen to be very familiar with that ruling. It happens I was part of Senator McCutcheon's entourage at that particular time and I made a motion—he made the motion and I helped him—to indefinitely postpone, so the motion was to indefinitely postpone a bill which had come over from the House. All right, then we were dealing with motions and it was pointed out that it fit under the category of a motion. As I pointed out, there are only three things we can do, and again looking at Rule 21, if you will look down at subsidiary motions of the third rank, you will find that a motion to postpone to a day certain, a motion to commit or recommit and a motion to postpone indefinitely are all motions of the fourth rank. There we had a fourth rank motion which was made and was successful and that, by the nature of it, couldn't be reconsidered because it wasn't a resolution or a bill, which is true.

"So if you remember the cows, remember that what we were talking about at that time was a motion to reconsider or a motion to indefinitely postpone that was successful, and I think your ruling was valid and the only way you could go. But that's not what the situation is here today. We're talking about a resolution by which we adopted our rules. It has to be a resolution. There's no other way to go."

Senator Kupka:

"Mr. President and lady and gentlemen of the Senate:

"If this will help the argument any, that cow bill is back here to haunt you again this year, so if it will help this argument, why, I just wanted to let you know. I think it's in the Institutions Committee now."

Senator Henry:

"Mr. President:

"I'm not an attorney nor am I very good at memorizing numbers, but I think the whole debate this morning is based on the fact that the quarterback yesterday made the wrong motion and now in various twisting, turning, devious manners of using the rules, he is trying to get out. The motion was timely. He made a motion to adopt the rules with the amendments as had been presented. They had been placed on the members' desks. They had been read. There was no other amendment before the Senate as far as we knew at that time.

"Now, the motion prevailed. We adopted the rules and I submit that we also have a rule for further amendments and that is that you give one day's notice and it takes a two-thirds majority to amend the Senate permanent rules and I think that is the orderly procedure and the one that should be followed now."

Senator Greive:

"Mr. President:

"I think Senator Henry's admitted lack of knowledge of the rules is rather apparent in this case when he—"

Senator Henry:

"Mr. President:"

The President:

"For what purpose does Senator Henry rise?"

Senator Henry:

"I don't like the statements made by Senator Greive."

Senator Greive:

"I apologize. I apologize. I'll withdraw the statement and apologize. I'm sorry, Senator Henry."

"The problem yesterday was that when you have a rule, you see what people compare this with is they keep thinking in terms of bills. A bill comes through and it has a certain procedure. It's read the first time. It's referred to committee and it goes through the whole procedure. When we are adopting rules, you're adopting something theoretically that you have no guide lines for, so the only motion you can make is that you adopt the rules and that puts it into play. It's like saying, 'Play ball.' That starts the game. There's no other motion that can be made when you're dealing with a report and when you're dealing with original rules, so the motion was correct. But that doesn't mean you can move the previous question and cut off amendment because if you could do that you could do that on every bill. We would be able to cut off all amendments, even though they were on the desk, simply by saying to the President we demand the previous question; and, as I pointed out yesterday, under Rule 202, it's clearly said, and I'll read it to you again, and it's on page 128 of your book:

"'Previous Question. Not debatable, not amendable. Takes precedence of the motion to amend, but does not cut it off,' and that's the point we're pressing. In other words, otherwise if we didn't have that, there could be no such thing as amendments. At any time, if somebody moved the previous question, all amendments on the desk would be sliced off and that's the very point. So in recap, number one, I made the proper motion because it's the only motion you can make for adoption of the rules. You have to move the adoption of the rules, and then the amendment is in order. I pointed out as we went through these amendments what we were merely amending—so people could understand some of the points of reference.

"Now getting back—this is still the whole discussion—it's not pertinent to talk about motions here today because what we are trying to do is fit what we did yesterday into one of the known modes or categories we have and one of the categories we have is 'motions', one is 'resolutions', and the other is 'bills', and I contend what we are speaking of today is a resolution."

The President:

"Are there any further remarks on the point of order?"

Senator Henry:

"Mr. President:

"I still maintain, Mr. President, that the orderly procedure of the thing would have been for the motion of Senator Greive to have been to adopt the amendments as presented. Then, once those had been adopted, the President would ask: 'Are there further amendments?'"

"Once that had been taken care of, then we would have voted on final passage of that particular bill. I submit that Senator Greive by his own motion was the one that hastened the demise of this particular matter."

Senator Greive:

"I admit that would have been true if we had been dealing with a bill."

The President declared the Senate to be at ease.

The President called the Senate to order at 12:40 p.m.

RULING BY THE PRESIDENT

The President:

"The two points of order raised by Senator Gissberg were:

"1. That proper notice of reconsideration was not given. The President has already ruled that this point of order is not well taken and that notice was properly given.

"2. That a vote on a motion cannot be reconsidered on any day other than the day on which it was acted upon and that this was a motion rather than a bill or resolution.

"The President recalls that on February 19, 1959, he ruled that a motion to indefinitely postpone was a subsidiary motion of the fourth rank and could not be considered a final vote on a resolution or bill.

"The Senate in its wisdom has never adopted any special rule altering or modifying this precedent.

"The President believes the matter before us parallels this situation.

"Reeds rules of parliamentary procedure No. 205 and prior precedent found at page 398 of the 1959 Senate Journal support the ruling of the President that Senator Gissberg's second point of order is well taken.

"The President believes that if it is the wish of the Senate to reconsider the vote by which Senator Greive's motion passed yesterday, a suspension of the rules will be necessary."

PERSONAL PRIVILEGE

Senator McCutcheon:

"Mr. President:

"The only thing that's been very pleasing about this whole procedure is that I was the one that made the motion to indefinitely postpone on February, some date, 1959. I caught the bill. It was about to move the Steilacoom herd out of where they are now and disperse them throughout the state. I caught the bill on the fly as it hit, momentarily. As it hit the President's desk, I moved to indefinitely postpone which opened up the entire debate on the merits, and due to a bit of amusing oratory—I had just come back to the Senate as a Democrat after some time—everybody voted with me except Pat Sutherland. But they all thought to themselves, well, tomorrow morning, we'll change that.

"I went down to breakfast and met Pat Sutherland and Pat said they were going to reconsider. I said, 'You can't do that because I've got it wired down. Someone just told me that you have to consider a motion the same day.' So all I'm talking about, and I don't want to reminisce because I've been around this old world too long, and I don't want to be garrulous, but I want to bring this up because the Senator now speaking still knows the law. He knew it then, and it was me this morning that remembered

the page and place and date, and it gives me a great deal of pleasure to be sustained in my opinion as to what was right in 1959 is right now."

Senator Greive:

"Mr. President:

"Under what order or what rank of motions do you say that it was a motion yesterday?"

Senator Gissberg:

"Mr. President:

"I know how difficult it is for you. I rise to a point of order now. I know how difficult it is for you, having researched the precedents involved and the subject matter, to engage in colloquy with members from the floor. There is nothing in our procedure which allows this to be done, to address questions to the President of the Senate once a ruling has been made, and I would suggest that it is highly improper to establish this type of a precedent of questioning the Lieutenant Governor, the presiding officer or whomsoever may be presiding, in further amplification of his opinion. The opinion was clearly stated. The grounds were clearly stated. I would suggest that there is nothing now before the Senate and I would suggest it is proper for the Senate to proceed in order and take up the next matter of business which is on the Secretary's desk."

REPLY BY THE PRESIDENT

The President:

"Senator Gissberg, the President appreciates your remarks. However, the President does believe that Senator Greive is entitled to a reply. The President, in replying to Senator Greive, states that you are the person that made the motion and I believe the minutes of yesterday's proceedings will bear that statement out."

Senator Greive:

"But that motion isn't listed under any of the categories under Rule 21. It gets down to amendments, but there is nothing, no listing for that. That isn't a motion that's listed under that precedent of motions."

The President:

"Senator Greive, Rule 21 states when a motion has been made and stated by the President that it is quite in proper order. You made the motion that the temporary rules be made the permanent rules of the 40th Legislative Session subject to amendments by the Senate Rules Committee. The Senate, in its judgment adopted that motion. The Senate chose to adopt the rules in that manner. On other occasions they have chosen to adopt the permanent rules by means of a formal resolution."

Senator Greive:

"May I point out to you that the privileged motions are: adjourn or recess, reconsider, demand for call of the Senate, demand for roll call, demand for division, question of privilege, and orders of the day."

POINT OF ORDER

Senator Rasmussen:

"Point of order, Mr. President:

"Is Senator Greive challenging the ruling of the Chair? If so, he should make a proper motion."

Senator Greive:

"If Senator Rasmussen would like me to answer him, I am not challenging the ruling or decision of the Chair. I am simply having parliamentary inquiry so we may determine for future use precisely what we are doing here and I think we are attempting to clarify that ruling. I have made no motion to overrule the decision of the Chair.

"Incidental motions, under Rule 21, are: points of order and appeal, method of consideration, suspend the rules, reading of papers, withdrawal of a motion and division of the question.

"Then we move down under Rule 21 to Subsidiary motions and the first rank is question of consideration; the second rank is a motion to lay on the table; the third rank is a motion for the previous question; the fourth rank includes motions to postpone to a day certain, to commit or recommit, and to postpone indefinitely; then the fifth rank, a motion to amend.

"Now the mere adoption, moving to adopt something, which we do routinely is not considered—it is neither a privileged motion, an incidental motion or a subsidiary motion, so I respectfully point out to the President at this time that you might consider this at this time."

RULING BY THE PRESIDENT

The President:

"Senator Greive, the President believes the Senate was on the first order of business: the presentation of petitions, memorials, resolutions and motions. Your motion to adopt the permanent rules is the main or principal motion and was quite in order at that time."

Senator Greive:

"Mr. President:

"I suggest that if you used that interpretation of Rule 12, that what we did was adopt a resolution. I moved to adopt a resolution. I didn't make a motion. A motion to adopt is a far different thing than an incidental motion, a privileged motion or a subsidiary motion. It is to adopt a main position, adopt a resolution, which is a far cry from what we are dealing with here. I would suggest that the motion I made under Rule 12, the first order of business, 'Presentation of Petitions, Memorials, Resolutions and Motions,' was the only thing that could be done there, a motion to adopt a resolution and give us permanent rules."

MOTION

At 1:00 p.m., on motion of Senator Greive, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:15 p.m.

MOTION

It was moved by Senator Rasmussen that the Secretary be instructed to place a sign reading, "Senate," above that reading, "House," on the Senate office building.

The motion was carried.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 20, 1967.

Mr. President:

The House has passed: House Bill No. 27,
Engrossed House Bill No. 43,
House Bill No. 95,
Engrossed House Bill No. 107, and the same are herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., January 23, 1967.

Mr. President:

The House has adopted: House Concurrent Resolution No. 9,
House Concurrent Resolution No. 10, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., January 23, 1967.

Mr. President:

The House has passed: House Bill No. 40,
House Bill No. 42,
House Bill No. 173,
House Bill No. 236, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS AND MEMORIALS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 199, by Senators Herrmann, Connor, Freise, Redmon and Andersen (by Joint Legislative Interim Committee on Insurance request) (by Insurance Commissioner request):

An Act relating to insurance; amending section 02.08, chapter 79, Laws of 1947 and RCW 48.02.080; adding two new sections to chapter 79, Laws of 1947 and to chapter 48.05 RCW; amending section 05.14, chapter 79, Laws of 1947 and RCW 48.05.140; amending section 7, chapter 195, Laws of 1963 and RCW 48.05.340; amending section 06.04, chapter 79, Laws of 1947 and RCW 48.06.040; amending section 06.05, chapter 79, Laws of 1947 and RCW 48.06.050; amending section 11.08, chapter 79, Laws of 1947 and RCW 48.11.080; repealing section 11.09, chapter 79, Laws of 1947 and RCW 48.11.090; adding a new section to chapter 79, Laws of 1947 and to chapter 48.13 RCW; amending section 13.12, chapter 79, Laws of 1947, as last amended by section 1, chapter 303, Laws of 1955, and RCW 48.13.120; amending section 14.01, chapter 79, Laws of 1947, as last amended by section 4, chapter 303, Laws of 1955, and RCW 48.14.010; adding two new sections to chapter 79, Laws of 1947 and to chapter 48.17 RCW; amending section 17.09, chapter 79, Laws of 1947 and RCW 48.17.090; amending section 17.11, chapter 79, Laws of 1947, as last amended by section 19, chapter 70, Laws of 1965, extraordinary session, and RCW 48.17.110; amending section 17.12, chapter 79, Laws of 1947, as last amended by section 11, chapter 303, Laws of 1955, and RCW 48.17.120; amending section 17.13, chapter 79, Laws of 1947 and RCW 48.17.130; amending section 17.15, chapter 79, Laws of 1947, as last amended by section 4, chapter 194, Laws of 1961, and RCW 48.17.150; amending section 17.16, chapter 79, Laws of 1947, as last amended by section 6, chapter 225, Laws of 1959, and RCW 48.17.160; amending section 17.19, chapter 79, Laws of 1947 and RCW 48.17.190; amending section 17.24, chapter 79, Laws of 1947 and RCW 48.17.240; amending section 17.53, chapter 79, Laws of 1947 and RCW 48.17.530; amending section 17.54, chapter 79, Laws of 1947 and RCW 48.17.540; amending section 17.56, chapter 79, Laws of 1947 and RCW 48.17.560; adding a new section to chapter 79, Laws of 1947 and to chapter 48.20 RCW; adding a new section to chapter 79, Laws of 1947 and to chapter 48.22 RCW; amending section 24.04, chapter 79, Laws of 1947, as last amended by section 9, chapter 194, Laws of 1961, and RCW 48.24.040;

repealing section 22, chapter 303, Laws of 1955 and RCW 48.24.085; amending section 29.13, chapter 79, Laws of 1947 and RCW 48.29.130; repealing section 30.16, chapter 79, Laws of 1947 and RCW 48.30.160; and amending section 31.19, chapter 79, Laws of 1947 and RCW 48.31.190.

Referred to Committee on Banks, Financial Institutions and Insurance.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 199.

Senate Bill No. 200, by Senators Freise, Cooney and Atwood:

An Act relating to judges of the superior court; and amending section 11, page 343, Laws of 1890 and RCW 2.08.180.

Referred to Judiciary Committee.

Senate Bill No. 201, by Senators Freise and Uhlman:

An Act relating to the judicial council and the membership thereof; and amending section 1, chapter 45, Laws of 1925 extraordinary session as last amended by section 1, chapter 271, Laws of 1961 and RCW 2.52.010.

Referred to Judiciary Committee.

Senate Bill No. 202, by Senators Freise, Atwood and Cooney:

An Act relating to criminal procedure in justice courts; and amending section 174, page 260, Laws of 1854 as last amended by section 2, chapter 11, Laws of 1891 and RCW 10.04.100.

Referred to Judiciary Committee.

Senate Bill No. 203, by Senators Atwood, Freise and Cooney:

An Act relating to supreme court fees; and amending section 1, chapter 51, Laws of 1951 and RCW 2.32.070.

Referred to Judiciary Committee.

Senate Bill No. 204, by Senators Freise and Henry (by Departmental request):

An Act relating to the motor vehicle fuel tax; amending section 82.36.010, chapter 15, Laws of 1961 as amended by section 1, chapter 79, Laws of 1965, extraordinary session and RCW 82.36.010; amending section 82.36.090, chapter 15, Laws of 1961 as amended by section 4, chapter 79, Laws of 1965 extraordinary session and RCW 82.36.090; amending section 82.36.230, chapter 15, Laws of 1961 as amended by section 9, chapter 79, Laws of 1965 extraordinary session and RCW 82.36.230; amending section 82.36.270, chapter 15, Laws of 1961 and RCW 82.36.270; amending section 82.36.370, chapter 15, Laws of 1961 as amended by section 15, chapter 79, Laws of 1965 extraordinary session and RCW 82.36.370; amending section 82.36.400, chapter 15, Laws of 1961 and RCW 82.36.400; and prescribing penalties.

Referred to Committee on Ways and Means.

Senate Bill No. 205, by Senators Herrmann, Freise and Connor:

An Act relating to insurance; and adding a new section to chapter 79, Laws of 1947 and to Title 48 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 206, by Senators Herrmann, Freise and Connor:

An Act relating to insurance; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.02 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 207, by Senators Atwood and Hanna:

An Act relating to courts of limited jurisdiction; authorizing the supreme court to provide for special conferences and interim study committees of judges of courts of limited jurisdiction; and allowing reimbursement for subsistence and travel.

Referred to Judiciary Committee.

Senate Bill No. 208, by Senators Freise, Atwood and Cooney:

An Act relating to civil procedure; providing for the commencement of actions for the purpose of tolling any statute of limitations; and amending section 3, chapter 43, Laws of 1955 and RCW 4.16.170.

Referred to Judiciary Committee.

Senate Bill No. 209, by Senators Atwood, Hanna and Freise:

An Act relating to civil procedure; amending section 10, chapter 127, Laws of 1893 as amended by section 2, chapter 86, Laws of 1895 and RCW 4.28.110; amending section 11, chapter 127, Laws of 1893 as last amended by section 1, chapter 131, Laws of 1959 and RCW 4.28.180; amending section 1, chapter 35, Laws of 1935 and RCW 6.24.010; amending section 8, chapter 127, Laws of 1893 and RCW 4.28.090; and amending section 5, page 85, Laws of 1890 and RCW 7.08.060.

Referred to Judiciary Committee.

Senate Bill No. 210, by Senators Freise and Donohue (by Departmental request):

An Act relating to pesticides; amending sections 1, 2, 7, 8, 9, 11, 12, 15, 16, 18, 20, 22, 23, 29, and 34, chapter 249, Laws of 1961 and RCW 17.21.010, 17.21.020, 17.21.070, 17.21.080, 17.21.090, 17.21.110, 17.21.120, 17.21.150, 17.21.160, 17.21.180, 17.21.200, 17.21.220, 17.21.230, 17.21.290, and 17.21.310; amending section 17, chapter 249, Laws of 1961 as amended by section 1, chapter 107, Laws of 1963 and RCW 17.21.170; adding new sections to chapter 249, Laws of 1961 and to chapter 17.21 RCW; and prescribing penalties.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 211, by Senators Lewis, Morgan and Ridder (by Executive request):

An Act relating to state government; providing for payment of moving expenses of deputies and other employees; authorizing payment of travel expenses of prospective employees called for interviews; amending section 43.03.110, chapter 8, Laws of 1965 and RCW 43.03.110; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.03 RCW.

Referred to Committee on State Government.

Senate Bill No. 212, by Senators Herrmann, Hanna and Lennart:

An Act relating to insurance and health care programs on employees of state and political subdivisions of the state; amending section 1, chapter 75, Laws of 1963, as amended by section 1, chapter 57, Laws of 1965, and RCW 41.04.180; and amending section 1, chapter 187, Laws of 1959 and RCW 28.76.410.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 213, by Senators Freise, Cooney and Atwood:

An Act relating to notices of tort claims against cities and towns; repealing sections 35.31.010 through 35.31.040, chapter 7, Laws of 1965 and RCW 35.31.010 through 35.31.040; and providing an effective date.

Referred to Judiciary Committee.

Senate Bill No. 214, by Senators Herrmann, Freise and Connor:

An Act relating to insurance; and adding a new section to chapter 79, Laws of 1947 and to Title 48 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 215, by Senators Metcalf, Sandison and Bailey:

An Act relating to annexation of fire protection district territory by cities and towns; and amending section 35.13.248, chapter 7, Laws of 1965 and RCW 35.13.248.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 216, by Senator Hallauer:

An Act relating to highways; directing the rebuilding and reconstruction of a portion of primary state highway No. 6; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 217, by Senator Hallauer:

An Act relating to the superior courts; eliminating single judge judicial districts; amending section 4, chapter 125, Laws of 1951 as amended by section 2, chapter 48, Laws of 1963 and RCW 2.08.062; amending section 5, chapter 125, Laws of 1951 as last amended by section 3, chapter 48, Laws of 1963 and RCW 2.08.063; amending section 6, chapter 125, Laws of 1951 as last amended by section 1, chapter 35, Laws of 1963 and RCW 2.08.064; amending section 7, chapter 125, Laws of 1951 as amended by section 1, chapter 159, Laws of 1955 and RCW 2.08.065; and amending section 1, chapter 121, Laws of 1911 as last amended by section 1, chapter 303, Laws of 1961 and RCW 4.12.040.

Referred to Judiciary Committee.

Senate Bill No. 218, by Senators Bailey, Greive and Twigg:

An Act relating to the settlement of disputes concerning wages, salaries, rates of pay, hours, working conditions and other terms and conditions of employment in municipal fire departments.

Referred to Committee on Labor and Social Security.

Senate Bill No. 219, by Senators Peterson (Lowell), Ryder and Dore (by State Capitol Committee request):

An Act relating to the state capitol; describing certain property to be known as the east capitol site; amending section 1, chapter 167, Laws of 1961 and RCW 79.24.500; and declaring an emergency.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 220, by Senators McCutcheon and Kupka:

An Act relating to the selection of jurors in the superior court; and amending section 3, chapter 57, Laws of 1911, as last amended by section 1, chapter 287, Laws of 1961 and RCW 2.36.060.

Referred to Judiciary Committee.

Senate Bill No. 221, by Senators Williams and Uhlman:

An Act relating to recording; and adding a new section to chapter 278, Laws of 1927 and to chapter 65.08 RCW.

Referred to Judiciary Committee.

Senate Bill No. 222, by Senators Talley, Bailey and Chytil:

An Act relating to a bridge across the Columbia River in the vicinity of Puget Island; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 223, by Senators Freise and Cooney:

An Act relating to vehicles; regulating the licensing of vehicle dealers; amending section 46.70.010, chapter 12, Laws of 1961 as last amended by section 1, chapter 68, Laws of 1965 and RCW 46.70.010; amending section 46.70.070, chapter 12, Laws of 1961 as amended by section 1, chapter 239, Laws of 1961 and RCW 46.70.070; and amending section 46.70.090, chapter 12, Laws of 1961 and RCW 46.70.090.

Referred to Committee on Highways.

Senate Bill No. 224, by Senators Hallauer and Gissberg:

An Act relating to banks, savings banks, trust companies, savings and loan associations, industrial loan companies, small loan companies and other financial institutions; regulating service and other charges made thereby; prescribing penalties; and prescribing an effective date.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 225, by Senators Freise, Lennart and Redmon:

An Act relating to crimes and punishments; amending section 46.56.040, chapter 12, Laws of 1961 as amended by section 63, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.520; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 226, by Senators Knoblauch and Freise:

An Act relating to group life insurance; and amending section 24.06, chapter 79, Laws of 1947, as last amended by section 21, chapter 195, Laws of 1963, and RCW 48.24.060.

Referred to Committee on State Government.

Senate Bill No. 227, by Senators McMillan, Donohue and Peterson (Ted):

An Act relating to highways; establishing a secondary state highway as a branch of primary state highway No. 3; and adding a new section to chapter 13, Laws of 1961 and to chapter 47.20 RCW.

Referred to Committee on Highways.

Senate Bill No. 228, by Senators Metcalf, Rasmussen and Stender:

An Act relating to elections; and amending section 29.45.030, chapter 9, Laws of 1965 as amended by section 3, chapter 101, Laws of 1965 extraordinary session and RCW 29.45.030.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 229, by Senators Keefe, Peterson (Ted), and Kupka:

An Act relating to restaurants, taverns, hotels, and clubs and the employees thereof; requiring such employers to file a bond and obtain a registration certificate; prescribing powers, duties and functions of the department of

labor and industries in relation thereto; establishing a wage protection fund; prescribing procedures for claims; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 230, by Senators Cooney and Herrmann:

An Act relating to weather modification; and amending section 43.37.090, chapter 8, Laws of 1965 and RCW 43.37.090.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 231, by Senator Freise:

An Act relating to motor vehicles; amending section 60, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.505; and adding a new section to chapter 46.61 RCW.

Referred to Judiciary Committee.

Senate Bill No. 232, by Senators Uhlman and Twigg:

An Act relating to crimes and criminal procedure; abolishing capital punishment; amending section 12, page 78, Laws of 1854 as last amended by section 1, chapter 112, Laws of 1919, and RCW 9.48.030; amending section 1, chapter 6, Laws of 1933 extraordinary session and RCW 9.52.010; amending section 65, chapter 249, Laws of 1909 and RCW 9.82.010; amending section 11, page 78, Laws of 1854 as last amended by section 1, chapter 249, Laws of 1909, and RCW 9.01.020; amending section 30, page 185, Laws of 1873 as last amended by section 12, chapter 249, Laws of 1909 and RCW 9.01.070; adding a new section to chapter 249, Laws of 1909 and to chapter 9.01 RCW; repealing sections 1 through 10, chapter 9, Laws of 1901 extraordinary session; repealing sections 152 through 155, page 125, Laws of 1854; repealing section 291, page 152, Laws of 1860; repealing sections 288 through 291, pages 244 and 245, Laws of 1873; repealing sections 1130 through 1133, Code of 1881; repealing RCW 10.70.040 through 10.70.130; and providing for submission of this act to a vote of the people.

Referred to Judiciary Committee.

Senate Bill No. 233, by Senators Uhlman, Freise and Atwood:

An Act relating to state government; establishing within the department of institutions a division of probation and parole, and providing for the transfer of certain powers and duties of the state board of prison terms and paroles thereto; providing for the transfer of certain personnel, books, documents and other writings, office equipment and motor vehicles, and other tangible property; amending section 72.01.030, chapter 28, Laws of 1959 and RCW 72.01.030; amending section 3, chapter 114, Laws of 1935 and RCW 9.95.170; amending section 7, chapter 114, Laws of 1935 and RCW 9.95.260; amending section 3, chapter 227, Laws of 1957 and RCW 9.95.200; amending section 4, chapter 227, Laws of 1957 and RCW 9.95.210; amending section 8, chapter 227, Laws of 1957 and RCW 9.95.250; adding a new chapter to Title 72 RCW; providing an effective date; and transferring funds.

Referred to Committee on Public Institutions.

Senate Bill No. 234, by Senator Gissberg:

An Act relating to public service companies; repealing section 80.04.340, chapter 14, Laws of 1961 and RCW 80.04.340; and repealing section 81.04.340, chapter 14, Laws of 1961 and RCW 81.04.340.

Referred to Committee on Public Utilities.

Senate Bill No. 235, by Senators Dore and Uhlman:

An Act relating to probate law and procedure; and amending section 11.20.020, chapter 145, Laws of 1965 and RCW 11.20.020; and declaring an effective date.

Referred to Judiciary Committee.

Senate Bill No. 236, by Senators Metcalf, Henry and Redmon:

An Act relating to the support of the common schools; providing for the levy by counties of excise taxes upon the sale of real estate for the support thereof; amending section 1, chapter 11, Laws of 1951 first extraordinary session as last amended by section 2, chapter 171, Laws of 1965 extraordinary session, and RCW 28.45.040; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 237, by Senators Uhlman, Neill and Atwood:

An Act relating to education; providing insurance programs for certain personnel associated therewith; and amending section 1, chapter 187, Laws of 1959 and RCW 28.76.410.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 238, by Senator Hallauer:

An Act relating to public assistance; disregarding real property tax exemption for elderly in establishing need for public assistance; and adding a new section to chapter 26, Laws of 1959 and to chapter 74.04 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 239, by Senator Chytil:

An Act relating to cities operating under the commission form of government; and amending section 35.17.115, chapter 7, Laws of 1965 and RCW 35.17.115.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 240, by Senators Bailey, Knoblauch and Lewis:

An Act relating to volunteer firemen's relief and pensions; and amending section 3, chapter 261, Laws of 1945, as last amended by section 1, chapter 116, Laws of 1957 and RCW 41.24.030.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 241, by Senators Uhlman, Henry and Woodall (by Departmental request):

An Act relating to the sale and conveyance or lease or exchange of certain real property in the city of Seattle and providing for the distribution of proceeds.

Referred to Committee on State Government.

Senate Bill No. 242, by Senators Williams, Guess and Pritchard (by Executive request):

An Act relating to industrial insurance; amending section 51.52.080, chapter 23, Laws of 1961 as amended by section 2, chapter 148, Laws of 1963, and RCW 51.52.080; amending section 51.52.090, chapter 23, Laws of 1961 and RCW 51.52.090; amending section 51.52.100, chapter 23, Laws of 1961 as amended by section 4, chapter 148, Laws of 1963, and RCW 51.52.100; amending section 51.52.106, chapter 23, Laws of 1961 as last amended by section 4, chapter 165, Laws of 1965 extraordinary session and RCW 51.52.106; amending section 51.52.115, chapter 23, Laws of 1961 and RCW 51.52.115;

amending section 51.52.140, chapter 23, Laws of 1961 and RCW 51.52.140; repealing section 6, chapter 148, Laws of 1963 and RCW 51.52.104; and providing an effective date.

Referred to Committee on Labor and Social Security.

Senate Joint Memorial No. 4, by Senators Canfield, Chytil and Metcalf (by Executive request):

Petitioning for retention of portion of income tax by states without federal controls attached.

Referred to Committee on Ways and Means.

Senate Joint Memorial No. 5, by Senators Gissberg, McCormack and Ryder:

Memorializing the Congress of the United States to delay consideration of a bill relating to state taxation of interstate commerce.

On motion of Senator Gissberg, the rules were suspended, Senate Joint Memorial No. 5 was advanced to second reading and read the second time in full.

On motion of Senator Gissberg, the following amendment was adopted:

On page 2, after "and" on line 4, strike everything down to and including "and" on line 8.

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Joint Memorial No. 5 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Memorial No. 5 and the memorial passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators McCutcheon, McMillan—2.

Excused: Senator Dore—1.

Engrossed Senate Joint Memorial No. 5, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Concurrent Resolution No. 4, by Senators, Herrmann, Freise, Redmon, Connor, Peterson (Ted), Lennart, Ridder, Herr, Peterson (Lowell), Andersen and Kupka (by Joint Legislative Interim Committee on Insurance request):

Providing for joint interim committee on insurance.

Referred to Committee on Banks, Financial Institutions and Insurance.

MOTION

On motion of Senator Herrmann, the rules were suspended to permit additional names as sponsors to Senate Concurrent Resolution No. 4.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 27, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

An Act relating to the investment of state funds; and amending section 43.84.080, chapter 8, Laws of 1965 and RCW 43.84.080.

Referred to Committee on State Government.

House Bill No. 40, by Representatives Flanagan, Bozarth and Newhouse (by Departmental request):

An Act relating to game and game fish; and amending section 77.12.210, chapter 36, Laws of 1955 and RCW 77.12.210.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 42, by Representatives Bledsoe, Flanagan and Bozarth (by Departmental request):

An Act relating to game and game fish; and adding a new section to chapter 36, Laws of 1955 and to chapter 77.12 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 43, by Representatives Bledsoe, Flanagan and Bozarth (by Departmental request):

An Act relating to game and game fish; amending section 77.32.020, chapter 36, Laws of 1955 as amended by section 1, chapter 176, Laws of 1957, and RCW 77.32.020.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 95, by Representatives O'Dell and Zimmerman:

An Act relating to gifts to minors; and amending section 1, chapter 202, Laws of 1959 and RCW 21.24.010.

Referred to Committee on Banks, Financial Institutions and Insurance.

Engrossed House Bill No. 107, by Representatives Holman, Mahaffey and DeJarnatt:

An Act relating to the investment of the permanent common school fund, the agricultural college permanent fund, the normal school permanent fund, the scientific school permanent fund, and the university permanent fund; amending section 1, chapter 104, Laws of 1965 extraordinary session and RCW 43.84.011; repealing section 2, chapter 104, Laws of 1965 extraordinary session and RCW 43.84.021; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

House Bill No. 173, by Representatives Whetzel, Wolf and Bottiger (by Departmental request):

An Act relating to corporations; prescribing the due date for annual license fees; amending section 139, chapter 53, Laws of 1965 and RCW 23A.40.060; amending section 141, chapter 53, Laws of 1965 and RCW 23A.40.080; amending section 142, chapter 53, Laws of 1965 and RCW 23A.40.090; amending section 147, chapter 53, Laws of 1965 and RCW 23A.40.140; and providing an effective date.

Referred to Committee on Commerce, Manufacturing and Licenses.

House Bill No. 236, by Representatives Morrison, Haussler and McDougall: An Act relating to controlled atmosphere storage of fruits and vegetables; and amending section 6, chapter 29, Laws of 1961 and RCW 15.30.060.

Referred to Committee on Agriculture and Horticulture.

House Concurrent Resolution No. 9, by Representatives Gorton and O'Brien:

Relating to memorial services commemorating deceased members of the legislature.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 9 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 9 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

House Concurrent Resolution No. 10, by Representative Gorton:

Relating to a joint session to receive a further message from the Governor.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 10 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 10 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

SECOND READING OF BILLS

Senate Bill No. 8, by Senators Talley and Williams (by Legislative Council request):

Establishing a county boundary advisory commission.

The Senate resumed consideration of Senate Bill No. 8 on second reading.

On motion of Senator Neill, the committee amendment was laid on the table.

On motion of Senator Neill, the following amendment was adopted:

On page 1, section 3, line 22, after the words "of the" strike "department" and insert "college" and after "Washington" insert "to be appointed by the dean thereof" and on line 23 after "of the" strike "department" and insert "college" and on line 24 after "University" insert "to be appointed by the dean thereof"

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 8 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 8 and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Voting nay was: Senator Peterson (Lowell)—1.

Absent or not voting: Senator Henry—1.

Excused: Senator Dore—1.

Engrossed Senate Bill No. 8, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:10 p.m., on motion of Senator Greive, the Senate adjourned until 10:45 a.m., Wednesday, January 25, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

SEVENTEENTH DAY

MORNING SESSION

Senate Chamber,

Olympia, Wash., Wednesday, January 25, 1967.

The Senate was called to order at 10:45 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Herr.

On motion of Senator Hanna, Senator Herr was excused.

The Color Guard, consisting of Pages Paul Campbell, Color Bearer, and Marcella Irwin, presented the Colors.

Reverend Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God, by whose hand we are made, by whose providence we are sustained, by whose love our lives find fulfillment.

"We come to Thee in this morning hour to thank Thee for another day in which to live and serve.

"We come to ask a special blessing upon these who are assembled here. Grant to each the wisdom and the insight the day demands. Guide them in their efforts to serve and to fulfill the trust that has been placed in them by the people of this state.

"This we ask in our Master's Name. Amen."

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

The President declared the Senate to be at ease.

At 10:55 a.m., the Senate retired to the House chamber to meet in joint session for the purpose of hearing a message by Governor Daniel J. Evans.

JOINT SESSION

The Sergeant at Arms of the House announced the arrival of the Senate at the bar of the House.

The Speaker invited the Senators to seats within the House and instructed the Sergeants at Arms of the Senate and the House to escort the President of the Senate to a seat on the rostrum beside the Speaker.

The President of the Senate presiding called the joint session to order.

The Secretary of the Senate called the roll of the Senate and all Senators were present.

The Clerk called the roll of the House and all members were present.

The President of the Senate announced that the purpose of the joint session was to receive a message from His Excellency, Governor Daniel J. Evans, and appointed the following committee to escort Governor Evans to the House chamber: Senators Peterson (Lowell), Freise and Keefe and Representatives McGavick, Morrison and Bagnariol.

The committee retired.

The Sergeant at Arms of the House announced the arrival of His Excellency, Governor Daniel J. Evans at the bar of the House and the President instructed the committee to escort Governor Evans to a seat on the rostrum:

The President of the Senate:

"Mr. Speaker, Governor Evans, and Members of the Washington State Legislature, Ladies and Gentlemen:

"As provided under House Concurrent Resolution No. 10, the purpose of this joint session is to receive a message from the Governor. It is with pride and pleasure that I present to you His Excellency the Honorable Daniel J. Evans, Governor of the state of Washington."

Governor Evans:

"Mr. President, Mr. Speaker, Ladies and Gentlemen of the Legislature:

"I have asked for the privilege of addressing this Legislature in joint session today because I believe that the subject for consideration is of the highest importance.

"Because it is important, it is therefore fitting that we come together, where we are not only visible to each other, but to the people as well.

"Harry Truman once remarked that 'If you can't stand the heat, stay out of the kitchen.' I am suggesting now that we—as duly constituted executive and legislature—step into the kitchen, acknowledge the heat, and proceed with the long overdue business of tax reform in the State of Washington.

"Our history of taxation, if not unusual among the states, has not been noted for its foundation in wisdom. We have, indeed, taxed as the need arose—or as the budget demanded, for nearly a century.

"Instead of reform based on reason, we have too long and too often chosen addition based on availability.

"For the first sixty years, as the demand for services grew, we responded by creating new taxes; since the 1930's we have balanced our budgets by the simple device of adding new burdens to existing taxes—a practice undertaken with no regard to party—and with very little regard for common sense.

"As each of us has known it would, the day of reckoning has come. Yet it now confronts us not in a time of leisurely consideration, but precisely when the state is in the turmoil of expansion; when the demands of growth are accelerating; when educational needs threaten to exceed educational resources; and when the capacity of state government to meet the requirements of the people is being severely tested.

"I am convinced that if we do not succeed in achieving some basic reform in our tax structure now, the degree of the problem will become too great to respond to the remedy.

"It is not this decade that will suffer, but the next; not ourselves, but those who succeed us. And I would rather institute reform at the risk of defeat, than accomplish victory at the price of disaster.

"In approaching any major reform of Washington's tax structure, our three major considerations must be responsibility, responsiveness and equity. Our present taxes are not responsible in terms of practice; they are not responsive in terms of the economy; and they are not equitable in terms of people.

"We have, in fact, a distinctly jerry-built structure which is neither fair nor effective, which fails increasingly to keep revenues consistent with need, which lacks uniformity with regard to administration, justice with regard to application and integrity with regard to the Constitution.

"In the broad perspective, each citizen and every servant of government should be vitally concerned not only with our present problems of taxation, but with the

construction of a sound base to support our future requirements. It is not responsible government to proceed in ignorance of the demands which lie ahead, just as it is not rational government to continue adding to the sales tax, and to the gasoline tax, until we have exceeded the bounds of reason.

"Our problems are not of a limited nature—they run the entire length and breadth of the taxing function. As we seriously examine the tasks of the present—ranging from urban growth to human need; and as we project the responsibilities of state government into the next decade and beyond, it becomes increasingly clear that the present machinery of taxation is inadequate to the demands we will be forced to place upon it.

"It is difficult to single out any specific fault of our present system of taxation and assign to it a priority above all others. Our excessive sales tax is obviously unfair; our lack of property tax uniformity is hardly responsible and our method of supporting education is unrealistic. But certainly, a fundamental weakness is our failure to base taxation on the principal and most responsive source of state wealth.

"In the early years of statehood, and for a good part of this century, property was perhaps the most accurate measurement of an individual's worth—and therefore a measurement of his public revenue obligation. But we have ceased to be a property-oriented people. We have instead become income-oriented, and the fact that we do not tax income—but continue to rely on property, sales and business—accounts for a large share of the increasing "income gap" which faces state government in a time of accelerating demands on its resources. In point of fact, our sales tax revenues increase only eight and one-half percent for every 10 percent increase in the state's economy.

"As our citizens become more affluent, they spend more money on services which are not taxable; as per capita income increases, they save more. These two factors combine to make the sales tax not only unfair to lower income families, but unrealistic as a basis for supporting the state budget.

"We cannot properly and adequately respond to need, if we cannot reach the basic source of the wealth which creates it.

"In order to assure that the State of Washington can obtain revenues consistent with growth, that we can place tax emphasis where it belongs, and that we can both reduce the degree of unfairness and improve the degree of uniformity, this administration is now prepared to make five tax reform recommendations to the Legislature:

"First, that a constitutional amendment be placed on the 1967 election ballot to create a single rate state income tax on net taxable income; and that an enabling statute be written to establish the rate of the tax at 3.5 percent on individuals and corporations.

"Next, that a second constitutional amendment appear on the same ballot to establish the property tax rate at forty mills based on an assessment level of twenty-five percent of true and fair value; but that this amendment be so written that should the income tax fail, then the property tax rate would increase to a constitutional limit of fifty mills.

"Third, that with the passage of the income tax measure, the Legislature reduce the sales tax rate from its present level to 3.5 percent of sales and that food and drugs be specifically exempted from the tax.

"Fourth, that with passage, the basic rate of the business and occupation tax be reduced to two-tenths of one percent.

"Finally, that the Department of Revenue requested by this administration be directed to enforce uniform application of rates and uniform standards of assessment to all property, both real and personal.

"There is no question that these recommendations constitute a major reform of our present tax system. But, in the judgment of this administration, their accomplishment will provide for the first time a sound, reasonable, equitable and responsive tax policy.

"We will have a system in which the demands created by population and urban growth will be equalled by the revenues available to meet them.

"We will have a system where each ten percent increase in total personal income will produce a thirteen percent increase in revenue to the state.

"We will have a system in which property taxes remain at a reasonable level, yet meet the full constitutional requirement.

"And we will have a system which is fully responsive to future need, while at the same time capable of alleviating the critical problem created by special school levies, which far from being special, are in fact a permanent part of our school support.

"All of us, I am sure, are happy that the levies in the Puget Sound area yesterday were voted unanimously by the people and in every case succeeded. I must point out

in future weeks, during the end of January and the first part of February, and March of this year, many other school districts will face the same problems. While I am proposing tax reform, it is still important that citizens of those communities understand that no tax reform can meet these immediate needs represented by those special levies, and I certainly support and encourage the passage of those special levies in the communities in which they will be presented.

"No legislator—and certainly no governor—likes to go before the people proposing tax reform, but most assuredly the need exists and time has all but run out. I think the need for a state income tax, if not enthusiastically endorsed, is at least generally accepted by the people, and this administration's principal consideration has not been whether, but what kind. The Tax Advisory Council, in their excellent and comprehensive survey, recommended essentially what I am recommending today—a single rate income tax, which by virtue of being applied to net income has certain graduated features.

"The decision to recommend an income tax of this nature was not arrived at out of political consideration, but because the single rate tax on net income conforms closely to the ability of an individual or family to pay, and because it will produce an adequate amount of revenue for the state.

"Personal exemptions for children and other dependents and deductions for medical expenses, to cite only two examples, would be allowed under the tax as conceived, and as an overall principle basic living costs and minimum incomes are exempted entirely.

"I believe that these provisions substantially meet the objective of placing a less difficult burden on low income families, while not unfairly penalizing the middle and higher income groups with a steeply graduated rate.

"Although the individual's ability to pay was a principal consideration in the decision to recommend a single rate tax on net income, this administration gave thorough study to the amount of revenue to be generated by both the single rate and the graduated rate taxes. It was determined that in order to justify graduated rates as a realistic source of additional income, the graduations would have to start at very low income levels. Even so, from the experience of the Federal government, over 85 percent of revenue will come from families in the lowest tax brackets.

"All things considered—responsiveness to the economy, income to the state and fairness to the taxpayers—I believe that the single rate tax is the only reasonable and responsible income tax for the citizens of Washington.

"Over the years, the property tax has become the most widely criticized of all our taxes. In the judgment of local government, the property tax has failed to produce adequate revenue; in the judgment of state government, the lack of uniformity in assessments and the application of rates has been a major problem in attempting to provide school support with any degree of equity.

"The recommended property tax reform is predicated at least as much on proper administration as it is on constitutional revision. Nevertheless, there is an important change to be requested through the proposed amendment, and that is to establish 25 percent of true and fair value as the basic assessment level. Provided that the people approve an income tax, this administration is satisfied that a properly administered, uniform property tax assessed at a level of 25 percent, will provide the revenues required and necessary without any change in the present tax rate of forty mills.

"In the event, however, that the people turn down the income tax, I believe it is necessary that the tax rate be increased to 50 mills. If full reform is not possible, at least we must deal with the very practical problems of present revenue and special levies.

"The property tax proposal also will make provision for special levies to be voted on for a two year period.

"With the additional revenue available from an income tax and from efficient administration of the property tax, it will then become economically feasible to reduce the present sales tax rate to 3.5 percent. This is a step which should bring universal approval, yet one that cannot be accomplished outside the framework of tax reform. Because it has been an available tax—and because we have chosen the path of least resistance—the sales tax now carries a disproportionate share of the total tax burden. There is no question that it is a regressive tax, penalizing those people who are least able to pay; and it is—as I have pointed out—an unresponsive tax in terms of economic growth.

"The second provision under the sales tax reform is the specific exemption of food purchased for off-premise consumption and drugs used in conjunction with medical

treatment. These exemptions are designed to remove a major share of basic living expenses from the taxing power, and to thereby place more emphasis on luxuries and less emphasis on necessities.

"The reduction of the business and occupation tax will be a much needed step in creating an improved business and industrial climate for Washington. By establishing a new rate of two-tenths of one percent, we will make the state more attractive to modern industry and at the same time provide a more equitable tax basis for our present employers.

"If we can accomplish these fundamental reforms in our sales, business and property taxes—and if the people will approve the establishment of a state income tax on the 1967 election ballot—then I believe we will have taken a giant step toward the resolution of our present problems, and toward the establishment of sound revenue base for our future.

"By placing the proposed amendments on the ballot, we are advocating reform but perhaps even more important, we are also providing a choice. It is a time for government to act, but within the democratic context, it also is a time for the people to choose.

"The choices are three in number. If the people reject both amendments, then the state must look forward to steadily increasing taxes on sales, on business and on property.

"If the people reject the income tax, but approve the property tax measure, there will be some relief of excess levies but sales and business taxes will still continue to grow; and while the present may be secured, the future will remain in doubt.

"If the people approve both amendments, they will be lowering the sales tax and exempting food and drugs, lowering the business and occupation tax, placing the property tax in constitutional perspective and adding the one new tax which will make state revenues responsive to state needs.

"This is not a choice between new taxes and no taxes at all; it is a question of how the people of Washington choose to support the growing needs of their government.

"In the history of every state and its people, the truly significant acts of government are few in number and rare in nature. Because they are significant, they are seldom easy, and their accomplishment requires not only wisdom but courage.

"I believe that this is one of those significant times, and I recognize that the tax reform recommendations of this administration constitute an historic and fundamental change. If the legislature sees fit to place the amendments on the ballot—and if the people approve—we will be changing a tradition of taxation which dates back to the early days of statehood.

"Yet, I have every confidence in the people, and I firmly believe that, given the choice, they will respond by doing what is right—for themselves and for those who follow.

"Our obligation is to give them this opportunity of choice, to place before the people a new option to meet new problems, to exercise in their behalf the full responsibility of leadership and to carry with courage the burden which leadership imposes.

"No bill or measure—past or present—is more important to the future of the State of Washington than tax reform. It is the key to the accommodation of our unlimited growth and the cornerstone of our collective efforts to preserve the integrity of state government.

"I ask this legislature to face the issue of tax reform, just as we all must now face the responsibilities of Washington's future.

"Thank you."

The President of the Senate requested that the special committee escort Governor Evans from the rostrum to his chambers.

On motion of Mr. Gorton, the joint session was dissolved.

The President of the Senate turned the gavel over to the Speaker of the House.

The Speaker instructed a special committee consisting of Senators Hanna and Twigg and Representatives Walgren and Richardson to escort Lieutenant Governor Cherberg to his office.

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the Senators from the House chamber back to the Senate.

The President called the Senate to order at 11:35 a.m.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,

Olympia, Wash., January 24, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 8,

Senate Joint Memorial No. 5, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Foley, R. R. Bob Greive.

Senate Bill No. 9:

Senate Chamber,

Olympia, Wash., January 24, 1967.

Regulating public charitable trusts (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes. C. Uhlman, *Chairman,*

Fred H. Dore, *Vice Chairman.*

We concur in this report: R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 49:

Senate Chamber,

Olympia, Wash., January 24, 1967.

Establishing the oceanographic commission of Washington (reported by Committee on State Government):

MAJORITY recommends that it do pass as amended.

Al Henry, *Chairman,*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 91:

Senate Chamber,

Olympia, Wash., January 24, 1967.

Directing free reproduction of certain official documents for members of armed forces (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for Second Reading.

Senate Bill No. 138:

Senate Chamber,

Olympia, Wash., January 24, 1967.

Deleting certain territorial restrictions on the sale of intoxicating liquor near the University of Washington (reported by Committee on Liquor Control):

MAJORITY recommends that it do pass.

Frank Connor, *Chairman.*

We concur in this report: Fred H. Dore, Al Henry, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 165:

Senate Chamber,
Olympia, Wash., January 14, 1967.

Extending certain veterans' benefits to those participating in military campaigns.
(reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 180:

Senate Chamber,
Olympia, Wash., January 24, 1967.

Requiring state ferries to display the state flag (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 24, 1967.

Mr. President:

The House has passed: House Joint Memorial No. 8, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., January 24, 1967.

Mr. President:

The House has passed: House Bill No. 185, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., January 24, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 10,

House Bill No. 151,

House Bill No. 158,

House Bill No. 225, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS AND MEMORIALS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 243, by Senators Hallauer and Peterson (Lowell):

An Act relating to ground water wells; providing for the licensing and regulation of water well contractors; amending section 9, chapter 77, Laws of 1963 as amended by section 50, chapter 170, Laws of 1965 extraordinary session and RCW 18.27.090; providing penalties; and declaring an effective date.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 244, by Senators Keefe, Greive and Andersen:

An Act relating to limitations on the use of property, buildings, facilities and equipment of state institutions of higher education for the showing of motion pictures.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 245, by Senators Neill and Hanna:

An Act providing for the registration of contractors; and adding a new section to chapter 77, Laws of 1963 and to chapter 18.27 RCW; and declaring an emergency.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 246, by Senators Canfield, Andersen, Knoblauch and Herrmann (by Departmental request):

An Act relating to community colleges; amending section 11, chapter 198, Laws of 1961 as last amended by section 1, chapter 159, Laws of 1965 and RCW 28.84.260; and adding a new section to chapter 28.84 RCW.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 247, by Senators McCormack, Gissberg, Ryder, Williams and Durkan (by Departmental request):

An Act relating to revenue and taxation; approving, ratifying and enacting into law the multistate tax compact relating to taxation of multistate taxpayers; making the state of Washington a party thereto; providing for appointment of a member from the state of Washington to the multistate tax commission created thereby; providing for an advisory committee; providing for adoption of Article VIII of the compact; and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 248, by Senators McCutcheon and Ryder:

An Act relating to the state employees' retirement system; and amending section 19, chapter 274, Laws of 1947 as last amended by section 11, chapter 174, Laws of 1963, and RCW 41.40.180.

Referred to Committee on State Government.

Senate Joint Memorial No. 6, by Senators Hallauer, Woodall and Hanna:

Memorializing Congress to make Indian tribal rolls and mailing lists available to enrolled members of the tribe.

Referred to Committee on State Government.

Senate Joint Memorial No. 7, by Senators Hanna, Washington, Foley and Woodall:

Expressing legislative support of extension of navigation on Columbia River.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 246, Senate Bill No. 247 and Senate Joint Memorial No. 7.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 185, by Representatives Adams, Wolf, and Charette (by Departmental request):

Extending acceptable service period under OASI contracts or modifications thereof.

Referred to Committee on Education.

Engrossed House Bill No. 10, by Representatives Harris, Bottiger and Elicker (by Legislative Council request):

An Act relating to unsolicited goods.

Referred to Judiciary Committee.

House Bill No. 151, by Representatives Newschwander, Kink and Swayze, Jr. (by Departmental request):

An Act requiring an employer to pay, to certain persons, wages earned by a deceased employee prior to death; and amending section 2, chapter 139, Laws of 1939 and RCW 49.48.120.

Referred to Committee on Labor and Social Security.

House Bill No. 158, by Representatives Mahaffey, Kirk and Newschwander (by Departmental request):

An Act relating to the department of institutions; providing for the appointment of chaplains at state custodial, correctional and mental institutions; and amending section 72.01.210, chapter 28, Laws of 1959 as amended by section 1, chapter 33, Laws of 1959 and RCW 72.01.210.

Referred to Committee on Public Institutions.

House Bill No. 225, by Representatives Bozarth, McDougall and Newhouse:

An Act relating to soil and water conservation districts; amending section 3, chapter 304, Laws of 1955 as amended by section 3, chapter 240, Laws of 1961 and RCW 89.08.030; and amending section 6, chapter 187, Laws of 1939 as last amended by section 11, chapter 240, Laws of 1961 and RCW 89.08.190.

Referred to Committee on Agriculture and Horticulture.

House Joint Memorial No. 8, by Representatives Leland, McDougall and Sawyer:

Memorializing federal government to restore federal aid highway funds.

On motion of Senator Guess, the rules were suspended, House Joint Memorial No. 8 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Joint Memorial No. 8, was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 8 and the memorial passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Dore, Freise, Lennart, McCutcheon, Pritchard—5.

Excused: Senator Herr—1.

House Joint Memorial No. 8, having received the constitutional majority, was declared passed.

MOTIONS

On motion of Senator Peterson (Lowell), the Senate returned to the first order of business.

On motion of Senator Peterson (Lowell), the Committee on Natural Resources, Parks, Fisheries and Game Fish, was relieved of further consideration of Senate Bill No. 62.

On motion of Senator Peterson (Lowell), Senate Bill No. 62 was referred to the Committee on Ways and Means.

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

SECOND READING OF BILLS

Senate Bill No. 60, by Senators Uhlman, Atwood and Hanna:

Allowing attorneys to appear at grand jury proceedings.

The bill was read the second time by sections.

It was moved by Senator Andersen that the following amendment be adopted:

After "him" insert: "Provided, That at any time a witness appears before a grand jury accompanied by an attorney, a judge shall also be present to rule on such questions of law as may be raised."

Debate ensued.

The President called upon Senator Henry to preside.

POINT OF INQUIRY

Senator Ridder:

"Mr. President, would Senator Andersen yield to a question?"

"Senator Andersen, as I understand it, the courts are pretty well clogged already. Would this have anything to do with slowing progress further by taking a judge out of chambers and moving him into the grand jury situation?"

Senator Andersen:

"No, as a practical matter, Senator Ridder, a judge pretty much has to be assigned to a grand jury anyway. But the grand jury procedure goes back centuries in the Anglo Saxon law and has always been a group of citizens which get together and hear witnesses and so on and a judge isn't permitted to be in the room. He comes in at the outset, gives the oath of secrecy. The stenographer can be there, the bailiff and that's about it. Now, the way it is now, if the grand jury wants to get some information on the law, they send out for the judge who is in his chambers. Then he comes out and goes on the bench, at which time the courtroom opens up and then they can ask him questions and be instructed on the law. But you have the prosecutor in the chambers. This bill would permit the witness to go into the sealed chamber accompanied by a lawyer and this would simply have the judge in the chambers with the two attorneys to rule on questions of law which come up so that some order could be maintained. It wouldn't have any effect on the problem you're referring to and a grand jury is a very rare and unusual thing."

Debate ensued.

On motion of Senator Hallauer, the amendment was laid upon the table.

It was moved by Senator Lewis that the following amendment be adopted:

On page 1, add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. The foreman shall advise the witness of his constitutional rights with special emphasis on his right to decline to answer a question, the answer to which may tend to incriminate him. The foreman shall further advise the witness of

his right to have counsel in chambers to be available to render advice with respect to his right to decline to answer questions calling for an answer which may tend to incriminate him.

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

It was moved by Senator Lewis that the following amendment be adopted:

On page 1, section 1, line 8, after "entitled" strike the balance of the section and insert "be excused for a reasonable length of time to seek legal advice from his attorney who shall be entitled to remain in chambers while the witness is on the stand to be available to advise the witness."

Debate ensued.

On motion of Senator Hallauer, the amendment was laid upon the table.

It was moved by Senator Stender that the following amendment be adopted:

On page 1, line 5, strike section 1 of the bill and insert: "Section 1. Section 52, page 110, laws of 1854 as last amended by section 14, chapter 28, laws of 1891 and RCW 10.28.070 are each amended to read as follows.

The special [prosecuting] attorney retained by the grand jury shall attend on the grand jury for the purpose of [examining witnesses] *informing witnesses of their constitutional rights* and giving [them] *the grand jury* such advice and assistance as they may ask *including examining witnesses*.

Debate ensued.

On motion of Senator Mardesich, Senate Bill No. 60 was ordered to retain its place on tomorrow's second reading calendar.

MOTION

At 12:50 p.m., on motion of Senator Greive, the Senate recessed until 1:50 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:50 p.m.

On motion of Senator Atwood, Senators Andersen and Pritchard were excused.

SECOND READING OF BILLS

Senate Bill No. 44, by Senators Talley, Williams and McCormack (by Legislative Council request):

Authorizing the board of county commissioners to appoint a county administrator.

On motion of Senator McCormack, Senate Bill No. 44 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 40, by Senators Woodall, Greive and Williams (by Legislative Council request):

Providing that the estates over \$1,000 of patients at state residential schools shall be liable for the cost of care.

On motion of Senator Woodall, Senate Bill No. 40 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 71, by Senators Uhlman, Atwood, Greive and McCormack: Authorizing attorneys' fees as damages in certain physical injury and insurance cases.

On motion of Senator Atwood, Senate Bill No. 71 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 135, by Senators Ridder, Talley and Stender:

Relating to school district employees' sick leave.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 135, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 135 and the bill passed the Senate by the following vote: Yeas, 38; nays, 1; absent or not voting, 8; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—38.

Voting nay was: Senator Lennart—1.

Absent or not voting were: Senators Andersen, Dore, Durkan, Hallauer, Hanna, Henry, Mardesich, Uhlman—8.

Excused: Senators Herr, Pritchard—2.

Senate Bill No. 135, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 2, by Senator Gissberg (by Legislative Council request):

Extending the jurisdiction of state salary advisory committee to elected county officials.

The bill was read the second time by sections.

On motion of Senator Gissberg, the following amendment was adopted:

On page 2, section 1, line 3, after "*county*" strike everything down to and including "*schools,*" on line 5 and insert "*elective officials,*"

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 2 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would Senator Gissberg yield to a question?"

"Is the desire here on the part of this bill and the amendments that it would bring about an orderly manner of determining whether salaries needed to be adjusted among the various officials in this area? Is that what the Commission's purpose is, basically?"

Senator Gissberg:

"Yes, I think basically it is to advise and recommend to the Governor and to the

legislature through the Legislative Council the level of salaries that the Governor's Advisory Committee believes is proper insofar as the level of salaries is concerned."

Senator Stender:

"One further question, then:

"Would this commission, if this was broadened, be able to make such recommendations as necessary on all state employees as well, or just these officials?"

Senator Gissberg:

"Mr. President:

"No, not under the bill as presently drafted. As you know, the State Personnel Board does make those recommendations itself and there is quite an independent body established for that purpose. The Governor's Advisory Committee established by this statute would have and does not have any recommendations to be made for the great mass of the state employees. The law is, Senator, that this commission makes recommendations for instance as to the duties and salaries of the directors of the several departments, boards and commissions who are subject to appointment by the Governor: The Director of Game, the Director of Highways—in other words, we are talking about the salary levels of the top personnel rather than the others of which you spoke."

Senator Stender:

"Well, the question I have, Senator, and I think I understand from your first answer that it does cover that category of employees or state officials, but the question is if this statute were broadened, would this same commission be able to report to this legislature and the Governor as to these salary problems like we just endured here in the early part of this session, so we here would know what needed to be done with regard to all the state employees?"

Senator Gissberg:

"The answer to your question is, no, that there is no such authority granted by this act nor the amendment that has just been adopted."

Senator Stender:

"If it were broadened, Senator. If it were broadened, would that probably be a good function in relation to this same statute?"

Senator Gissberg:

"Well, I wouldn't be prepared to say that it was at this point. I have heard no criticism leveled at the State Personnel Board's method of determining the salary levels. They are charged, of course, by statute with that responsibility of making surveys in private industry for the purpose of taking care of the people you are talking about and making recommendations to us."

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Gissberg yield to another question?"

"Senator, I have a great admiration for your ability. I would like to inquire about the make-up of this board and if you have ever considered representing the taxpayer on this advisory board, other than just organized labor? It would seem to me that this board is mostly represented by spenders and not by earners."

Senator Gissberg:

"Mr. President, Senator:

"I take it your question is as to whether or not I have ever considered amending it in that respect. As a matter of fact, the only suggestion that has been made that has come to my attention is that the Association of Washington Industries should be taken off of it. That suggestion was made by one of the Senators during the time that this bill was introduced, but I do not recall any such discussion about it in the Legislative Council. No, we did not. It was not our purpose at least at the time the bill was considered by the Legislative Council to go behind the existing laws. We were not aware of any abuses. It is advisory to us only, of course, as you know, and we will ultimately make the final judgment in connection with any recommendations that they make."

"I don't know whether we can label the President of the Association of Washington Industries as a spender or not, Senator. Apparently you have chosen to do so. The President of the Pacific Northwest Personnel Managers Association—I don't know who he is and I don't know if he is a spender. The President of the Washington State Bar Association I personally know is not a spender—and one representative from organized labor. I don't know whether all members of organized labor are spenders or not. They spend money if they've got it, but they very seldom have it.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Andersen, Dore, Mardesich—3.

Excused: Senators Herr, Pritchard—2.

Engrossed Senate Bill No. 2, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 45, by Senators Talley, Williams and McCormack (by Legislative Council request):

Authorizing interlocal government cooperation.

REPORT OF STANDING COMMITTEE

Senate Bill No. 45:

Senate Chamber,
Olympia, Wash., January 20, 1967.

Authorizing interlocal government cooperation (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

On page 2, line 28, after "joint board" insert ",,".

On page 5, line 6, after "affected." insert the following: "**NEW SECTION. Sec. 12.** Insofar as the provisions of this act are inconsistent with the provisions of any other law, the provisions of this act shall be controlling. The powers conferred by this act shall be in addition and supplemental to those powers conferred by any other law."

Renumber the old "Sec. 12." to read "Sec. 13."

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, George Kupka, Ted. G. Peterson, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendments were adopted.

On motion of Senator Talley, the following amendments were adopted:

On page 1, line 15, after "county," strike the remainder of the sentence down to the semicolon on line 16, and insert "metropolitan municipal corporation or other political subdivision of this state."

On page 4, line 33, add a new section 10 to read as follows:

"**NEW SECTION. Sec. 10.** The powers and authority conferred by this act shall be construed as in addition and supplemental to powers or authority conferred by any

other law, and nothing contained herein shall be construed as limiting any other powers or authority of any public agency."

Re-number the remaining sections consecutively.

On motion of Senator Williams, the following amendment by Senators Talley, Williams and McCormack was adopted:

On page 5, line 6, after "affected," insert a new section as follows:

"**NEW SECTION.** Sec. 14. In the event that an agreement made pursuant to this act shall deal in whole or in part with matters of land-use planning, air or water pollution, zoning, building or housing codes, or any other matter for which specific responsibility has been assigned to the Office of Community Affairs by legislative action, then such agreement shall be submitted to the Office of Community Affairs at least sixty days prior to the effective date of the agreement. The Office of Community Affairs may file written comments with the parties to the proposed agreement not less than five days prior to the effective date of the proposed agreement. Such comments shall not be binding upon the parties to the proposed agreement but may be used by the parties to determine the advisability of adopting, rejecting or amending the proposed agreement."

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 45 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 45 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Andersen, Dore, Mardesich—3.

Excused: Senators Herr, Pritchard—2.

Engrossed Senate Bill No. 45 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 2:30 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, January 26, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

EIGHTEENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, January 26, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Herr, Lennart and Morgan.

On motion of Senator Ridder, Senators Herr and Morgan were excused.

On motion of Senator Atwood, Senator Lennart was excused.

The Color Guard, consisting of Pages Paul Campbell, Color Bearer, and Gwen Peterson, presented the Colors.

Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God, Thou dwellest in light unapproachable, beyond the power of our thought to comprehend.

"Yet Thou art revealed in the order of the world we live in; in the truth our minds discover; in the inward presence of Thy spirit.

"Give us great faith to live by. Deliver us from doubt and disillusionment. Give us wisdom to live by. Keep us from groping in uncertainty. Give us vision to see the way we ought to take through difficult and perplexing problems. Give us courage to make decisions on the right side of great issues. In our Master's name. Amen."

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

APPOINTMENT TO STANDING COMMITTEE

The President announced the appointment of Senator William A. Gissberg to the Judiciary Committee.

On motion of Senator Greive, the appointment was confirmed.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., January 25, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 2, and Senate Bill No. 45, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank W. Foley, and Perry B. Woodall.

Senate Bill No. 18:

Senate Chamber,
Olympia, Wash., January 24, 1967.

Simplifying garnishment proceedings in justice courts (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman,*

....., *Vice Chairman.*

We concur in this report: James Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 35:

Senate Chamber.

Olympia, Wash., January 24, 1967.

Providing the borrower more protection, civil and criminal, against usurious transactions (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,

....., *Vice Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 20:

Senate Chamber.

Olympia, Wash., January 24, 1967.

Regulating budgets of cities over 300,000 population (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Joint Memorial No. 1:

Senate Chamber.

Olympia, Wash., January 25, 1967.

Memorializing Congress to amend Section 11 of the Enabling Act (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives.

Olympia, Wash., January 25, 1967.

Mr. President:

The House has passed: House Bill No. 83,

House Bill No. 86,

Engrossed House Bill No. 94, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives.

Olympia, Wash., January 25, 1967.

Mr. President:

The Speaker has signed: House Concurrent Resolution No. 9,

House Concurrent Resolution No. 10, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

**The President signed: House Concurrent Resolution No. 9; also,
House Concurrent Resolution No. 10:**

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 249, by Senators Washington, Metcalf and Morgan (by Departmental request):

An Act relating to motor vehicle speed limits; amending section 2, chapter 16, Laws of 1963 and RCW 46.61.405.

Referred to Committee on Highways.

Senate Bill No. 250, by Senators Washington, Ryder and Greive (by Departmental request):

An Act relating to public lands, and empowering the board of regents of the University of Washington to sell certain real property to the state of Washington, department of highways, for the R. H. Thomson expressway.

Referred to Committee on Highways.

Senate Bill No. 251, by Senators Washington, Donohue and Redmon (by Departmental request):

An Act relating to public highways; and amending section 47.52.105, chapter 13, Laws of 1961 and RCW 47.52.105.

Referred to Committee on Highways.

Senate Bill No. 252, by Senators Washington, Ridder and Faulk (by Departmental request):

An Act relating to city or town streets used as part of state highways; and amending section 47.24.020, chapter 13, Laws of 1961 as amended by section 1, chapter 150, Laws of 1963 and RCW 47.24.020.

Referred to Committee on Highways.

Senate Bill No. 253, by Senators Washington, Marquardt and Stender (by Departmental request):

An Act relating to rules of the road; and amending section 25, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.150.

Referred to Committee on Highways.

Senate Bill No. 254, by Senators McCormack, Gissberg and Ryder (by Departmental request):

An Act relating to revenue and taxation; amending section 26, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.435; amending section 82.32.070, chapter 15, Laws of 1961 and RCW 82.32.070; amending section 82.32.210, chapter 15, Laws of 1961 and RCW 82.32.210; amending section 82.32.340, chapter 15, Laws of 1961 as amended by section 7, chapter 141, Laws of 1965 extraordinary session and RCW 82.32.340; adding a new section to chapter 15, Laws of 1961 and to chapter 82.12 RCW; declaring an emergency; and prescribing an effective date.

Referred to Committee on Ways and Means.

Senate Bill No. 255, by Senators McCormack, Gissberg and Ryder (by Departmental request):

An Act relating to revenue and taxation; amending section 1, chapter 7, Laws of 1963 as last amended by section 1, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.050; amending section 82.04.130, chapter 15, Laws of 1961 and RCW 82.04.130; amending section 82.04.190, chapter 15, Laws of 1961 as amended by section 4, chapter 173, Laws of 1965 extraordi-

nary session and RCW 82.04.190; amending section 82.04.230, chapter 15, Laws of 1961 and RCW 82.04.230; amending section 82.04.240, chapter 15, Laws of 1961 as amended by section 5, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.240; amending section 82.04.250, chapter 15, Laws of 1961 and RCW 82.04.250; amending section 82.04.270, chapter 15, Laws of 1961 and RCW 82.04.270; amending section 82.04.275, chapter 15, Laws of 1961 and RCW 82.04.275; amending section 82.04.280, chapter 15, Laws of 1961 as amended by section 1, chapter 168, Laws of 1963 and RCW 82.04.280; amending section 82.04.290, chapter 15, Laws of 1961 as amended by section 2, chapter 28, Laws of 1963 extraordinary session and RCW 82.04.290; amending section 82.04.440, chapter 15, Laws of 1961 as amended by section 12, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.440; amending section 82.08.010, chapter 15, Laws of 1961 as amended by section 1, chapter 244, Laws of 1963 and RCW 82.08.010; amending section 82.12.020, chapter 15, Laws of 1961 as last amended by section 18, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.020; amending section 82.16.020, chapter 15, Laws of 1961 as last amended by section 21, chapter 173, Laws of 1965 extraordinary session and RCW 82.16.020; amending section 82.16.050, chapter 15, Laws of 1961 as amended by section 22, chapter 173, Laws of 1965 extraordinary session and RCW 82.16.050; amending section 82.32.160, chapter 15, Laws of 1961 as amended by section 8, chapter 28, Laws of 1963 extraordinary session and RCW 82.32.160; amending section 82.32.330, chapter 15, Laws of 1961 as amended by section 10, chapter 28, Laws of 1963 extraordinary session and RCW 82.32.330; repealing section 82.04.295, chapter 15, Laws of 1961 and RCW 82.04.295; repealing section 82.04.296, chapter 15, Laws of 1961, section 2, chapter 293, Laws of 1961, and RCW 82.04.296; repealing section 82.16.025, chapter 15, Laws of 1961 and RCW 82.16.025; and repealing section 82.16.026, chapter 15, Laws of 1961 and RCW 82.16.026.

Referred to Committee on Ways and Means.

Senate Bill No. 256, by Senators Durkan, Ridder, Peterson (Lowell), Canfield and Rasmussen:

An Act relating to the Washington state teachers' retirement system; amending section 48, chapter 80, Laws of 1947 as amended by section 21, chapter 274, Laws of 1955, and RCW 41.32.480; amending section 2, chapter 22, Laws of 1961 extraordinary session and RCW 41.32.493; amending section 6, chapter 132, Laws of 1961 and RCW 41.32.561; amending section 4, chapter 76, Laws of 1957 as amended by section 1, chapter 96, Laws of 1959, and RCW 28.81.170; amending section 57, chapter 80, Laws of 1947 as last amended by section 3, chapter 37, Laws of 1959, and RCW 41.32.570; adding three new sections to chapter 80, Laws of 1947 and to chapter 41.32 RCW; making an appropriation; and declaring an effective date.

Referred to Committee on Education.

Senate Bill No. 257, by Senators Rasmussen and Herrmann:

An Act relating to insurance of public schools; and making an appropriation.

Referred to Committee on Education.

Senate Bill No. 258, by Senators Talley, Neill and Gissberg:

An Act relating to shoplifting; amending section 1, chapter 229, Laws of

1959 and RCW 9.78.010; adding a new section to chapter 229, Laws of 1959 and to chapter 9.78 RCW; and providing penalties.

Referred to Judiciary Committee.

MOTION

On motion of Senator Durkan, the rules were suspended to permit additional names as sponsors to Senate Bill No. 256.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 83, by Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request):

An Act authorizing the state of Washington, military department, to acquire certain real property in Centralia, Washington.

Referred to Committee on State Government.

House Bill No. 86, by Representative Hawley (by Departmental request):

An Act relating to food and shellfish; and amending section 75.08.056, chapter 12, Laws of 1955 and RCW 75.08.056.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 94, by Representatives Brouillet, O'Dell and Zimmerman:

An Act relating to credit unions; amending section 3, chapter 23, Laws of 1957 and RCW 31.12.020; amending section 3, chapter 173, Laws of 1933 as amended by section 3, chapter 131, Laws of 1943, and RCW 31.12.050; amending section 12, chapter 173, Laws of 1933 as last amended by section 2, chapter 48, Laws of 1953, and RCW 31.12.160; amending section 13, chapter 173, Laws of 1933 as amended by section 11, chapter 131, Laws of 1943, and RCW 31.12.170; amending section 14, chapter 173, Laws of 1933 as last amended by section 2, chapter 138, Laws of 1959, and RCW 31.12.180; amending section 15, chapter 173, Laws of 1933 as last amended by section 3, chapter 138, Laws of 1959, and RCW 31.12.190; amending section 18, chapter 173, Laws of 1933 as amended by section 15, chapter 131, Laws of 1943, and RCW 31.12.220; amending section 19, chapter 173, Laws of 1933 as amended by section 16, chapter 131, Laws of 1943, and RCW 31.12.230; amending section 8, chapter 23, Laws of 1957 as amended by section 5, chapter 138, Laws of 1959, and RCW 31.12.245; amending section 11, chapter 23, Laws of 1957 as amended by section 1, chapter 38, Laws of 1965 extraordinary session, and RCW 31.12.270; amending section 12, chapter 23, Laws of 1957 as last amended by section 2, chapter 38, Laws of 1965 extraordinary session, and RCW 31.12.280; amending section 13, chapter 23, Laws of 1957 as amended by section 8, chapter 138, Laws of 1959, and RCW 31.12.290; amending section 27, chapter 173, Laws of 1933 as amended by section 9, chapter 48, Laws of 1953, and RCW 31.12.330; and amending section 31, chapter 173, Laws of 1933 as last amended by section 10, chapter 48, Laws of 1953, and RCW 31.12.360.

Referred to Committee on Banks, Financial Institutions and Insurance.

SECOND READING OF BILLS

Senate Bill No. 60, by Senators Uhlman, Atwood and Hanna:

Allowing attorneys to appear at grand jury proceedings.

The Senate resumed consideration of Senate Bill No. 60 on second reading and the amendment by Senator Stender.

With the approval of the Senate, Senator Stender was permitted to withdraw the amendment.

It was moved by Senator Stender that the following amendment be adopted:

On page 1, line 5.

Strike section 1 of the bill and insert:

"Section 1. Section 52, page 110, Laws of 1854 as last amended by section 14, chapter 28, Laws of 1891 and RCW 10.28.070 are each amended to read as follows:

The *special* [prosecuting] attorney or attorneys retained by the grand jury shall attend on the grand jury for the purpose of [examining witnesses] *informing witnesses of their constitutional rights and giving [them] the grand jury such advice and assistance as they may ask including examining witnesses.*

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President:

"Could some eminent member of the bar here explain to me how this is handled in the federal grand jury?"

Senator Freise:

"Senator Rasmussen:

"Our caucus attorney called the U.S. Attorney's office and the U.S. grand juries do not permit attorneys to be present."

Debate ensued.

It was moved by Senator Freise that Senate Bill No. 60 be referred to the Judiciary Committee.

Debate ensued.

It was moved by Senator Gissberg that the motion by Senator Freise be laid upon the table.

The motion was carried on a rising vote.

On motion of Senator Greive, Senator McCormack was excused.

It was moved by Senator Greive that the amendment by Senator Stender be laid upon the table.

Senator Stender demanded a roll call and the demand was sustained by Senators Freise, Redmon, Andersen, Marquardt, Metcalf, Greive, Connor and Bailey.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to lay the amendment on the table was carried by the following vote: Yeas, 31; nays, 14; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Marquardt, Peterson (Lowell), Ridder, Sandison, Twigg, Uhlman, Woodall—31.

Those voting nay were: Senators Chytil, Freise, Lewis, Metcalf, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Stender, Talley, Washington, Williams—14.

Excused: Senators Herr, Lennart, McCormack, Morgan—4.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 60 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 60 and the bill passed the Senate by the following vote: Yeas, 37; nays, 8; absent or not voting, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Marquardt, Neill, Peterson (Lowell), Pritchard, Rasmussen, Ryder, Sandison, Twigg, Uhlman, Williams, Woodall—37.

Those voting nay were: Senators Lewis, Metcalf, Peterson (Ted), Redmon, Ridder, Stender, Talley, Washington—8.

Excused: Senators Herr, Lennart, McCormack, Morgan—4.

Senate Bill No. 60 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the Senate Chamber of Dairy Princess Suzanne Hultgren.

The President appointed a special committee consisting of Senators Kupka, Knoblauch, Gissberg, Atwood and Woodall to escort Princess Suzanne Hultgren to a place of honor upon the rostrum and to address the Senate.

The committee of honor came forward and escorted Princess Suzanne Hultgren from the Senate Chamber.

Senate Bill No. 44, by Senators Talley, Williams and McCormack (by Legislative Council request):

Authorizing the board of county commissioners to appoint a county administrator.

On motion of Senator Greive, Senate Bill No. 44 was referred to the Committee on Rules and Joint Rules.

Senate Bill No. 40, by Senators Woodall, Greive and Williams (by Legislative Council request):

Providing that the estates over \$1,000 of patients at state residential schools shall be liable for the cost of care.

On motion of Senator Woodall, Senate Bill No. 40 was ordered to retain its place on the second reading calendar for Tuesday, January 31, 1967.

Senate Bill No. 71, by Senators Uhlman, Atwood, Greive and McCormack:

Authorizing attorneys' fees as damages in certain physical injury and insurance cases.

On motion of Senator Greive, Senate Bill No. 71 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 77, by Senators Durkan, Gissberg, Woodall, Uhlman, McMillan, Herr, Guess, Peterson (Lowell), Peterson (Ted), Knoblauch,

Henry, Kupka, Talley, Hallauer, Greive, Foley, Cooney, Ridder, Morgan and Donohue:

Prescribing crime for making obscene or harassing telephone calls.

On motion of Senator Greive, Senate Bill No. 77 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 43, by Senators Atwood and Uhlman:

Conforming the motor vehicle title and registration law to the uniform commercial code.

REPORT OF STANDING COMMITTEE

Senate Bill No. 43:

Senate Chamber,
Olympia, Wash., January 18, 1967.

Conforming the motor vehicle title and registration law to the uniform commercial code (reported by Judiciary Committee) recommends that it do pass as amended:

On page 1, section 1, line 17, after "1967" and before "and" strike "()" and insert "(SB 36)"

On page 2, section 1, line 6, after "62A-" and before "302(1)" insert "9-"

On page 9, section 10, line 21, after "1967" strike "(.....)" and insert "(SB 36)"

In line 3 of the title, after "1967" strike "(.....)" and insert "(SB 36)"

In line 9 of the title after "1967" and before "and" strike "(.....)" and insert "(SB 36)"

Wes. C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, H. B. (Jerry) Hanna, Karl Herrmann, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments to pages 1, 2 and 9 were adopted.

On motion of Senator Freise, the following amendment was adopted:

On page 6, section 7, line 31, after "execute" strike "as" and insert "an"

On motion of Senator Atwood, the committee amendment to the title was adopted.

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 43 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, would Senator Atwood yield to a question?"

"Senator Atwood, with reference to your remarks, understanding that perhaps this is a technical bill and I realize that you have had some amount of experience with this bill and the background, I know I would be very grateful if you could tell me as to whether or not now the security interest of a creditor is protected simply by the certificate of title, or does some other document also have to be filed?"

Senator Atwood:

"It depends. On the inventory financing, it does not have to be filed. They still use the security instrument and the same floor financing principle, but otherwise it does have to be filed and the lienholder has to show on the title. This provides that the transferee is required to have this on it and he is entitled to his title so showing and registration. It is kept in the department of motor vehicles so there is a central place for checking these."

Senator Gissberg:

"Thank you, Senator. Then I assume that your answer is that the only requirement in the case of the sale of an automobile from me to you, for instance, would be for me, if you owed me some money on it, to simply file the certificate of title, itself, showing me as a lienholder, and that would be noted?"

Senator Atwood:

"That's right. That is then noted."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 43 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Excused: Senators Herr, Lennart, McCormack, Morgan—4.

Engrossed Senate Bill No. 43 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

The Secretary read:

SENATE RESOLUTION

1967 - 11

By Senators Lewis, Atwood, Uhlman and Washington:

Whereas, In view of the recent experiences of the grand juries called in Snohomish, Grant and King counties, there is a wealth of available experience on which to draw to formulate rules having for their purpose zealous protection of the right of privacy of the individuals called before it without hampering the breadth or the depth of the investigation undertaken in the historical application of the citizen inquiry into the public's business; and

Whereas, The system, itself, should be reviewed, overhauled and its direction outlined, in the light of modern experience, in view of the fact that grand juries are called but infrequently; and

Whereas, While the fortieth legislature has before it a number of bills calling for reforms in the grand jury system, it has but little time to consider all the proposals before it;

Now, Therefore, Be It Resolved, By The Senate in legislative session assembled, that the judicial council be urged to study the grand jury system, including particularly, the recommendations of Judge William J. Wilkins and the Grant county grand jury concerning proposed rules for the organization, conduct and carrying out of the grand juries; and that the judicial council further should be urged to call for all such testimony as is available, written or oral, from those participants in the recent Grant, Snohomish and King county grand juries with a view to promoting comprehensive and detailed rules concerning conduct of grand jury hearings so as to preserve the investigational function as distinguished from the accusatory and finally, as part and parcel of the study, if deemed justified, to make recommendations to the forty-first legislature to amend, alter or repeal portions of chapter 10.28 RCW to achieve the desired results.

Be It Further Resolved, That the Secretary of the Senate transmit a copy of this resolution to the Chief Justice of the Supreme Court as the chairman of the judicial council.

MOTIONS

On motion of Senator Lewis, the resolution was adopted.

At 12:50 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, January 27, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

NINETEENTH DAY

MORNING SESSION

Senate Chamber,

Olympia, Wash., Friday, January 27, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Gissberg, Guess and Herr.

On motion of Senator Keefe, Senators Gissberg and Herr were excused.

The Color Guard, consisting of Pages Laird Chambers, Color Bearer, and Gwen Peterson, presented the Colors.

Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God, from everlasting to everlasting Thou art God. The heavens cannot contain Thee. As high as the heaven is above the earth, so are Thy thoughts higher than our thoughts and Thy ways than our ways.

"Enlarge our thoughts. Thou hast set us in a great universe, deep and high, beyond our comprehension. Touch our thoughts with Thy greatness.

"Enlarge our horizons. Expand our minds, extend our vision, inspire our hopes. Keep us from littleness.

"Enlarge our sympathies. Release us from our selfish imprisonings, and from the limitations of commonplaceness.

"Enlarge our consciences. Help us to work with a keen sensitivity, fashioning what is good, and noble and enduring out of the materials of this day. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,

Olympia, Wash., January 26, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 43, have inspected same, and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., January 27, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Resolution No. 7, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. (Bob) Greive, Perry B. Woodall.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., January 26, 1967.

Appointment of Maxine Daly, to the position of Commissioner of the Department of Employment Security, appointed July 18, 1966, for the term ending at the Governor's pleasure, succeeding Sidney E. Smith (reported by Committee on Labor and Social Security):

Recommends that said appointment be confirmed.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., January 26, 1967.

Appointment of Harold J. Petrie, to the position of Director of the Department of Labor and Industries, appointed May 13, 1966, for the term ending at the Governor's pleasure, succeeding A. L. Wilie (reported by Committee on Labor and Social Security):

Recommends that said appointment be confirmed.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., January 26, 1967.

Appointment of Sidney E. Smith, to the position of Director of the Department of Public Assistance, appointed July 5, 1966, for the term ending at the Governor's pleasure, succeeding Leonard L. Hegland (reported by Committee on Labor and Social Security):

Recommends that said appointment be confirmed.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules.

Senate Bill No. 34:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Providing for collective bargaining between port districts and employee organizations (reported by Committee on Labor and Social Security):

Recommends that it do pass as amended.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 53:

Senate Chamber,
Olympia, Wash., January 24, 1967.

Providing for the humane slaughter of animals (reported by Committee on Agriculture and Horticulture):
Recommends that it do pass.

Dewey C. Donohue, *Chairman.*

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 80:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Prescribing terminal date of driver's license held by member of armed forces (reported by Committee on Highways):
MAJORITY recommends that it do pass.

Nat Washington, *Chairman,*
....., *Vice Chairman.*

We concur in this report: Dewey C. Donohue, Larry Faulk, Frank Foley, Wilbur G. Hallauer, Karl Herrmann, August P. Mardesich, Richard G. (Dick) Marquardt, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 82:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Regulating pilotage on Puget Sound, Grays Harbor and Willapa Bay (reported by Committee on Labor and Social Security):
MAJORITY recommends that it do pass as amended.

A. L. (Slim) Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 106:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Prohibiting littering (reported by Committee on Highways):
MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman,*
....., *Vice Chairman.*

We concur in this report: Dewey C. Donohue, Larry Faulk, Frank W. Foley, Wilbur G. Hallauer, Karl Herrmann, August P. Mardesich, Richard G. (Dick) Marquardt, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 121:

Senate Chamber,
Olympia, Wash., January 25, 1967.

Amending law providing conditional licensure to practice medicine of certain employees of department of institutions (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):
MAJORITY recommends that it do pass as amended.

....., *Chairman.*

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, Karl Herrmann, James

E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 142:

Senate Chamber,
Olympia, Wash., January 24, 1967.

Controlling the number and habitat of starlings (reported by Committee on Agriculture and Horticulture):

Recommends that it do pass as amended.

Dewey C. Donohue, *Chairman.*

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

MOTION

On motion of Senator Donohue, Senate Bill No. 142 was referred to the Committee on Ways and Means.

Senate Bill No. 156:

Senate Chamber,
Olympia, Wash., January 25, 1967.

Providing for the detection and prevention of preventable heritable physical and mental disorders (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommends that it do pass.

David E. McMillan, *Chairman.*

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 171:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Pertaining to the commission on motor vehicle equipment (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman,*
....., *Vice Chairman.*

We concur in this report: Dewey C. Donohue, Larry Faulk, Frank W. Foley, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, August P. Mardesich, Richard G. (Dick) Marquardt, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 3:

Senate Chamber,
Olympia, Wash., January 27, 1967.

Amending Constitution to change voting requirements as to excess levies (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

John T. McCutcheon, *Chairman.*

We concur in this report: Larry Faulk, R. R. Bob Greive, Karl Herrmann, George Kupka, Ernest W. Lennart, Jack Metcalf, Mike McCormack, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 57:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Increasing per diem for members of apprenticeship council (reported by Committee on Labor and Social Security):
Recommends that it do pass.

A. L. (Silm) Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.
The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 26, 1967.

Mr. President:

The House has passed: House Bill No. 26.

House Bill No. 52.

Engrossed House Bill No. 132, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., January 26, 1967.

Mr. President:

The House has passed: Senate Joint Resolution No. 7, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., January 26, 1967.

Mr. President:

The Speaker has signed: House Joint Memorial No. 8, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: Senate Joint Resolution No. 7; also, House Joint Memorial No. 8.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as follows:

Senate Bill No. 259, by Senators Gissberg, Williams and Neill:

An Act relating to real property and the use of deeds of trust and the foreclosure thereof; amending section 4, chapter 74, Laws of 1965 and RCW 61.24.040; amending section 6, chapter 74, Laws of 1965 and RCW 61.24.060; amending section 8, chapter 74, Laws of 1965 and RCW 61.24.080; and amending section 9, chapter 74, Laws of 1965 and RCW 61.24.090.

Referred to Judiciary Committee.

Senate Bill No. 260, by Senators Dore, Peterson (Ted) and Connor:

An Act relating to civil service for sheriffs' office; and amending section 7, chapter 1, Laws of 1959 and RCW 41.14.070.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 261, by Senators Dore, Peterson (Ted) and Connor:

An Act relating to the sale of county property; and amending section 36.34.020, chapter 4, Laws of 1963 and RCW 36.34.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 262, by Senators Dore, Connor and Peterson (Ted):

An Act relating to crimes and punishment; providing for the transfer of certain prisoners in county jails to the state department of institutions; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.63 RCW.

Referred to Committee on Public Institutions.

Senate Bill No. 263, by Senators Rasmussen and Stender:

An Act relating to noncertificated school district personnel; and establishing paid vacations therefor.

Referred to Committee on Labor and Social Security.

Senate Bill No. 264, by Senators Hallauer and Canfield:

An Act relating to jurisdiction of the state over offenses pertaining to tax laws and regulations committed by Indians; and adding a new section to chapter 37.12 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 265, by Senators Hallauer and Canfield:

An Act relating to revenue and taxation; amending section 82.08.010, chapter 15, Laws of 1961, as amended by section 1, chapter 244, Laws of 1963 and RCW 82.08.010; amending section 82.12.040, chapter 15, Laws of 1961, as amended by section 11, chapter 293, Laws of 1961, and RCW 82.12.040; amending section 82.24.080, chapter 15, Laws of 1961 and RCW 82.24.080; and providing a penalty.

Referred to Committee on Ways and Means.

Senate Bill No. 266, by Senators Mardesich, Williams and Peterson (Ted):

An Act relating to motorboats; amending section 3, chapter 72, Laws of 1933 and RCW 88.12.030; amending section 5, chapter 72, Laws of 1933 and RCW 88.12.050; prescribing penalties; and adding 13 new sections.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 267, by Senators Kupka, Knoblauch and Faulk:

An Act relating to state government; authorizing the sale, lease or exchange of the Tacoma armory and the acquisition of a new armory or armories.

Referred to Committee on State Government.

Senate Bill No. 268, by Senators Mardesich, Williams and Peterson (Ted):

An Act relating to revenue and taxation; amending section 84.40.060, chapter 15, Laws of 1961 and RCW 84.40.060; and amending section 84.44.050, chapter 15, Laws of 1961 and RCW 84.44.050.

Referred to Committee on Ways and Means.

Senate Bill No. 269, by Senators Greive, Ridder and Pritchard:

An Act relating to county jails in class AA counties; providing for chaplains; adding new sections to chapter 4, Laws of 1963 and to chapter 36.63 RCW; and making an appropriation.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 270, by Senators Williams, Uhlman, Greive and Pritchard:

An Act relating to local government and permitting certain indebtedness for taxing districts, political subdivisions or municipal or quasi municipal corporations; amending section 35.92.080, chapter 7, Laws of 1965 and RCW 35.92.080; amending sections 36.67.020 and 36.67.040, chapter 4, Laws of 1963 and RCW 36.67.020 and 36.67.040; amending section 1, chapter 143, Laws of

1917 as last amended by section 1, chapter 227, Laws of 1959 and RCW 39.36.020; amending section 5, chapter 151, Laws of 1923 and RCW 39.44.070; and repealing section 35.37.080, chapter 7, Laws of 1965 and RCW 35.37.080.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 271, by Senators Greive, Woodall and Bailey:

An Act relating to industrial insurance; amending section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010; and amending section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020.

Referred to Committee on Labor and Social Security.

Senate Bill No. 272, by Senators Washington, Henry, Donohue and Williams:

An Act relating to motor vehicles and the licensing of operators thereof; amending section 27, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.311; amending section 60, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.505; adding a new section to chapter 12, Laws of 1961 and to chapter 46.20 RCW; and providing penalties.

Referred to Committee on Highways.

MOTION

It was moved by Senator Woodall that the Committee on Highways be relieved of Senate Bill No. 272.

Debate ensued.

POINT OF INQUIRY

Senator Dore:

"Mr. President, would Senator Washington yield to a question?"

"If we leave this bill in the Highway Committee, would you agree then when it comes out of the Highway Committee, if it does, that it then be referred to the Judiciary Committee?"

Senator Washington:

"No, I would not. We might as well decide the issue right now, once and for all."

Senator Peterson (Ted):

"Mr. President, I rise to ask if Senator Washington would yield to a question:

"Senator Washington, I'm asking this question because I remember the Highways' meetings when the Highway Department themselves came in and explained this explicitly to us and I want to ask you this two-headed question: Have they ever been in the Judiciary Committee and shown them what they have shown us in Highways? I think this will bring out a point that will help us in keeping the bill in Highways."

Senator Washington:

"Senator Peterson, in the past quite frequently this has gone first to the Highway Committee and then it has been sent back to the Judiciary Committee."

POINT OF ORDER

Senator Woodall:

"Mr. President, point of order:

"Senator Washington was not asked to make an additional speech. He was asked to answer a simple yes or no question."

Senator Washington:

"Senator Woodall, I don't know when we have ever had a rule that we had to answer a question with yes or no on this particular floor.

"We have in the Highway Committee, when it has been sent to us, had medical authorities, we have had highway authorities, we have had the State Patrol, we have

had the equipment demonstrated to us, we have had pathologists come in, we have taken much testimony and many hearings.

"As a member of the Judiciary Committee, I don't recall—and perhaps someone may correct me if I am wrong—but having served on this committee, I don't know of one instance where the Judiciary Committee has attempted to bring in the actual physical evidence of how a breathalyzer or drunkometer works or has brought in pathologists to testify in regard to this particular problem or give demonstrations as to how it works."

Debate ensued.

Senators Keefe, Bailey and Rasmussen demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Knoblauch, Bailey, Dore, Donohue, Rasmussen, Henry, Peterson (Ted), Marquardt, Faulk and Pritchard.

ROLL CALL

The Secretary called the roll and the motion by Senator Woodall was carried by the following vote: Yeas, 25; nays, 21; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Cooney, Dore, Durkan, Foley, Greive, Hallauer, Hanna, Herrmann, Keefe, Kupka, McCormack, McCutcheon, Mardesich, Neill, Peterson (Lowell), Ryder, Sandison, Stender, Twigg, Uhlman, Woodall—25.

Those voting nay were: Senators Bailey, Chytil, Donohue, Faulk, Freise, Henry, Knoblauch, Lennart, Lewis, McMillan, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Talley, Washington, Williams—21.

Excused: Senators Gissberg, Guess, Herr—3.

POINT OF INFORMATION

Senator Woodall:

"Point of information, Mr. President:

"Does it now require a separate motion to send the bill to the Judiciary Committee, or is the bill now referred to the Judiciary Committee?"

REPLY BY THE PRESIDENT

The President:

"The President believes that is the wish of the body. Senate Bill No. 272 will be referred to the Committee on Judiciary."

Senate Bill No. 272 was referred to the Committee on Judiciary.

Senate Bill No. 273, by Senators Washington, Henry, Donohue and Williams:

An Act relating to motor vehicle operators; and amending section 60, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.505.

MOTION

It was moved by Senator Woodall that Senate Bill No. 273 be referred to the Judiciary Committee.

Debate ensued.

The motion was lost on a rising vote.

Senate Bill No. 273 was referred to the Committee on Highways.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bills Nos. 270, 272, 273 and 275.

On motion of Senator Kupka, the rules were suspended to permit additional names as sponsors to Senate Bill No. 276.

Senate Bill No. 274, by Senators Washington, Pritchard and Knoblauch:

An Act relating to rules of the road; amending section 15, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.100; and amending section 41, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.295.

Referred to Committee on Highways.

Senate Bill No. 275, by Senators McCormack, Ryder, Foley, Gissberg, Chytil, Washington and Peterson (Lowell) (by Departmental request):

An Act relating to elections; amending section 29.33.020, chapter 9, Laws of 1965 and RCW 29.33.020; amending section 29.33.040, chapter 9, Laws of 1965 and RCW 29.33.040; amending section 29.33.050, chapter 9, Laws of 1965 and RCW 29.33.050; amending section 29.33.060, chapter 9, Laws of 1965 and RCW 29.33.060; amending section 29.33.070, chapter 9, Laws of 1965 and RCW 29.33.070; amending section 29.33.080, chapter 9, Laws of 1965 and RCW 29.33.080; amending section 29.33.100, chapter 9, Laws of 1965 and RCW 29.33.100; amending section 29.33.110, chapter 9, Laws of 1965 and RCW 29.33.110; amending section 29.33.120, chapter 9, Laws of 1965 and RCW 29.33.120; amending section 29.51.170, chapter 9, Laws of 1965 as amended by section 14, chapter 101, Laws of 1965 extraordinary session and RCW 29.51.170; amending section 29.59.040, chapter 9, Laws of 1965 and RCW 29.59.040; amending section 29.65.030, chapter 9, Laws of 1965 and RCW 29.65.030; amending section 29.85.160, chapter 9, Laws of 1965 and RCW 29.85.160; making an appropriation; and providing penalties.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 276, by Senators Kupka, Peterson (Ted), Knoblauch, Lennart and Atwood (by Departmental request):

An Act relating to education and community colleges; amending section 13, page 289, chapter 97, Laws of 1909, as amended by section 1, chapter 41, Laws of 1963 and RCW 28.58.070; repealing section 1, chapter 198, Laws of 1961, as amended by section 2, chapter 159, Laws of 1965 extraordinary session, and RCW 28.84.170; repealing section 2, chapter 198, Laws of 1961, as amended by section 1, chapter 2, Laws of 1963 extraordinary session, and RCW 28.84.180; repealing section 3, chapter 198, Laws of 1961, as amended by section 2, chapter 2, Laws of 1963 extraordinary session, and RCW 28.84.190; repealing section 4, chapter 198, Laws of 1961, as amended by section 3, chapter 2, Laws of 1963 extraordinary session, and RCW 28.84.200; repealing section 4, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.205; repealing section 12, chapter 2, Laws of 1963 extraordinary session, and RCW 28.84.207; repealing section 5, chapter 198, Laws of 1961, as last amended by section 1, chapter 146, Laws of 1965 extraordinary session, and RCW 28.84.210; repealing section 2, chapter 89, Laws of 1965 extraordinary session, and RCW 28.84.211; repealing section 10, chapter 2, Laws of 1963 extraordinary session, as amended by section 5, chapter 98, Laws of 1965 extraordinary session, and RCW 28.84.215; repealing section 6, chapter 198, Laws of

1961 and RCW 28.84.220; repealing section 7, chapter 198, Laws of 1961 and RCW 28.84.230; repealing section 8, chapter 198, Laws of 1961 and RCW 28.84.240; repealing section 9, chapter 198, Laws of 1961 and RCW 28.84.250; repealing section 11, chapter 198, Laws of 1961, as last amended by section 1, chapter 159, Laws of 1965 extraordinary session, and RCW 28.84.260; repealing section 2, chapter 20, Laws of 1961, extraordinary session, as last amended by section 2, chapter 146, Laws of 1965 extraordinary session and RCW 28.84.270; repealing section 7, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.280; repealing section 8, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.290; repealing section 11, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.300; repealing section 17, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.310; repealing section 1, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.500; repealing section 2, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.501; repealing section 3, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.502; repealing section 4, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.503; repealing section 10, chapter 198, Laws of 1961 and RCW 28.84.900; repealing section 3, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.910; repealing section 18, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.920; and declaring an effective date.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 277, by Senator Knoblauch:

An Act relating to the state highways; authorizing certain highway construction; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 278, by Senators Foley, Ryder and Gissberg (by Departmental request):

An Act relating to county assessors; establishing a plan for classification, salaries, and qualification of appraisers; providing for implementation thereof; and amending section 36.21.011, chapter 4, Laws of 1963 and RCW 36.21.011.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 279, by Senators Foley, Ryder and Gissberg (by Departmental request):

An Act relating to revenue and taxation; amending section 6, chapter 24, Laws of 1961 extraordinary session and RCW 84.40.340.

Referred to Committee on Ways and Means.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 26, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

An Act relating to firemen of cities, towns, and fire protection districts; and amending section 5, chapter 91, Laws of 1947 as last amended by section 8, chapter 255, Laws of 1961, and RCW 41.16.050.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 52, by Representatives Cunningham, Bottiger and Swayze, Jr. (by Departmental request):

An Act relating to the Washington utilities and transportation commission; authorizing its participation in proceedings before federal administrative agencies and judicial proceedings relating thereto; and adding a new section to chapter 14, Laws of 1961 and to chapter 80.01 RCW.

Referred to Committee on Public Utilities.

Engrossed House Bill No. 132, by Representatives Newschwander, Sawyer and McDougall:

An Act relating to state government; authorizing the sale, lease or exchange of the Tacoma armory and the acquisition of a new armory or armories.

Referred to Committee on State Government.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former State Senator Charles F. Stinson and appointed a special committee of honor consisting of Senators McCormack, Woodall and Henry to escort the former Senator to a place of honor upon the rostrum.

With leave of the Senate, the rules were suspended to permit Senator McCormack to address the Senate on behalf of Senator Stinson.

On motion of Senator Greive, the Senate returned to the first order of business.

The Secretary read:

SENATE RESOLUTION 1967 - 12

By Senator Greive:

Whereas, The retail food and meat industry is a large and expanding industry in the state of Washington; and

Whereas, The rise in the cost of living in the state of Washington is becoming of widespread concern to the citizens of the state; and

Whereas, There exists a need for an impartial investigation of the retail selling practices and advertising policies of the retail food and meat industries of the state for the protection of the health and welfare of the general public; and

Whereas, There exists a need for an impartial investigation of the problems of inflation and to draw to the public's attention the ways and means in which the problems of inflation may be alleviated;

Now, Therefore, Be It Resolved, By the Senate, that the Legislative Council is hereby directed to conduct such an investigation and to report thereon to the forty-first regular session of the legislature, including therein proposed legislation, should such legislation be legally possible and desirable; and

Be It Further Resolved, That the Secretary of the Senate present the Executive Secretary of the Legislative Council with a copy of this Senate Resolution.

On motion of Senator Greive, the resolution was adopted.

SECOND READING OF BILLS

Senate Bill No. 71, by Senators Uhlman, Atwood, Greive and McCormack: Authorizing attorneys' fees as damages in certain physical injury and insurance cases.

On motion of Senator Greive, Senate Bill No. 71 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 77, by Senators Durkan, Gissberg, Woodall, Uhlman, McMillan, Herr, Guess, Peterson (Lowell), Peterson (Ted), Knoblauch, Henry, Kupka, Talley, Hallauer, Greive, Foley, Cooney, Ridder, Morgan and Donohue.

Prescribing crime for making obscene or harassing telephone calls.

REPORT OF STANDING COMMITTEE

Senate Bill No. 77:

Senate Chamber,
Olympia, Wash., January 20, 1967.

Prescribing crime for making obscene or harassing telephone calls (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On line 15, after "misdemeanor." insert the following:

"NEW SECTION. Sec. 2. Any person who knowingly permits any telephone under his control to be used for any purpose prohibited by section 1 shall be guilty of a misdemeanor."

Renumber the old "Sec. 2." to read "Sec. 3."

Renumber the remaining section consecutively.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

It was moved by Senator Greive that the following amendment be adopted:

On Page 1, section 1, line 15, following subsection (4) add a new subsection as follows:

"(5) Soliciting as an employee or on a fee or commission basis wares, appliances and merchandise of any kind whatsoever on a regular basis to any person who has indicated in the telephone directory that he or she does not desire telephone solicitation."

Debate ensued.

POINT OF ORDER

Senator Durkan:

"Mr. President, point of order:"

The President:

"The Senator will state his point of order."

Senator Durkan:

"Mr. President:

"Referring to Senate Rule 59 and Senate Rule 62, and Article II, Section 19 of the Constitution, Mr. President, I wonder if Senator Greive's proposed amendment does not enlarge the scope and object of this bill, and I would like to speak briefly if I might.

"The original purpose of Senate Bill No. 77 was to cover those telephone calls which were mala in se, so to speak, and actually where the intent was one of a criminal act, where they intend to actually endanger the recipient of the phone call by obscene language or by harassment or by doing things in which the premeditation is there. The intent which the person has before he picks up the phone is a criminal intent to actually endanger the recipient in some manner. Now that was the original scope and object of Senate Bill No. 77.

"As I understand Senator Greive's amendment and Mr. President, I am not speaking on the merits of the amendment at this time, but as I understand his amendment he is saying in effect that we are going to also hang on to this bill any type of solicitation by people who are employees who call an individual, if he or she has indicated in some vague way in the telephone directory she doesn't want to be called. Now, the real problem here is, as I see it, not only does it change the scope and object in that it is no longer mala in se but mala prohibita and in fact we are saying that harassment of an individual is a crime and the manner in which the recipient indicates he doesn't want to be called—by making this a crime, is so vague that I think it would be unenforceable. They indicate that the recipient has to indicate

this to the telephone company, but there is no method by which this bill would require the telephone company to put it in the telephone directory so Mr. President, I believe the proposed amendment regardless of its merits does enlarge the scope and object of the bill."

Senator Greive:

"Mr. President:

"Obviously I have given some thought to this and this isn't something that I did just offhand. While I can honestly say that I am not pleading for it, I think it is a good thing. As far as the legal aspects of the thing, I took it up with our famous attorney, Max Nikolai, who has some reputation I think as a constitutional expert and Max told me that it could be done. In fact he drew the amendment. He seemed to feel the harassment or harassing nature adequately covered it. If, in the good judgment of the presiding officer, it does not I will accept the ruling. It's just one of those things: He said I could do it, so I did it."

Senator Neill:

"Mr. President:

"Speaking to the point of order raised by Senator Durkan, it seems to me we have before us a bill as has been pointed out that is basically a criminal bill, to give some teeth to a real serious problem that all of us object to, but that this amendment really enlarges the scope and object by bringing in what may be truly a questionable commercial practice, and I would respectfully suggest to the President that in worrying a little about this, I did look back in the journal. I recalled a hassle something like this a few sessions back. I might respectfully call the President's attention to the 1963 Journal, page 890, where the President very aptly described the purpose of Senate Rule 62, which is applicable in this case. This amendment does enlarge the scope and object of this bill."

MOTION

At 12:00 p.m. on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

SECOND READING OF BILLS

Senate Bill No. 77, by Senators Durkan, Gissberg, Woodall, Uhlman, McMillan, Herr, Guss, Peterson (Lowell), Peterson (Ted), Knoblauch, Henry, Kupka, Talley, Hallauer, Greive, Foley, Cooney, Ridder, Morgan and Donohue:

Prescribing penalty for making obscene or harassing telephone calls.

The Senate resumed consideration of Senate Bill No. 77 on second reading and the amendment proposed by Senator Greive.

RULING BY THE PRESIDENT

The President:

"Members of the Senate, the President, ruling upon the point of order rules:

"Senate Bill No. 77 is an act which makes it a crime to place certain types of telephone calls which are deemed to be of an obscene, threatening or harassing nature.

"The amendment proposed by Senator Greive merely adds an additional type of telephone call to the act. The amendment, therefore, does not change the scope and object of the bill and the President rules that the point of order as raised by Senator Durkan is not well taken."

Senators Knoblauch, Greive and Henry demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Gissberg, Guess and Herr, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President declared the question before the Senate to be the adoption of the amendment by Senator Greive.

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Freise, the following amendment was adopted:

On page 1, section 1, line 15, strike "Shall" and insert "shall"

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 77, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 77 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senator Hallauer—1.

Excused: Senators Gissberg, Guess, Herr—3.

Engrossed Senate Bill No. 77, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 132, by Senators Twigg, Hanna and Atwood:

Amending service of process on non-resident motorists.

REPORT OF STANDING COMMITTEE

Senate Bill No. 132:

Senate Chamber,
Olympia, Wash., January 20, 1967.

Amending service of process on non-resident motorists (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 2, line 6, after "mail" and before "[" insert "*with return receipt requested,*"

Wes. C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendment was adopted.

On motion of Senator Twigg, the rules were suspended, Engrossed Senate Bill No. 132 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Stender:

"Mr. President, I wonder if Senator Twigg would yield to a question?

"Senator Twigg, as I understand your explanation, this right of response wouldn't be important under this procedure. In other words, you send it and if you don't get a reply you proceed anyway?"

Senator Twigg:

"That is correct, Senator Stender. It is directed primarily at the out of state motorist who has intentionally or unintentionally given an incorrect address and the summons and complaint is mailed to him nevertheless."

Senator Stender:

"In the event the plaintiff gets a judgment against him, the court then could automatically give the judgment in behalf of the plaintiff?"

Senator Twigg:

"In other words, are you inquiring if the plaintiff, the Washington motorist bringing the action, does not give actual notice could he nonetheless proceed to a judgment against this defendant? Is that your question, Senator? It points up a good question, one that I must confess I have been somewhat concerned about. But I think we are dealing here with essentially the lesser of two evils."

Senator McCutcheon:

"Would the Senator yield to another question?

"Senator Twigg, is the object of this bill to alleviate the hardship on the foreign motorist who is perhaps in Wyoming and you have to have the lawsuit here?"

Senator Twigg:

"I believe you misunderstand me, Senator McCutcheon.

"This is actually directed at aiding the plight of the Washington motorist who happens to get involved in an accident with an out of state motorist whom he can't sue because he can't obtain service."

Senator McCutcheon:

"Who does this help?"

Senator Twigg:

"The citizen of this state in actions against out of state motorists using our highways."

Senator McCutcheon:

"How does it help him?"

Senator Twigg:

"Under the law as it now stands, Senator, it is required that you must mail to this out of state motorist a copy of the summons and complaint by registered mail with return receipt requested. If that piece of mail doesn't physically reach this individual or if the postal authorities come back and indicate that he is not locatable or has refused to sign the receipt, you are dead in the water. You can't proceed any further against this man and your service is incomplete and I believe the cases have so held in our Supreme Court. This would permit an injured Washington motorist to proceed against an out of state motorist whose acts have caused him injury, regardless of that out of state motorist actually having received the piece of mail that is mailed to him."

Senator Ridder:

"Mr. President, would Senator Twigg yield to another question?

"This would then mean that you could bring suit against the insurance company, that the insurance company could then be brought into the suit providing you got your return?"

Senator Twigg:

"This bill will provide that you do perfect your service simply by serving the Secretary of State a copy of the summons and complaint. The Secretary of State, you understand, is appointed the agent of the out of state motorist by his having taken advantage of the use of our highways, plus you must mail to him at the address you have for him, by registered mail with return receipt requested a further copy. His actual receipt of that additional copy by mail is not a prerequisite, however, to perfection of service."

Senator Ridder:

"The suit could proceed immediately just upon sending a letter?"

Senator Uhlman:

"I believe, in answer to Senator Ridder, that suit would be commenced as of the time of filing and service by mailing of the letter, by its being deposited in the mail. One point of clarification here if I might. If, under the present statute, the letter comes back refused then you can't commence a lawsuit at the present time. In other words, as Senator Twigg has said, you have to have physical contact, personal notice. Ordinarily, as you know, when a person leaves the state the statute of limitations ceases to run. However, the passage of this non-resident motorist act has changed that and at the present time the statute of limitations continues to run regardless of whether this person may be in Timbuctoo, and so the problem then is, we have to give Washington residents and plaintiffs an opportunity to obtain jurisdiction and commence lawsuits without penalizing them, and this is the means by which we have attempted to do this."

Senator Lewis:

"I wonder if Senator Uhlman would yield to another question:

"Would this bill permit a judgment against a person who has not appeared in court? Do I understand this to be true?"

Senator Uhlman:

"Yes, it would."

Debate ensued.

On motion of Senator Greive, Engrossed Senate Bill No. 132 was returned to second reading.

On motion of Senator Greive, Engrossed Senate Bill No. 132 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 20, by Senators Woodall and Gissberg (by Legislative Council request):

Requiring plaintiff to pay attorney's fee in certain changes of venue.

REPORT OF STANDING COMMITTEE

Senate Bill No. 20:

Senate Chamber,
Olympia, Wash., January 18, 1967.

Requiring plaintiff to pay attorney's fee in certain changes of venue (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On line 16, after "plaintiff" and before "pay" strike "shall" and insert "may, at the discretion of the court, be required to"

Add two new sections following section 1 as follows:

"Sec. 2. Section 1, chapter 173, Laws of 1927 as amended by section 168, chapter 53, Laws of 1965 and RCW 4.12.025 are each amended to read as follows:

An action, at the option of the plaintiff, may be brought against any person, partnership, or corporation (1) in any county in which the defendant resides, or, if there be more than one defendant, where some one of the defendants resides at the time of the commencement of the action; (2) in the county where the tort was committed; (3) in the county where the work was performed by any such person, partnership or corporation; (4) in the county where the agreement entered into with such person, partnership or corporation was made; or (5) in the county where the person, partnership or corporation has its principal place of business. For the purpose of RCW 4.12.025, 4.12.026 and 4.12.027, the residence of a corporation defendant shall be deemed to be in any county where the corporation transacts business or has an office for the transaction of business or transacted business at the time the cause of action arose or where any person resides upon whom process may be served upon the corporation, unless hereinafter otherwise provided. [The venue of any action brought against a corporation, at the option of the plaintiff, shall be (1) in the county where the tort was committed, (2) in the county where the work was performed for said corporation, (3) in the county where the agreement entered into with the corporation was made, or (4) in the county where the corporation has its principal place of business.] Corporation, for the purposes of this section, shall include every firm, company, society, association or any organized group of persons whether incorporated or not, and every officer, agent or employee thereof.

"NEW SECTION. Sec. 3. This section shall be effective July 1, 1967 and shall supersede section 168, chapter 53, Laws of 1965 which amended section 1, chapter 173, Laws of 1927 and RCW 4.12.025 and which had under section 167 of the 1965 act an effective date of July 1, 1967."

In line 3 of the title after "4.12.090" and before the period insert "and amending section 1, chapter 173, Laws of 1927 as amended by section 168, chapter 53, Laws of 1965 and RCW 4.12.025; and making an effective date"

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, H. B. (Jerry) Hanna, Karl Herrmann, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendments were adopted.

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 20 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 20 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senator Lennart—1.

Excused: Senators Gissberg, Guess, Herr—3.

Engrossed Senate Bill No. 20, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 165, by Senators Woodall, Chytil and Guess:

Extending certain veterans' benefits to those participating in military campaigns.

The bill was read the second time by sections.

On motion of Senator Neill, the following amendments were adopted:

On page 6, section 7, line 30, after "state" strike "and Alaska" and insert "[and Alaska]" and after "a" strike "quarter" and insert "[quarter] term"

On page 7, section 8, line 5, after "board of" strike "regents" and insert "trustees"

On page 8, line 19, add a new section as follows:

"Sec. 11. Section 6, chapter 139, Laws of 1921 and RCW 28.77.080 are each amended to read as follows:

In case of deserving students domiciled in this state [or the state of Alaska] who, after a quarter in residence have shown a marked capacity for the work done by them in school, the board of regents may, in lieu of collecting the fees provided for in [subdivision (a) of section 1 of this act] RCW 28.77.080 (1) (a), extend credit to said students in the amount of said fees, taking therefor the promissory note of the student with interest at the rate of four percent per annum."

On page 1, line 16 of the title, after "RCW 41.16.220;" insert "amending section 6, chapter 139, Laws of 1921 and RCW 28.77.080;"

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 165 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 165 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Dore, Lennart—2.

Excused: Senators Gissberg, Guess, Herr—3.

Engrossed Senate Bill No. 165, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 49, by Senators Uhlman, Greive and Neill:

Establishing the oceanographic commission of Washington.

REPORT OF STANDING COMMITTEE**Senate Bill No. 49:**

Senate Chamber,
Olympia, Wash., January 24, 1967.

Establishing the oceanographic commission of Washington (reported by Committee on State Government):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 25, after "pollution" and before the period insert "and to assist the University of Washington and cooperating institutions in the development and operation of local and regional programs under the National Sea Grant College and Program Act of 1966"

On page 3, subsection (4), line 8, after "educational" and before "to" strike "facilities" and insert "programs".

On page 3, section 4, line 18, following "government;" strike all of subsection (8) and substitute the following:

"(8) Encourage, supplement and assist the development of programs under the National Sea Grant College and Program Act of 1966 by the University of Washington and cooperating educational institutions of the state and region. The programs and mission of the Commission and its Institute are not to be in duplication of the existing program of the University of Washington or other educational institutions of the state in oceanographic research, training or public service, or of the program developed under the National Sea Grant College and Program Act of 1966."

Add new subsection (9) as follows:

"(9) Make annual reports to the Washington State Legislature, or to the appropriate interim committee thereof, all activities undertaken in connection with the power, duties and functions assigned in this section together with any recommendations for new legislation designed to accomplish the purposes of this act."

On page 4, line 14, strike all of the material down to and including "act" on line 18.

Re-number remaining sections consecutively.

In line 3 of the title after ";" strike "making an appropriation;"

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, Wes C. Uhlman, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Henry, the committee amendments were adopted.

On motion of Senator Peterson (Ted), the following amendments were adopted:

On page 1, section 2, line 27, after "consist of" strike "nine" and insert "eleven"

On page 2, section 2, line 4, after "labor;" strike "two" and insert "three" and after "senate," strike "one from each" and insert "no more than two of whom shall be members of the same"

On page 2, section 2, line 5, after "senate; and" strike "two" and insert "three"

On page 2, section 2, line 6, after "representatives," strike "one from each" and insert "no more than two of whom shall be members of the same"

The President declared the Senate to be at ease.

The President called the Senate to order at 2:55 p.m.

On motion of Senator Ryder, the following amendment was adopted:

On page 2, section 2, lines 20 and 21, after "under RCW" on line 20 strike "43.03.050 and 43.03.060" and insert "44.04.120".

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 49 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 49 and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Marquardt, Metcalf, Morgan Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—41.

Voting nay was: Senator McMillan—1.

Absent or not voting: Senators Durkan, Lewis, McCutcheon, Talley—4.

Excused: Senators Gissberg, Guess, Herr—3.

Engrossed Senate Bill No. 49, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 132, by Senators Twigg, Hanna and Atwood:

Amending service of process on non-resident motorists.

On motion of Senator Greive, the Senate resumed consideration of Engrossed Senate Bill No. 132 on second reading.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 132 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 132 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Durkan, Henry—2.

Excused: Senators Gissberg, Guess, Herr—3.

Engrossed Senate Bill No. 132, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 35, by Senators Woodall, Greive and Gissberg (by Legislative Council request):

Providing the borrower more protection, civil and criminal, against usurious transactions.

REPORT OF STANDING COMMITTEE

Senate Bill No. 35:

Senate Chamber,

Olympia, Wash., January 24, 1967.

Providing the borrower more protection, civil and criminal, against usurious transactions (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 1, line 18, after "state," insert the following:

"Sec. 3. Section 2, chapter 80, Laws of 1899 and RCW 19.52.020 are each amended to read as follows:

Any rate of interest not exceeding twelve percent per annum agreed to in writing by the parties to the contract shall be legal, and no person shall directly or indirectly take or receive in money, goods, or things in action, or in any other way, in a greater interest, sum or value for the loan or forbearance of any money, goods or things in

action than twelve percent per annum: *Provided, That in any loan of money in which the funds advanced do not exceed the sum of five hundred dollars, a setup charge may be charged and collected by the lender, and such setup charge shall not be considered interest hereunder: Provided Further, That such setup charge does not exceed four percent of the amount of funds advanced, or fifteen dollars, whichever is the lesser, except that on loans of under one hundred dollars a minimum not exceeding four dollars may be so charged.*

Renumber the old "Sec. 3." to read "Sec. 4." and renumber the remaining sections consecutively.

On page 2, Sec. 4, line 33, after "after" and before "following" strike "two years" and insert "six months"

On page 3, Sec. 4, line 2, after "after" and before "following" strike "two years" and insert "six months"

On page 3, Sec. 4, line 3, after the period following "occurs" add a new sentence as follows:

"If the debtor commences such an action and fails to establish usury, and if the court finds the action was frivolously commenced, the defendant or defendants may, in the court's discretion, recover reasonable attorney's fees from the debtor."

On page 3, line 4, strike all of NEW SECTION. Sec. 5, and renumber the remaining sections consecutively.

Wes. C. Uhlman, *Chairman,*

....., *Vice Chairman.*

We concur in this report: James Anderson, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Woodall, the committee amendments were adopted.

On motion of Senator Woodall, the following amendment was adopted:

On page 1, lines 3 and 4 of the title, strike "defining crimes;"

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 35, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 35 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 0; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Excused: Senators Gissberg, Guess, Herr—3.

Engrossed Senate Bill No. 35, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 180, by Senator Peterson (Lowell):

Requiring state ferries to display the state flag.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Bill No. 180, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 180 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Hanna, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Wood—all—44.

Absent or not voting: Senators Hallauer, Henry—2.

Excused: Senators Gissberg, Guess, Herr—3.

Senate Bill No. 180, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:35 p.m., on motion of Senator Greive, the Senate adjourned until noon, Monday, January 30, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-SECOND DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Monday, January 30, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Peterson (Ted).

On motion of Senator Atwood, Senator Peterson (Ted) was excused.

The Color Guard, consisting of Pages Dean Hummels, Color Bearer, and Becky Wonderly, presented the Colors.

Reverend David Carlson, pastor of the Assembly of God Church of Olympia, offered prayer as follows:

"Lord, Thou hast been our dwelling place in all generations. Before the mountains were brought forth, or ever Thou hadst formed the earth or the worlds, even from everlasting to everlasting, Thou art God.

"With gratitude and humbleness of heart we approach the Throne of Grace this day in prayer. We feel a deep sense of responsibility, that in serving our constituencies, we are responsible to many people—but accountable unto Thee.

"We beseech Thee, help us to see the needs clearly, plan with both understanding and compassion, and act honestly and courageously in the disposition of our duties.

"Knowing that our actions and provisions in this Session will affect not only our lives but our children, grant unto Thy servants foresight commensurate with future demands.

"We pray, when the decisions of this day are recorded in the Journal, we can thank Thee that we have acted like men; "For Thine is the Kingdom, and the power, and the glory, forever. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., January 27, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred: Senate Bill No. 20,

Senate Bill No. 35,

Senate Bill No. 49,

Senate Bill No. 77,

Senate Bill No. 132,

Senate Bill No. 165, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., January 30, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred: Senate Joint Memorial No. 2,

Senate Joint Memorial No. 5, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Perry B. Woodall.

Senate Bill No. 166:

Senate Chamber,
Olympia, Wash., January 27, 1967.

Providing for registration of marriages, divorces, annulments and separate maintenance agreements by state registrar of vital statistics (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James Andersen, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 256:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Amending teachers' retirement provisions to provide credit for service over thirty-five years and extends permissible subsequent service without pension reduction (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Jack Metcalf, John T. McCutcheon, David E. McMillan, John H. Stender, Don L. Talley, Nat Washington.

MOTION

On motion of Senator Durkan, Senate Bill No. 256 was referred to the Committee on Ways and Means.

House Bill No. 185:

Senate Chamber,
Olympia, Wash., January 27, 1967.

Extending acceptable service period under OASI contracts or modification thereof (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: James Andersen, Reuben A. Knoblauch, Jack Metcalf, David E. McMillan, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 215:

Senate Chamber,
Olympia, Wash., January 27, 1967.

Providing for service of summons on foreign or alien steamship companies or charters (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James Andersen, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 27, 1967.

Mr. President:

The House has passed: House Joint Memorial No. 9, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., January 28, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 5,
Engrossed House Bill No. 31,
Engrossed House Bill No. 75,
Engrossed House Bill No. 138,
House Bill No. 153,
House Bill No. 177,
House Bill No. 187,
Engrossed House Bill No. 296, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., January 27, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 30,
Engrossed House Bill No. 41,
House Bill No. 157,
House Bill No. 160, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., January 27, 1967.

Mr. President:

The House has passed: Senate Joint Memorial No. 2,
Engrossed Senate Joint Memorial No. 5, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., January 28, 1967

Mr. President:

The Speaker has signed: Senate Joint Resolution No. 7, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: Senate Joint Memorial No. 2, and Senate Joint Memorial No. 5.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 280, by Senators Henry, Kupka, Knoblauch and Neill (by Departmental request):

An Act relating to the sale of motor vehicles; licensing dealers and salesmen; defining terms; establishing fees; defining and prescribing certain unfair acts and practices and prescribing civil remedies and penalties therefor; amending section 46.70.060, chapter 12, Laws of 1961 as amended by section 77, chapter, Laws of 1967 (S.B. 36) and RCW 46.70.060; amending section 46.70.070, chapter 12, Laws of 1961 as amended by section 1, chapter 239, Laws of 1961 and RCW 46.70.070; repealing section 46.70.010, chapter 12, Laws of 1961 as amended by section 1, chapter 68, Laws of 1965 and RCW 46.70.010; repealing section 46.70.020, chapter 12, Laws of 1961 as last amended by section 76, chapter, Laws of 1967 (S.B. 36) and RCW 46.70.020; repealing section 46.70.030, chapter 12, Laws of 1961 and RCW 46.70.030; repealing section 46.70.040, chapter 12, Laws of 1961 as amended by section 3, chapter 68, Laws of 1965 and RCW 46.70.040; repealing section 46.70.050, chapter 12, Laws of 1961 and RCW 46.70.050; repealing

section 46.70.080, chapter 12, Laws of 1961 and RCW 46.70.080; repealing section 46.70.100, chapter 12, Laws of 1961 as amended by section 4, chapter 68, Laws of 1965 and RCW 46.70.100; repealing section 46.70.110, chapter 12, Laws of 1961 as last amended by section 78, chapter, Laws of 1967 (S.B. 36) and RCW 46.70.110; adding new sections to chapter 12, Laws of 1961 and 46.70 RCW and declaring an effective date.

Referred to Committee on Highways.

Senate Bill No. 281, by Senators Mardesich, Connor and Stender:

An Act relating to authorized investments of the state employees' retirement system funds; and amending section 8, chapter 155, Laws of 1965 and RCW 41.40.071.

Referred to Committee on Labor and Social Security.

Senate Bill No. 282, by Senators Herrmann, Kupka and Redmon:

An Act relating to the regulation of credit life insurance; and amending section 6, chapter 219, Laws of 1961 and RCW 48.34.060.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 283, by Senators Keefe and Lewis:

An Act relating to public utilities, and authorizing public utility districts, cities of the first-class, and regulated electric utilities to participate together in the planning, construction, ownership and operation of nuclear and other thermal power plants; relating to the right of eminent domain; and declaring an emergency.

Referred to Committee on Public Utilities.

Senate Bill No. 284, by Senators Sandison, Woodall and Lennart (by Departmental request):

An Act relating to sexual psychopaths; and amending section 71.06.030, chapter 25, Laws of 1959 and RCW 71.06.030; amending section 71.06.060, chapter 25, Laws of 1959 and RCW 71.06.060; amending section 71.06.100, chapter 25, Laws of 1959 and RCW 71.06.100; amending section 71.06.130, chapter 25, Laws of 1959 and RCW 71.06.130; amending section 71.06.140, chapter 25, Laws of 1959 and RCW 71.06.140; adding a new section to chapter 25, Laws of 1959 and to chapter 71.06 RCW; repealing section 71.06.090, chapter 25, Laws of 1959 and RCW 71.06.090; and repealing section 71.06.110, chapter 25, Laws of 1959 and RCW 71.06.110.

Referred to Judiciary Committee.

Senate Bill No. 285, by Senators Henry and Freise (by Departmental request):

An Act relating to the motor vehicle excise tax; amending section 82.44.110, chapter 15, Laws of 1961 and RCW 82.44.110; amending section 82.44.120, chapter 15, Laws of 1961 as amended by section 5, chapter 199, Laws of 1963 and RCW 82.44.120; and amending section 82.44.140, chapter 15, Laws of 1961 and RCW 82.44.140.

Referred to Committee on Highways.

Senate Bill No. 286, by Senators Knoblauch and Freise (by Departmental request):

An Act relating to motor vehicle wreckers; amending section 46.80.030, chapter 12, Laws of 1961 as amended by section 95, chapter, Laws of 1967 (S.B. 36) and RCW 46.80.030; amending section 46.80.050, chapter 12, Laws of 1961 as amended by section 97, chapter, Laws of 1967 (S.B.

36) and RCW 46.80.050; amending section 46.80.110, chapter 12, Laws of 1961 as amended by section 102, chapter, Laws of 1967 (S.B. 36) and RCW 46.80.110; amending section 46.80.130, chapter 12, Laws of 1961 as amended by section 103, chapter, Laws of 1967 (S.B. 36) and RCW 46.80.130; amending section 46.80.150, chapter 12, Laws of 1961 as amended by section 105, chapter, Laws of 1967 (S.B. 36) and RCW 46.80.150.

Referred to Committee on Highways.

Senate Bill No. 287, by Senators Washington, Kupka, Stender and Knoblauch (by Departmental request):

An Act relating to highway toll facilities; and adding new sections to chapter 13, Laws of 1961 and to chapter 47.56 RCW.

Referred to Committee on Highways.

Senate Bill No. 288, by Senators Peterson (Lowell), Mardesich and Lewis (by Departmental request):

An Act relating to certain public lands; and amending section 121, chapter 255, Laws of 1927 and RCW 79.01.484.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 289, by Senators Peterson (Lowell), Mardesich and Lewis (by Departmental request):

An Act relating to the leasing of state lands by the department of natural resources; amending section 61, chapter 255, Laws of 1927 as last amended by section 29, chapter 257, Laws of 1959 and RCW 79.01.244; amending section 68, chapter 255, Laws of 1927 as amended by section 30, chapter 257, Laws of 1959 and RCW 79.01.272; and amending section 70, chapter 255, Laws of 1927 and RCW 79.01.280.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

MOTION

On motion of Senator Kupka, the rules were suspended to permit additional names as sponsors to Senate Bills Nos. 280, 283 and 287.

Senate Bill No. 290, by Senators Foley and Henry:

An Act relating to state colleges; establishing a new state college; amending section 2, chapter 147, Laws of 1957, as amended by section 2, chapter 62, Laws of 1961, and RCW 28.81.010; amending section 3, chapter 13, Laws of 1961 extraordinary session, as last amended by section 1, chapter 147, Laws of 1965 extraordinary session, and RCW 28.81.080; amending section 4, chapter 13, Laws of 1961 extraordinary session, as amended by section 2, chapter 76, Laws of 1965, and RCW 28.81.085; amending section 1, chapter 14, Laws of 1961 extraordinary session, and RCW 28.81.500; amending section 2, chapter 14, Laws of 1961 extraordinary session, and RCW 28.81.510; amending section 5, chapter 14, Laws of 1961 extraordinary session, and RCW 28.81.540; amending section 1, chapter 76, Laws of 1965 and RCW 28.81.551; amending section 1, chapter 104, Laws of 1947 and RCW 28.76.020; amending section 1, chapter 34, Laws of 1949 and RCW 28.76.120; repealing section 1, chapter 13, Laws of 1933, as amended by section 1, chapter 109, Laws of 1947, and RCW 28.81.052; section 1, chapter 108, Laws of 1947, as amended by section 2, chapter 34, Laws of 1949, and RCW 28.81.053; section 1, chapter 109, Laws of

1963 and RCW 28.81.054; adding new sections to chapter 28.81 RCW; and making an appropriation therefor.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 291, by Senators Donohue, McMillan and Mardesich:

An Act relating to agriculture and agricultural production; the application of the Washington agricultural enabling act to state agencies or other governmental units; and adding a new section to chapter 191, Laws of 1955 and to chapter 15.66 RCW.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 292, by Senator Rasmussen:

An Act relating to motor vehicle insurance; amending section 43.17.010, chapter 8, Laws of 1965 as amended by section 20, chapter 156, Laws of 1965, and RCW 43.17.010; amending section 43.17.020, chapter 8, Laws of 1965 as amended by section 21, chapter 156, Laws of 1965, and RCW 43.17.020; and making an appropriation.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 293, by Senators Bailey, Washington and Redmon (by Joint Highway Interim Committee request):

An Act relating to the state legislature; extending the single form pilot program of the joint committee on highways; amending section 52, chapter 170, Laws of 1965 extraordinary session (uncodified); and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 294, by Senators Bailey, Washington and Redmon (by Joint Highway Interim Committee request):

An Act relating to interstate commercial vehicle owners and operators; authorizing a single cab card; adding a new chapter to chapter 12, Laws of 1961 and to Title 46 RCW; amending section 46.44.095, chapter 12, Laws of 1961, as last amended by section 38, chapter 170, Laws of 1965 extraordinary session, and RCW 46.44.095; and repealing section 52, chapter 170, Laws of 1965 extraordinary session (uncodified).

Referred to Committee on Highways.

Senate Joint Memorial No. 8, by Senators Talley, Bailey and Chytil:

Memorializing Congress to restore veterans' pensions.

Referred to Committee on State Government.

FIRST READING OF HOUSE BILLS AND MEMORIALS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 5, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

An Act relating to civil defense; providing for coordination of search and rescue operations and the appointment of a state coordinator of search and rescue operations; amending section 3, chapter 178, Laws of 1951 as amended by section 2, chapter 223, Laws of 1953, and RCW 38.52.010; amending section 2, chapter 178, Laws of 1951 as amended by section 1, chapter 223, Laws of 1953 and RCW 38.52.020; and amending section 4, chapter 178, Laws of 1951, and RCW 38.52.030.

Referred to Committee on State Government.

Engrossed House Bill No. 30, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

An Act relating to the disposition of moneys belonging to the state; and amending section 43.01.050, chapter 8, Laws of 1965 and RCW 43.01.050.

Referred to Committee on State Government.

Engrossed House Bill No. 31, by Representatives O'Brien, Wolf, and Cunningham (by State Treasurer request):

An Act relating to federal social security coverage for state officials and employees; and amending section 6, chapter 184, Laws of 1951 and RCW 41.48.060.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 41, by Representatives Flanagan, Bozarth and Bledsoe (by Departmental request):

An Act relating to game and game fish; adding new sections to chapter 36, Laws of 1955 and to chapter 77.12 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 75, by Representatives Chatalas, Lux and Humiston (by Legislative Council request):

An Act relating to veterans' reemployment rights; and amending section 3, chapter 212, Laws of 1953 and RCW 73.16.035.

Referred to Committee on State Government.

Engrossed House Bill No. 138, by Representatives Clark (Newman H.), Harris and Sawyer:

An Act relating to probate law and procedure; amending section 11.04.015, chapter 145, Laws of 1965, as amended by section 1, chapter 55, Laws of 1965 extraordinary session and RCW 11.04.015; amending section 11.04.035, chapter 145, Laws of 1965 and RCW 11.04.035; amending section 11.16.050, chapter 145, Laws of 1965 and RCW 11.16.050; amending section 11.20.020, chapter 145, Laws of 1965 and RCW 11.20.020; amending section 11.20.040, chapter 145, Laws of 1965 and RCW 11.20.040; amending section 11.24.010, chapter 145, Laws of 1965 and RCW 11.24.010; amending section 11.40.010, chapter 145, Laws of 1965 and RCW 11.40.010; amending section 11.44.015, chapter 145, Laws of 1965 and RCW 11.44.015; amending section 11.44.070, chapter 145, Laws of 1965 and RCW 11.44.070; amending section 11.44.080, chapter 145, Laws of 1965 and RCW 11.44.080; amending section 11.52.010, chapter 145, Laws of 1965 and RCW 11.52.010; amending section 11.52.020, chapter 145, Laws of 1965 and RCW 11.52.020; amending section 1, chapter 126, Laws of 1965, section 11.52.050, chapter 145, Laws of 1965 and RCW 11.52.050; amending section 11.80.020, chapter 145, Laws of 1965 and RCW 11.80.020; adding a new section to chapter 145, Laws of 1965 and to chapter 11.02 RCW; and declaring an effective date.

Referred to Judiciary Committee.

House Bill No. 153, by Representatives Newschwander, Kink and Swayze, Jr. (by Departmental request):

An Act relating to the physical facilities of institutions of the department of institutions of the state of Washington; and authorizing the use of such facilities by schools and state institutions of higher learning.

Referred to Committee on Public Institutions.

House Bill No. 157, by Representatives Newschwander, Kink and Swayze, Jr. (by Departmental request):

An Act relating to the transfer of mentally ill and psychopathic children from state juvenile correctional institutions to state hospitals for observation and diagnosis; providing procedures for commitment of such persons; and amending section 1, chapter 145, Laws of 1959 and RCW 72.01.390.

Referred to Committee on Public Institutions.

House Bill No. 160, by Representatives Flanagan, Clocksin and Kink (by Departmental request):

An Act relating to food fish and shellfish; providing for a change in the due date of privilege and catch fee returns; and amending section 75.32.090, chapter 12, Laws of 1955, as amended by section 1, chapter 9, Laws of 1963 extraordinary session and RCW 75.32.090.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 177, by Representatives Jueling, Barden and Litchman (by Legislative Council request):

An Act relating to banks and trust companies and mutual savings banks; amending section 1, chapter 185, Laws of 1959 and RCW 30.04.126; and amending section 2, chapter 185, Laws of 1959 and RCW 32.20.047.

Referred to Committee on Banks, Financial Institutions and Insurance.

House Bill No. 187, by Representatives Bottiger, Harris and Swayze, Jr. (by Departmental request):

An Act relating to public assistance; amending section 6, chapter 206, Laws of 1963 and RCW 74.20.210; and amending section 7, chapter 206, Laws of 1963 and RCW 74.20.220.

Referred to Judiciary Committee.

Engrossed House Bill No. 296, by Representatives Wanamaker, Hubbard and Haussler (by Departmental request):

An Act relating to agricultural marketing and marketing contracts of associations of agricultural producers.

Referred to Committee on Agriculture and Horticulture.

House Joint Memorial No. 9, by Representatives McDougall, Bozarth, Jolly, Flanagan, Haussler, Bledsoe, Reese, Johnson and Chatalas:

Expressing legislative support of extension of navigation on Columbia river.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

SECOND READING OF BILLS

Senate Bill No. 9, by Senators Gissberg and Woodall (by Legislative Council request):

Regulating public charitable trusts.

The bill was read the second time by sections.

On motion of Senator Uhman, the rules were suspended, Senate Bill No. 9, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 9 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Voting nay was: Senator Guess—1.

Absent or not voting: Senators Durkan, Henry—2.

Excused: Senator Peterson (Ted)—1.

Senate Bill No. 9, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 71, by Senators Uhlman, Atwood, Greive and McCormack: Authorizing attorneys' fees as damages in certain physical injury and insurance cases.

The bill was read the second time by sections.

On motion of Senator Uhlman, the following amendments were adopted:

On page 2, section 2, line 1, after "action" and before the comma, insert "or arbitration proceeding"

On page 2, section 2, line 1, after "court" insert "or arbitrator"

On page 2, section 2, line 2, after "action" and before "on" insert "or arbitration proceeding"

On page 2, section 2, line 6, after "court" and before "finds" insert "or arbitrator"

On page 2, section 2, line 11, after "action" and before the colon, insert "or arbitration proceeding"

On page 2, section 2, line 12, after "court" and before "further" insert "or arbitrator"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 71, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 71 and the bill passed the Senate by the following vote: Yeas, 36; nays, 12; absent or not voting, 0; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Metcalf, Morgan, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—36.

Those voting nay were: Senators Andersen, Donohue, Gissberg, Guess, Lennart, Lewis, McMillan, Marquardt, Neill; Redmon, Ryder, Williams—12.

Excused: Senator Peterson (Ted)—1.

Engrossed Senate Bill No. 71, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:50 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, January 31, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-THIRD DAY

MORNING SESSION

Senate Chamber,

Olympia, Wash., Tuesday, January 31, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Marquardt, Peterson (Ted), Ridder and Washington.

On motion of Senator Greive, Senators Ridder and Washington were excused.

On motion of Senator Atwood, Senators Marquardt and Peterson (Ted) were excused.

The Color Guard, consisting of Pages Dean Hummels, Color Bearer, and Becky Wonderly, presented the Colors.

Reverend David Carlson, pastor of the Assembly of God Church of Olympia, offered prayer as follows:

"O Lord, our Lord, how excellent is Thy name in all the earth! Who hast set Thy glory above the heavens. When I consider Thy heaven, the work of Thy fingers, the moon and the stars, which Thou hast ordained, what is man, that Thou art mindful of him? O Lord our Lord, how excellent is Thy name in all the earth.

"All that we have, and know, O Lord, we have received from Thy hand; and this day we implore Thy guidance, that we may evidence proper sense of stewardship. We pray Thy divine aid that we may properly provide for our needy, be they children or adult, that we may meet the needs of the aged and indigent and appreciating all our freedoms and privileges, pass on our precious heritage to those who shall follow.

"Deliver us from pride and self esteem and rather than satisfaction with past achievements, may we be challenged with the opportunities confronting us in serving our people and thus serving our God.

"This we pray in the name of our Lord Jesus Christ. Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 - 13

By Senators Durkan, Talley, Kupka, Neill, Sandison, Woodall, Ryder, Keefe, Foley and Rasmussen:

Whereas, At times misfeasance or nonfeasance of duty on the part of an individual police officer or several police officers is prominently and luridly treated so as to give

rise to a general unwarranted feeling of public distrust and contempt for all policemen; and

Whereas, A recent instance of four violations of Seattle police regulations covering off duty conduct and of a so-far-unproved accusation of bribe solicitation by one or two members of the Seattle police force has occasioned such notoriety as to throw discredit on the entire police department of that city; and

Whereas, The said police department generally has been staffed and manned by dedicated men, regular in the performance of every duty, willing to sacrifice time, effort and life itself in the preservation of the public peace and the promotion of the public welfare of the Seattle citizenry—with it all, at salary schedules and working conditions far below acceptable national standards; and

Whereas, By and large the officers and men of the several police departments throughout the state are worthy of the confidence and support of the entire citizenry of the state.

Now, Therefore, Be It Resolved, By the Senate of the State of Washington, In Legislative Session Assembled, That all police organizations of this state, and particularly the police force of the city of Seattle, be commended for those countless ordinary acts of crime and disaster prevention, those many charitable acts of aid to the needy, the handicapped and the underprivileged, and for those frequent acts of outright heroism and self-sacrifice that in time of criticism are so apt to be overlooked.

Be It Further Resolved, That a copy of this resolution be mailed by the Secretary of the Senate to the chief of the Washington State Patrol, to the sheriffs of each county of the state, and to the chief of police of each municipality of the state.

On motion of Senator Durkan, the resolution was adopted.

SENATE RESOLUTION

1967 - 14

By Senator Freise:

Whereas, The Walla Walla College concert band, under the baton of H. Lloyd Leno, conductor, performed with great artistic skill and feeling in the rotunda of the state capitol in Olympia, Washington, at noon on January 20, 1967, in honor of Governor Daniel J. Evans and to the pleasure of the legislature, staff and guests:

Now, Therefore, The Senate in legislative session assembled, does hereby resolve that we acknowledge with thanks the concert given by Walla Walla College; that we congratulate the College, its music department, conductor and instrumentalists on their musicianships; that this band having performed before the legislature in 1965 was received again with great enjoyment and we hope to be able to hear another fine concert in the future.

Be It Further Resolved, That the Secretary of the Senate transmit a copy of this resolution to the president of Walla Walla College, to the head of the music department and to H. Lloyd Leno, the conductor of the Walla Walla College concert band.

On motion of Senator Ryder, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 30, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 71, have inspected same, and find it correctly engrossed.

..... Chairman.

We concur in this report: R. Frank Atwood, Marshall A. Neill, Perry B. Woodall.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., January 26, 1967.

Harold J. Petrie as Director of the Department of Labor and Industries, appointed by the Governor on May 13, 1966 for the term ending at the Governor's pleasure, succeeding A. L. Willie (reported by Committee on Labor and Social Security):

Recommends that said appointment be confirmed.

A. L. Rasmussen, Chairman.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

It was moved by Senator Greive that the appointment of Harold J. Petrie to the position of director of the department of labor and industries be confirmed.

PERSONAL PRIVILEGE

Senator Woodall:

"Mr. President and members of the Senate:

"It is certainly a thrill and a great pleasure to me to speak a few words concerning Harold Petrie and his qualifications and the fine type of citizen that he is.

"You will notice that the report was unanimous. I have reason to believe that the vote of this body will, in all probability, likewise be unanimous. I think Harold exemplifies a trait in American life which we like to think is one of the finest and best. He is a veteran of World War II and was one of that group who became involved in the Battle of the Bulge. You will recall in the dying days of the Third Reich, they had the Von Ribbentrop push to get to Paris and Harold was one of the men who was with the General who, when asked if he would surrender, sent back the one word message. 'Nuts!' Harold was one of those boys. He was hit in the leg in that battle which later necessitated it being amputated. While he was back in Washington, D. C. being treated for his injury and fitted for a limb, he decided he would go to law school and he went one year to Georgetown. He liked it and continued to go and became admitted to the Bar.

"He came back to Yakima and joined the prosecuting attorney's staff. Later, he entered private practice and ran for the Legislature.

"All of you who have served with him know what a fine, high type man he is. You know what a competent legislator he was. Later on you know he was on the board of appeals for industrial insurance and lately he has been doing one of those things which is above and beyond the call of duty which I think is so fine. He has been calling personally on some of those who are injured in industrial accidents, someone who has lost a limb, and pointing out to them that they do not have to become a permanently disabled person but that they can with proper methods salvage themselves and can take a new course or new vocation and become a productive citizen.

"Because Harold does possess all of those fine traits of integrity, patriotism, courage, devotion to duty and because he is the kind of a man that just does a little bit above and beyond what his job calls for, it is a real pleasure to advocate his confirmation."

Senator Rasmussen:

"Mr. President and members of the Senate:

"I wish to concur in the remarks by Senator Woodall. Representative Petrie, when he was in the House, was a very able member and now that he is in the Department of Labor and Industries, he is doing an excellent job. I hope that you will all vote for his confirmation. I feel certain that you will."

Senator Greive:

"Mr. President:

"I, too, would like to say a word in behalf of former Representative Petrie. I had the pleasure of serving with him as a member of this body, as a member of the legislature. I also had a working arrangement whereby, simply because I had a considerable amount of work before the Department of Labor and Industries, I had the pleasure of working with him there and also during the interim committee studying industrial insurance. In all of those capacities I found him to be a fine gentleman, a man with whom I frequently disagreed, but I certainly never questioned his motives or reasons as to how he came to his opinions because it was a conflict of a matter of philosophy. I feel a man such as Mr. Petrie exemplifies the highest attributes. He is a man who will well serve the state of Washington in the capacity to which he has been nominated."

Senator Knoblauch:

"Mr. President and members of the Senate:

"I would like to say, Mr. President, that Harold Petrie is the type of an administrator who meets you with a smile, who listens to your problems. If you write him a letter, he answers it. He is a very fine person in the position he now holds and I would say a very fine credit to the administration of Governor Evans."

APPOINTMENT OF HAROLD PETRIE

The Secretary called the roll and the appointment of Harold J. Petrie to the position of Director, Department of Labor and Industries, was confirmed by the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—44.

Absent or not voting: Senator Foley—1.

Excused: Senators Marquardt, Peterson (Ted), Ridder, Washington—4.

Having received the approval of the Senate, the appointment of Harold J. Petrie to the position of director of the department of labor and industries was confirmed.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 18:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Simplifying garnishment procedure (reported by Committee on Rules and Joint Rules):

Recommends that it be referred to Judiciary Committee.

John A. Cherberg, *Chairman*.

We concur in this report: Robert C. Bailey, Joe Chytil, John L. Cooney, Frank W. Foley, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Willbur G. Hallauer, H. B. Hanna, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Marshall A. Neill, John N. Ryder, Don L. Talley, Perry B. Woodall.

MOTION

On motion of Senator Greive, the committee report was adopted and Senate Bill No. 18 was referred to the Judiciary Committee.

Senate Bill No. 86:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Authorizing granting of degree of bachelor of science by state colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 249:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Authorizing highway commission to set speed limits at ferry terminals (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 251:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Authorizing highway commission to acquire property to construct frontage roads (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 252:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Amending law concerning city or town streets used as part of state highways (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 253:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Clarifying rules of the road for driving on divided highways (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

APPOINTMENT OF MEMORIAL COMMITTEE

The President appointed the following Senators to the Memorial Committee under the provisions of House Concurrent Resolution No. 9: Senators Morgan, Guess and Knoblauch.

On motion of Senator Sandison, the Memorial Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

House of Representatives.
Olympia, Wash., January 30, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 93,
House Bill No. 101,
Reengrossed House Bill No. 216,
Engrossed House Bill No. 258,
House Bill No. 297, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 295, by Senator Neill:

An Act relating to secondary state highways; and amending section 47.20.415, chapter 13, Laws of 1961, as amended by section 9, chapter 197, Laws of 1963, and RCW 47.20.415.

Referred to Committee on Highways.

Senate Bill No. 296, by Senators Rasmussen, Bailey and Stender:

An Act relating to hunting licenses; and amending section 77.32.103, chapter 36, Laws of 1955 as last amended by section 2, chapter 48, Laws of 1965, and RCW 77.32.103.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 297, by Senators Ryder and Herr:

An Act relating to credit union credit committee loan approval requirements; and amending section 21, chapter 173, Laws of 1933, as last amended by section 7, chapter 23, Laws of 1957, and RCW 31.12.240.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 298, by Senators Durkan, Woodall and Keefe:

An Act relating to the Washington horse racing commission; and amending section 2, chapter 55, Laws of 1933 and RCW 67.16.012.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 299, by Senators Metcalf, Donohue and Canfield (by Departmental request):

An Act relating to revenue and taxation; adding a new section to chapter 15, Laws of 1961 and to chapter 84.41 RCW; and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 300, by Senators McCormack, Sandison, Ryder, Hallauer, Lewis, Washington, Stender, Neill, Bailey, Ridder, Dore, Keefe, Guess, Metcalf and Peterson (Lowell):

An Act relating to education; adding new sections to chapter 28.09 RCW; adding a new section to chapter 28.84 RCW; amending section 7, chapter 1, Laws of 1961 as amended by section 1, chapter 179, Laws of 1961 and RCW 41.06.070; amending section 2, chapter 1, Laws of 1961 and RCW 41.06.020; amending section 43.88.160, chapter 8, Laws of 1965 and RCW 43.88.160; amending section 1, chapter 212, Laws of 1957 and RCW 28.76.390; amending section 43.19.190, chapter 8, Laws of 1965 and RCW 43.19.190; amending section 3, chapter 179, Laws of 1957 and RCW 28.09.020; amending section 4,

chapter 179, Laws of 1957 and RCW 28.09.030; amending section 5, chapter 179, Laws of 1957 and RCW 28.09.040; amending section 5, chapter 160, Laws of 1919, as last amended by section 3, chapter 183, Laws of 1939, and RCW 28.09.050; amending section 2, chapter 160, Laws of 1919 and RCW 28.09.080; amending section 6, chapter 160, Laws of 1919 and RCW 28.09.090; amending section 1, chapter 136, Laws of 1965 and RCW 28.09.120; amending section 1, chapter 176, Laws of 1933, as amended by section 2, chapter 223, Laws of 1957 and RCW 28.10.020; amending section 3, chapter 176, Laws of 1933, as last amended by section 1, chapter 135, Laws of 1963 and RCW 28.10.030; amending section 4, chapter 176, Laws of 1933 and RCW 28.10.040; amending section 1, chapter 307, Laws of 1959, as amended by section 1, chapter 134, Laws of 1963 and RCW 28.10.070; repealing section 1, chapter 115, Laws of 1945 and RCW 28.84.119; repealing section 2, chapter 115, Laws of 1945, section 13, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.120; repealing section 3, chapter 115, Laws of 1945, section 15, chapter 2, Laws of 1963 extraordinary session, section 16, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.130 and RCW 28.84.140; repealing section 4, chapter 115, Laws of 1945 and RCW 28.84.150; repealing section 2, chapter 198, Laws of 1961, section 1, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.180; repealing section 3, chapter 198, Laws of 1961, section 2, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.190; repealing section 4, chapter 198, Laws of 1961, section 3, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.200; repealing section 4, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.205; repealing section 6, chapter 198, Laws of 1961 and RCW 28.84.220; repealing section 7, chapter 198, Laws of 1961 and RCW 28.84.230; repealing section 8, chapter 198, Laws of 1961 and RCW 28.84.240; repealing section 9, chapter 198, Laws of 1961 and RCW 28.84.250; repealing section 7, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.280; repealing section 8, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.290; repealing section 11, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.300; repealing section 17, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.310; repealing section 10, chapter 198, Laws of 1961 and RCW 28.84.900; repealing section 3, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.910; repealing section 18, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.920; repealing section 1, chapter 198, Laws of 1961, section 2, chapter 159, Laws of 1965 extraordinary session and RCW 28.84.170; repealing section 2, chapter 89, Laws of 1965 extraordinary session and RCW 28.84.211; repealing section 10, chapter 2, Laws of 1963 extraordinary session, section 5, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.215; repealing section 11, chapter 198, Laws of 1961, section 9, chapter 2, Laws of 1963 extraordinary session, section 1, chapter 159, Laws of 1965 extraordinary session and RCW 28.84.260; repealing section 2, chapter 20, Laws of 1961 extraordinary session, section 6, chapter 2, Laws of 1963 extraordinary session, section 2, chapter 146, Laws of 1965 extraordinary session and RCW 28.84.270; repealing section 1, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.500; repealing section 2, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.501; repealing section 3, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.502; repealing section 4, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.503; repealing section 2, chapter 179, Laws of 1957 and RCW 28.09.010, repealing section 2, chapter 136, Laws of 1965 and

RCW 28.09.130; repealing section 7, chapter 160, Laws of 1919, and RCW 28.09.110; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

MOTIONS

On motion of Senator McCormack, the rules were suspended to permit additional names as sponsors to Senate Bill No. 300.

On motion of Senator McCormack, 500 additional copies of Senate Bill No. 300 were ordered printed.

Senate Bill No. 301, by Senators Guess, Morgan and McMillan:

An Act relating to education; and amending section 6, page 263, Laws of 1909 and RCW 28.58.200.

Referred to Committee on Education.

Senate Bill No. 302, by Senators Guess, Morgan and McMillan:

An Act relating to psychologists; amending section 2, chapter 305, Laws of 1955 as amended by section 2, chapter 70, Laws of 1965 and RCW 18.83.020; and providing penalties.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 303, by Senators Talley, Gissberg and Canfield:

An Act relating to diking, drainage, and sewerage improvement districts; prescribing a method to pay for maintenance costs of such districts; defining terms; providing for an assessment roll and levies; prescribing powers, duties and functions of the board of improvement districts and the boards of county commissioners in relation thereto; prescribing a method of review; adding a new chapter to Title 85 RCW; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 304, by Senators Lewis, Henry and Foley:

An Act relating to state government; permitting increased awards and administrative expenses under state employee suggestion program; amending sections 1, 2, 4, 5, 6 and 7, chapter 142, Laws of 1965 extraordinary session and RCW 41.60.010, 41.60.020, 41.60.040, 41.60.050, 41.60.060 and 41.60.900; and making an appropriation.

Referred to Committee on State Government.

Senate Bill No. 305, by Senators Foley, Neill and Gissberg:

An Act relating to the taxation of gifts; amending section 83.56.030, chapter 15, Laws of 1961 and RCW 83.56.030; and providing an effective date.

Referred to Committee on Ways and Means.

Senate Bill No. 306, by Senators Durkan, Hallauer and Atwood:

An Act relating to state government and the support thereof; providing for the disposition of certain fees and receipts received by the Washington horse racing commission and declaring such commission subject to the state's budget and accounting system as provided for in chapter 43.88 RCW; and amending section 9, chapter 55, Laws of 1933 as last amended by section 7, chapter 148, Laws of 1965, and RCW 67.16.100.

Referred to Committee on Ways and Means.

Senate Bill No. 307, by Senators Williams, Talley and Uhlman:

An Act relating to disposal of real property in urban renewal areas; and amending section 35.81.090, chapter 7, Laws of 1965 and RCW 35.81.090.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 308, by Senators Ridder, Washington and Mardesich (by Interim Committee on Education request):

An Act relating to education; amending section 1, page 234, chapter 97, Laws of 1909 as last amended by section 1, chapter 218, Laws of 1955, and RCW 28.04.010; amending section 5, chapter 218, Laws of 1955 and RCW 28.04.040; amending section 9, chapter 258, Laws of 1947 as amended by section 7, chapter 218, Laws of 1955 and RCW 28.04.070; amending section 2, page 235, Laws of 1909 and RCW 28.04.090; amending section 4, page 234, Laws of 1909 and RCW 28.03.020; amending section 3, page 231, Laws of 1909 and RCW 28.03.030; adding new sections to chapter 28.04 RCW; repealing sections 2, 3 and 10, chapter 258, Laws of 1947, sections 2, 3, 4, 6 and 8, chapter 218, Laws of 1955, and RCW 28.04.020, 28.04.030, 28.04.050, 28.04.060 and 28.04.080; and repealing section 4, chapter 89, Laws of 1919 and RCW 28.05.042.

Referred to Committee on Education.

Senate Bill No. 309, by Senators Hanna, Talley, Foley and Chytil:

An Act relating to public utility districts; and amending section 4, chapter 1, Laws of 1931, as last amended by section 9, chapter 265, Laws of 1959, and RCW 54.12.010.

Referred to Committee on Public Utilities.

MOTION

On motion of Senator Hanna, the rules were suspended to permit additional names as sponsors to Senate Bill No. 309.

Senate Bill No. 310, by Senator Cooney:

An Act relating to certain state owned lands; providing for use thereof for recreational, game and fisheries purposes, and withholding it from sale; adding a new section to chapter 255, Laws of 1949 and to chapter 79.01 RCW; and declaring an emergency.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 311, by Senators Henry, Bailey and Metcalf:

An Act relating to public utility districts and the compensation and expenses of commissioners thereof; and amending section 4, chapter 207, Laws of 1951, as last amended by section 2, chapter 140, Laws of 1957, and RCW 54.12.080.

Referred to Committee on Public Utilities.

Senate Bill No. 312, by Senators Kupka, Connor and Woodall:

An Act relating to regulation of public service companies, including the services, rates and practices thereof; authorizing any person or trade association affected by the practices of such companies to institute a complaint proceeding before the Washington utilities and transportation commission; and amending section 80.04.110, chapter 14, Laws of 1961 and RCW 80.04.110.

Referred to Committee on Public Utilities.

Senate Bill No. 313, by Senator Gissberg:

An Act relating to fisheries; creating a state fisheries commission to administer the food fish and shellfish resources of the state; defining powers and duties; transferring certain powers and duties of the director of fisheries to the state fisheries commission; amending section 10, chapter 207, Laws of 1953 and RCW 75.08.014; and adding new sections to chapter 12, Laws of 1955 and to Title 75 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Joint Resolution No. 16, by Senators Ridder, Mardesich and Hal-lauer (by Interim Committee on Education request):

Making public instruction superintendent appointive.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 93, by Representatives Wolf, Gorton and O'Brien (by Departmental request):

An Act relating to securities; amending section 60, chapter 282, Laws of 1959 as amended by section 1, chapter 37, Laws of 1961 and RCW 21.20.005; amending section 43, chapter 282, Laws of 1959 and RCW 21.20.430; and adding a new section to chapter 282, Laws of 1959 and to chapter 21.20 RCW.

Referred to Judiciary Committee.

House Bill No. 101, by Representatives Newhouse, Brazier, Jr. and Hausler (by Departmental request):

An Act relating to the regulation of pesticide poisons; and repealing section 1, chapter 127, Laws of 1951 and RCW 17.16.140.

Referred to Committee on Agriculture and Horticulture.

Reengrossed House Bill No. 216, by Representatives Beck, Swayze and Clark (Newman H.) (by Departmental request):

An Act relating to crimes and punishment; defining crimes; adding a new section to chapter 249, Laws of 1909 and to chapter 9.40 RCW; and providing penalties.

Referred to Judiciary Committee.

Engrossed House Bill No. 258, by Representatives Bledsoe, Beck, Flanagan and Thompson:

An Act relating to outdoor recreation; and limiting the liability of owners of land and water areas made available to the public for recreational purposes.

Referred to Judiciary Committee.

House Bill No. 297, by Representatives Hubbard, Wanamaker and Hausler (by Departmental request):

An Act relating to pesticides; amending sections 1, 2, 7, 8, 9, 11, 12, 15, 16, 18, 20, 22, 23, 29, and 34, chapter 249, Laws of 1961 and RCW 17.21.010, 17.21.020, 17.21.070, 17.21.080, 17.21.090, 17.21.110, 17.21.120, 17.21.150, 17.21.160, 17.21.180, 17.21.200, 17.21.220, 17.21.230, 17.21.290, and 17.21.310; amending section 17, chapter 249, Laws of 1961 as amended by section 1,

chapter 107, Laws of 1963 and RCW 17.21.170; adding new sections to chapter 249, Laws of 1961 and to chapter 17.21 RCW; and prescribing penalties.

Referred to Committee on Agriculture and Horticulture.

SECOND READING OF BILLS

House Bill No. 185, by Representatives Adams, Wolf and Charette (by Departmental request):

Extending acceptable service period under OASI contracts or modifications thereof.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, House Bill No. 185 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 185 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—45.

Excused: Senators Marquardt, Peterson (Ted), Ridder, Washington—4.

House Bill No. 185, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 40, by Senators Woodall, Greive and Williams (by Legislative Council request):

Providing that the estates over \$1,000 of patients at state residential schools shall be liable for the cost of care.

On motion of Senator Greive, Senate Bill No. 40 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Joint Resolution No. 3, by Senator Uhlman:

Amending Constitution to change voting requirements as to excess levies.

On motion of Senator Greive, Senate Joint Resolution No. 3 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 121, by Senators Freise, Woodall and Atwood (by Departmental request):

Amending law providing conditional licensure to practice medicine of certain employees of department of institutions.

On motion of Senator Greive, Senate Bill No. 121 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 106, by Senators Donohue, Guess and Washington:

Prohibiting littering.

REPORT OF STANDING COMMITTEE

Senate Bill No. 106:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Prohibiting littering (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

On page 1, section 3, line 25, after "highway or" and before "right of way" insert "public and private"

On page 1, section 3, line 26, after "private property" and before "upon which" insert "with prior permission of the legal owner"

Nat Washington, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Frank W. Foley, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, August P. Mardesich, Richard G. (Dick) Marquardt, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

It was moved by Senator Donohue that the committee amendment be adopted.

It was moved by Senator Stender that the following amendment to the committee amendment be adopted:

Amend committee amendment on page 1, section 3, line 25 after "highway or" insert "public" and strike "and private"

On page 1, section 3, line 26, strike proposed committee amendment.

Debate ensued.

On motion of Senator Donohue, the amendment by Senator Stender to the committee amendment was laid upon the table.

The motion by Senator Donohue was carried and the committee amendment was adopted.

It was moved by Senator Stender that the following amendment be adopted:

On page 1, section 3, line 26, after "park" strike ", or any private property"

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Donohue, the rules were suspended, Engrossed Senate Bill No. 106 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Donohue yield to a question?"

"Senator Donohue, I think you have a splendid bill here and I am heartily in favor of it but I have one question which refers to line 10 which prohibits the leaving of any waste in any waters of the state. I am wondering how that affects the use of these cruisers that are going around the state and the waters of the state and dumping sewage in the waters. I am just wondering if that is provided for in this bill? Are all of these people automatically violators of the law and subject to fine and imprisonment?"

Senator Donohue:

"Senator Canfield, not being too accustomed to what goes on here in the Puget Sound area, I would rather have somebody that is more familiar with this particular matter answer that question."

Senator Gissberg:

"Senator, it is now unlawful—and I paraphrase the statute, but I believe Senator Atwood or Senator Uhlman or others who are familiar with the law will confirm that there is now on the books a statute which says it is unlawful to throw any foreign matter or object into any waters of the state, and that is found, as I recall, not in the specific act establishing the Water Pollution Commission, although it might be there, but in some other section of the Code. It is now unlawful. This is not adding anything to that in this particular measure."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 106 and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Talley, Twigg, Uhlman, Williams, Woodall—44.

Voting nay was: Senator Stender—1.

Excused: Senators Marquardt, Peterson (Ted), Ridder, Washington—4.

Engrossed Senate Bill No. 106, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:35 p.m., on motion of Senate Greive, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

SECOND READING OF BILLS

Senate Bill No. 166, by Senators Neill and Uhlman:

Providing for registration of marriages, divorces, annulments and separate maintenance agreements by state registrar of vital statistics.

REPORT OF STANDING COMMITTEE

Senate Bill No. 166:

Senate Chamber,
Olympia, Wash., January 27, 1967.

Providing for registration of marriages, divorces, annulments and separate maintenance agreements by state registrar of vital statistics (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

On page 6, section 8, line 28, after "[five]" and before "dollars" strike "six" and insert "seven"

On page 10, beginning on line 11, strike all of the material down to and including "act." on line 14.

Renumber "Sec. 13." to read "Sec. 12."

On page 10, section 13, after "on" strike "July 1, 1967" and insert "January 1, 1968"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James Andersen, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter E. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Neill, the following amendment was adopted:

In line 20 of the title, strike "making an appropriation;"

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 166 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 166 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—44.

Absent or not voting: Senator Dore—1.

Excused: Senators Marquardt, Peterson (Ted), Ridder, Washington—4.

Engrossed Senate Bill No. 166, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 82, by Senators Peterson (Ted), Bailey and Marquardt (by Departmental request):

Regulating pilotage on Puget Sound, Grays Harbor and Willapa Bay.

On motion of Senator Greive, Senate Bill No. 82 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 80, by Senator Freise:

Prescribing terminal date of drivers license held by member of armed forces.

The bill was read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

In line 6, after "A" and before "motor vehicle" insert "Washington state"

In line 8, after "effect" strike "at the time such person entered such service" and insert "while such person is serving in the armed forces"

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 80 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 80 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—41.

Absent or not voting: Senators Dore, Henry, Lennart, Neill—4.

Excused: Senators Marquardt, Peterson (Ted), Redmon, Uhlman—4.

Engrossed Senate Bill No. 80, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 91, by Senators Hanna, Talley and Atwood:

Directing free reproduction of certain official documents for members of armed forces.

The bill was read the second time by sections.

On motion of Senator Hanna, the rules were suspended, Senate Bill No. 91 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 91, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—43.

Absent or not voting: Senators Dore, Lennart—2.

Excused: Senators Marquardt, Peterson (Ted), Ridder, Washington—4.

Senate Bill No. 91, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 156, by Senators Atwood, McMillan and Metcalf (by Executive request):

Providing for the detection and prevention of preventable heritable physical and mental disorders.

The bill was read the second time by sections.

On motion of Senator Atwood, Senate Bill No. 156 was ordered to retain its place on the second reading calendar for tomorrow.

MOTION

At 2:00 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, February 1, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

TWENTY-FOURTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, February 1, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Herr and McMillan.

On motion of Senator Greive, Senators Herr and McMillan were excused.

The Color Guard, consisting of Pages Dan Wollam, Color Bearer, and Cindy Keller, presented the Colors.

Rt. Reverend Ivor Ira Curtis, bishop of the Episcopal Diocese of Olympia, offered prayer as follows:

"Almighty God who are the rock on which we find our stability; help us stand steady in this shaken world. Through the changes that are coming about us and the confusion of people, give us growing faith and trust and deepening confidence in Thee.

"As we face the problems of this great State help us make sense out of what would otherwise be nonsense, help us bring order out of disorder. Inspire the members of this legislature to make compassionate and wise provision for all people in the state of Washington no matter who they may be or in what part of the State they live.

"Give us the wisdom to order our State and Nation upon the principles of justice and brotherhood to the conquest of covetousness and want. As westerners, we do not look to the past as much as we build for the future. Help us to see beyond our noses.

"This day and every day as we make this high effort, may we be aware of Thy providence moving with justice, mercy, and wisdom to bless us and all people of Washington in a thousand ways.

"May the love of God and the courage of God and the strength of God be with you now and forevermore. Amen."

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

The Secretary read:

SENATE RESOLUTION 1967 - 15

By Senators Dore, Connor, Greive and Ridder:

Whereas, The attraction to Seattle and the greater Puget Sound area of a professional football franchise would enhance the community spirit of the entire state and would result in great economic benefits, estimated at five million dollars annually; and

Whereas, The recently merged NFL-AFL professional football league is currently in a period of expansion and will grant a few new franchises in the near future, after which no new franchises will be available; and

Whereas, Such a franchise cannot be obtained except by building in the area a multi-purpose sports stadium; and

Whereas, Such a stadium, in addition to football, will be available for and will attract a variety of entertainment, business, conventions, and political events; and

Whereas, The planning, financing and construction of such a stadium is a vast project which will require a number of years to complete; and

Whereas, The desirability of attracting such a franchise is so universal that every major city in the United States which does not already have one is bidding fiercely to obtain one; and

Whereas, Representatives of the national football league have expressed great interest in locating a team in Seattle, in preference to all other available cities and

have indicated that the use of a suitable interim facility would be acceptable to them, pending construction of a permanent home; and

Whereas, The University of Washington stadium has a seating capacity of fifty-five thousand persons and would admirably serve this purpose; and

Whereas, The University of Washington stadium is only used on the average of five or six Saturday afternoons per year and the rest of the time lies idle, unused and vacant; and

Whereas, The colorful brand of Husky football under the capable leadership of Coach Jim Owens has attracted a loyal following of many more supporters than the stadium can hold and because of this the university is regularly losing a large amount of gate receipts; and

Whereas, The university's plan to increase the seating capacity by building a matching second deck on the student body side of the stadium has been shelved for lack of financing; and

Whereas, The renting of said stadium to a professional franchise holder would contribute substantially to financing of such improvement; and

Whereas, The public already has a financial interest in Husky stadium having contributed to it through popular subscription; and

Whereas, The use of Husky stadium as an interim facility for professional football would in no way interfere with the academic, athletic or social activities of the university nor in any way detract from its standing as one of the great universities of this nation;

Now, Therefore, Be It Resolved, By the Senate, that we do earnestly request the Regents and the President of the University of Washington at such time as the location of professional football franchise in the Seattle area shall be imminent, that they shall consider favorably and shall approve on terms favorable to the university, the use of Husky stadium by the professional football franchise holder for such time, not exceeding five years, as may be required for the construction of a permanent multi-purpose stadium.

MOTION

Senator Dore:

"Mr. President:

"I move that this matter be put over until Friday morning to give us an opportunity to make copies of the resolution to be put on the members' desks. I think Senator Ryder has some question about it."

Senator Ryder:

"Mr. President:

"I think I listened to it closely enough to get the gist of the resolution if I may be recognized again, I would move that the resolution be referred to the Committee on Higher Education and Libraries."

RULING BY THE PRESIDENT

The President:

"Senator Ryder, Senator Dore made a motion that the matter be considered Friday. The President would have to place his motion first, unless Senator Dore wishes to withdraw it."

Senator Dore:

"Mr. President:

"It's a simple Senate resolution and I think if we have it on our desks and have a chance to talk about it, we can discuss it and take action one way or another Friday."

Senator Ryder:

"Mr. President:

"I will concur with the understanding that I will renew this motion on Friday."

The motion by Senator Dore was carried and Senate Resolution No. 15 was made a special order of business for Friday, February 3, 1967.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 31, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 80, Senate Bill No. 106, Senate Bill No. 166, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Marshall A. Neill.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., January 30, 1967.

James F. Ryan, to the position of director of the Central Budget Agency, appointed by the Governor May 1, 1966, for the term ending at the Governor's pleasure, succeeding George Stastny (reported by Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wesley C. Uhlman, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 5:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Reducing state parks purchase options to \$1.00 (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in the report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 7:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Requiring annual reports of state parks concessionaires (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in the report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 41:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Deleting prohibition against for hire pool or billiards games on or about University of Washington grounds (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass as amended.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Foley, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 69:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Employing of investment counsel by pension commission (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 93:

Senate Chamber,
Olympia, Wash., January 19, 1967.

Permitting certain property owners to utilize existing port district sewer and water utilities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 118:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Providing increased penalties for driving while license is suspended or revoked (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall,

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 119:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Extending permissible limits for construction of water and sewer facilities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 133:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Implementing constitutional authority for promotional activities by port districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

....., *Chairman*.
 We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 136:

Senate Chamber,
 Olympia, Wash., January 25, 1967.

Regulating landscape architects (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass as amended.

George Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 196:

Senate Chamber,
 Olympia, Wash., January 30, 1967.

Reconveying certain forest board trust lands to Snohomish county (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in the report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 241:

Senate Chamber,
 Olympia, Wash., January 31, 1967.

Authorizing sale of certain state patrol property in Seattle (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 248:

Senate Chamber,
 Olympia, Wash., January 31, 1967.

Providing for retirement of certain elective officers under the state employees' retirement system (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 267:

Senate Chamber,
 Olympia, Wash., January 31, 1967.

Authorizing the sale, lease or exchange of the Tacoma armory (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 270:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Relating to limitations on indebtedness of certain divisions of local government (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Fred H. Dore, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

MOTION

On motion of Senator Durkan, Senate Bill No. 270 was referred to the Committee on Ways and Means.

House Bill No. 79:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Authorizing sale of Prosser armory (reported by Committee on State Government):
MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 80:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Authorizing sale of Chewelah armory (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 82:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Directing grant to Stevens county of easement over armory site (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 83:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Authorizing military department to acquire real estate in Centralia (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 27, 1967.

Mr. President:

The Speaker has signed: Senate Joint Memorial No. 2,

Senate Joint Memorial No. 5, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., January 31, 1967.

Mr. President:

The Speaker has appointed the following members to the Memorials Committee: Representatives Veroske, Kirk, Lux, in accordance with House Concurrent Resolution No. 9.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 1, 1967.

Mr. President:

The Speaker has signed: House Bill No. 185, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 185.

INTRODUCTION AND FIRST READING OF BILLS AND MEMORIALS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 314, by Senators Gissberg and Rasmussen:

An Act relating to the control of air and water pollution; adding two new members to the pollution control commission; transferring authority over air pollution control to the pollution control commission; vesting all management of pollution control functions within the pollution control commission; amending section 3, chapter 216, Laws of 1945 and RCW 90.48.021; amending section 10, chapter 216, Laws of 1945 and RCW 90.48.030; repealing sections 1, 2, and 3, chapter 188, Laws of 1961 and RCW 70.94.300, 70.94.310, and 70.94.320; and providing an effective date.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 315, by Senators Gissberg and Atwood:

An Act relating to the law enforcement officers' training fund; amending section 3, page 421, Laws of 1873 as last amended by section 16, chapter 158, Laws of 1965 and RCW 10.82.070; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 316, by Senators Talley, Bailey and Chytal:

An Act relating to natural resources; and restricting the height of dams and river obstructions in certain areas.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 317, by Senators Mardesich, Andersen and Greive:

An Act relating to certain contracts of indemnity against liability for damages to persons or property.

Referred to Judiciary Committee.

Senate Bill No. 318, by Senator Mardesich:

An Act relating to county officers' salaries; amending section 36.16.032, chapter 4, Laws of 1963 as amended by section 2, chapter 164, Laws of 1963 and RCW 36.16.032; and amending section 36.17.020, chapter 4, Laws of 1963 as amended by section 1, chapter 164, Laws of 1963 and RCW 36.17.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 319, by Senators Foley, Canfield and Durkan (by Departmental request):

An Act relating to revenue and taxation; amending section 84.40.030, chapter 15, Laws of 1961 and RCW 84.40.030; amending section 84.40.040, chapter 15, Laws of 1961 and RCW 84.40.040; amending section 84.40.050, chapter 15, Laws of 1961 and RCW 84.40.050; amending section 84.40.060, chapter 15, Laws of 1961 and RCW 84.40.060; amending section 84.40.270, chapter 15, Laws of 1961 and RCW 84.40.270; amending section 84.48.080, chapter 15, Laws of 1961 and RCW 84.48.080; amending section 84.52.010, chapter 15, Laws of 1961 and RCW 84.52.010; and amending section 84.52.050, chapter 15, Laws of 1961 as amended by section 1, chapter 143, Laws of 1961 and RCW 84.52.050.

Referred to Committee on Ways and Means.

Senate Bill No. 320, by Senators Canfield, Donohue, Neill and Hanna (by Departmental request):

An Act relating to agriculture; and amending sections 43.23.010 through 43.23.110, chapter 8, Laws of 1965 and RCW 43.23.010 through 43.23.110; repealing and reenacting sections 43.23.150 and 43.23.160, chapter 8, Laws of 1965 and RCW 43.23.150 and 43.23.160; adding new sections to chapter 8, Laws of 1965 and chapter 43.23 RCW; amending sections 1, 2, 3 and 20, chapter 221, Laws of 1961 and RCW 15.13.010, 15.13.020, 15.13.030 and 15.13.200; adding new sections to chapter 221, Laws of 1961 and to chapter 15.13 RCW; amending section 15.24.010, chapter 11, Laws of 1961 as amended by section 1, chapter 145, Laws of 1963, and RCW 15.24.010; amending section 15.24.020, chapter 11, Laws of 1961 as amended by section 2, chapter 145, Laws of 1963, and RCW 15.24.020; amending section 15.24.030, chapter 11, Laws of 1961 as amended by section 3, chapter 145, Laws of 1963, and RCW 15.24.030; amending section 15.24.040, chapter 11, Laws of 1961 as amended by section 4, chapter 145, Laws of 1963, and RCW 15.24.040; amending section 15.24.090, chapter 11, Laws of 1961 as amended by section 6, chapter 145, Laws of 1963, and RCW 15.24.090; amending section 15.24.100, chapter 11, Laws of 1961 as amended by section 7, chapter 145, Laws of 1963, and RCW 15.24.100; amending sections 15.24.050 and 15.24.110, chapter 11, Laws of 1961 and RCW 15.24.050 and 15.24.110; amending section 6, chapter 44, Laws of 1965 extraordinary session and RCW 15.44.033; amending section 15.50.020, chapter 11, Laws of 1961 and RCW 15.50.020; amending sections 6 and 10, chapter 31, Laws of 1965 extraordinary session and RCW 15.53.9018 and 15.53.9026; amending sections 1, 22 and 29, chapter 54, Laws of 1959 and RCW 16.57.010, 16.57.220, and 16.57.290; and adding new sections to chapter

54, Laws of 1959 and to chapter 16.57 RCW; amending section 4, chapter 117, Laws of 1943 and RCW 19.32.050; amending section 1, chapter 139, Laws of 1959 as amended by section 1, chapter 232, Laws of 1963 and RCW 20.01.010; amending section 3, chapter 139, Laws of 1959 and RCW 20.01.030; adding new sections to chapter 139, Laws of 1959 and to chapter 20.01 RCW; amending section 5, chapter 137, Laws of 1937 and RCW 69.12.050; amending section 9, chapter 190, Laws of 1939, and RCW 69.16.050; amending section 10, chapter 112, Laws of 1939 and RCW 69.20.040; and amending sections 10 and 14, chapter 193, Laws of 1955 and RCW 69.24.220 and 69.24.260; and making effective dates.

Referred to Committee on Agriculture and Horticulture.

MOTION

On motion of Senator Canfield, the rules were suspended to permit additional names as sponsors to Senate Bill No. 320.

Senate Bill No. 321, by Senators Andersen, Hanna and Atwood:

An Act relating to state government; providing a procedure for interstate extradition; amending section 5, page 102, Laws of 1854 as last amended by section 98, chapter 28, Laws of 1891 and RCW 10.34.030; repealing section 6, page 102, Laws of 1854 as last amended by section 972, Code of 1881 and RCW 10.88.010; repealing section 7, page 102, Laws of 1854 as last amended by section 973, Code of 1881 and RCW 10.88.030; repealing section 8, page 103, Laws of 1854 as last amended by section 974, Code of 1881 and RCW 10.88.040, repealing section 9, page 103, Laws of 1854 as last amended by section 975, Code of 1881 and RCW 10.88.050; repealing section 10, page 103, Laws of 1854 as last amended by section 976, Code of 1881 and RCW 10.88.060; providing penalties; and declaring an effective date.

Referred to Judiciary Committee.

Senate Bill No. 322, by Senators Talley, Henry and Bailey:

An Act relating to public highways; amending section 47.20.090, chapter 13, Laws of 1961, as amended by section 8, chapter 21, Laws of 1961 extraordinary session, and RCW 47.20.090; and adding a new section to chapter 13, Laws of 1961 and to chapter 47.20 RCW.

Referred to Committee on Highways.

Senate Bill No. 323, by Senators Bailey, Uhlman and Pritchard:

An Act relating to legal notice publication rates; and amending section 4, chapter 99, Laws of 1921 as last amended by section 1, chapter 186, Laws of 1955 and RCW 65.16.090.

Referred to Judiciary Committee.

Senate Bill No. 324, by Senators Henry, Herr and Atwood:

An Act relating to fire fighting equipment; providing for the standardization of fire hose couplings, fittings, and other fire fighting equipment; and providing penalties.

Referred to Committee on State Government.

Senate Bill No. 325, by Senators Uhlman, Andersen and Dore:

An Act relating to probate law and procedure; prescribing changes in probate procedures; amending section 11.20.050, chapter 145, Laws of 1965

and RCW 11.20.050; amending section 11.56.110, chapter 145, Laws of 1965 and RCW 11.56.110; and providing an effective date.

Referred to Judiciary Committee.

Senate Bill No. 326, by Senators Uhlman, Andersen and Dore:

An Act relating to clerks of the superior courts; amending section 307, Code of 1881 and RCW 4.64.060; and amending section 36.23.030, chapter 4, Laws of 1963 and RCW 36.23.030.

Referred to Judiciary Committee.

Senate Bill No. 327, by Senators Cooney, Twigg and McMillan:

An Act relating to highways; and amending section 47.20.220, chapter 13, Laws of 1961 as last amended by section 11, chapter 3, Laws of 1963 extraordinary session, and RCW 47.20.220.

Referred to Committee on Highways.

Senate Bill No. 328, by Senators Greive, Uhlman and Atwood:

An Act relating to municipal courts; authorizing changes of venue; amending section 120, chapter 299, Laws of 1961 and RCW 3.66.090; amending section 35.20.100, chapter 7, Laws of 1965 and RCW 35.20.100; amending section 35.23.620, chapter 7, Laws of 1965 and RCW 35.23.620; adding a new section to chapter 7, Laws of 1965 and to chapter 35.22 RCW; adding a new section to chapter 7, Laws of 1965 and to chapter 35.23 RCW; adding a new section to chapter 7, Laws of 1965 and to chapter 35.24 RCW; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.27 RCW.

Referred to Judiciary Committee.

Senate Bill No. 329, by Senators Atwood and Gissberg:

An Act relating to county prosecuting attorneys; amending section 36.17.020, chapter 4, Laws of 1963 as amended by section 1, chapter 164, Laws of 1963 and RCW 36.17.020; and amending section 36.27.060, chapter 4, Laws of 1963 and RCW 36.27.060.

Referred to Committee on Cities, Towns and Counties.

Senate Joint Memorial No. 9, by Senators Rasmussen, Bailey, Peterson (Lowell), Hanna, Mardesich, Herrmann, Keefe, Sandison, Herr and Henry:

Raising federal tax exemptions.

MOTIONS

On motion of Senator Bailey, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 9.

On motion of Senator Bailey, the rules were suspended, Senate Joint Memorial No. 9 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, Senate Joint Memorial No. 9 was advanced to third reading, the second reading considered the third, and the memorial placed on final passage.

On motion of Senator Bailey, Senator Foley was excused.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 9 and the memorial passed the Senate by the following vote: Yeas, 35; nays, 9; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Talley, Uhlman, Washington—35.

Those voting nay were: Senators Atwood, Lennart, Neill, Pritchard, Redmon, Stender, Twigg, Williams, Woodall—9.

Absent or not voting: Senators Freise, Gissberg—2.

Excused: Senators Foley, Herr, McMillan—3.

Senate Joint Memorial No. 9, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 10, by Senators Metcalf, Talley and Guess:

Memorializing the President and Congress to amend the Constitution to protect the rights of the public and accused persons.

Referred to Committee on Constitution, Elections and Legislative Processes.

APPOINTMENT TO STANDING COMMITTEE

The President announced the appointment of Senator Don L. Talley as vice chairman of the Committee on Cities, Towns and Counties.

On motion of Senator Rasmussen, the appointment was confirmed.

SECOND READING OF BILLS

Senate Bill No. 40, by Senators Woodall, Greive and Williams (by Legislative Council request):

Providing that the estates over \$1,000 of patients at state residential schools shall be liable for the cost of care.

The bill was read the second time by sections.

On motion of Senator Woodall, the following amendments were adopted:

On page 1, section 2, line 22, before "mentally" strike "All" and insert "The estates of all"

On page 1, section 2, line 27, after "Provided, That" and before "an amount" strike "they possess funds in" and insert "the estate funds may not be reduced as a result of such liability below"

On page 2, section 2, line 1, after "of" and before "one" strike "more than"

On page 2, section 4, line 21, after "assets of" strike all the matter through "residential school" on line 22 and insert "the estates of each resident of a state residential school and the ability of each such estate"

On page 2, section 4, line 26, after "by the" and before "resident" insert "estate of the" and in line 27, after "may arise" and before the period insert: *Provided Further*, That where any person other than a resident or the guardian of his estate deposits funds so that the depositor and a resident become joint tenants with the right of survivorship, such funds shall not be considered part of the resident's estate so long as the resident is not the sole survivor among such joint tenants"

On page 2, section 5, line 30 strike all of the matter down to and including "An appeal" on page 3, line 9, and insert the following:

"In all cases where a determination is made that the estate of a mentally or physically deficient person who resides at a state residential school is able to pay all or any portion of the monthly charges, a notice and finding of financial responsibility shall be personally served on the guardian of the resident's estate, or if no guardian has been appointed then to his spouse or parents and to the attorney general. The notice shall set forth the amount the department has determined that such estate is able to pay per month, not to exceed the monthly charge as fixed in accordance with section 3 of this act, and the responsibility for payment to the department of institutions shall commence thirty days after personal service of such notice and finding of responsibility."

On page 3, section 5, lines 16 and 17, after "appellant" on line 16, strike all the material down to "director" on line 17.

On page 3, beginning on line 24, after "Sec. 6." strike all the material down to and including "court" on line 33 and insert: "There is added to chapter 28, Laws of 1959 and to chapter 72.33 RCW a new section to read as follows:

(1) Whenever the assets of the estate of a resident of a state residential school total more than one thousand dollars, and a guardian of the estate has not already been appointed, the attorney general shall be deemed to have been appointed guardian of such estate by the Thurston County Superior Court as of the date a notice and finding of financial responsibility are served on the attorney general as provided in section 5 of this act. The attorney general shall serve as such guardian until another guardian is appointed, or until the guardianship is terminated, as provided in chapter 11.88 RCW. No assistant attorney general representing the department of institutions shall also represent the estate of a resident of a state residential school.

(2) Whenever the attorney general serves as guardian of an estate under subsection (1) of this section no bond shall be required and no court order authorizing or directing payment to the department of institutions for care, support and treatment shall be necessary: *Provided*, That the attorney general shall be satisfied that the provisions of this act are met before payment is made from the resident's estate to the department of institutions for care, support and treatment. Except as otherwise provided in this section the provisions in chapters 11.88 and 11.92 RCW shall apply, wherever pertinent, to proceedings under this act, including RCW 11.92.180."

On page 4, section 7, line 3, after "of the" strike all the material down to and including "guardian" on line 4 and insert "guardian of the estate of the resident"

On page 4, section 9, line 26, after "acquired" and before "subsequent" insert "by gift, devise or bequest" and in line 28, after "*Provided, That*" and before "resident" strike "no" and insert "the estate of any" and in line 29, after "shall" and before "be" insert "not"

On page 5, section 10, lines 15 through 20, after the word "necessary" strike all of the underscored material.

On page 7, line 9, following section 10, insert the following:

"**NEW SECTION.** Sec. 11. The liabilities created by this 1967 amendatory act shall apply to the care, support and treatment occurring after the effective date of this act."

"**NEW SECTION.** Sec. 12. Notwithstanding any other provision of this 1967 amendatory act, the director may, if in his discretion any resident of a state residential school can be discharged more rapidly therefrom and assimilated into a community, keep an amount not exceeding five thousand dollars in the resident's fund for such resident and such resident shall not thereafter be liable thereon for per capita costs of care, support and treatment as provided for in section 2 of this act."

Renumber old "Sec. 11." to read "Sec. 13."

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 40 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Talley:

"Mr. President, would Senator Woodall yield to a question?"

"Senator Woodall, I listened to your presentation and have I assurance that this bill does not in any way have any relative responsibility acts in it? Is that correct?"

Senator Woodall:

"That is correct. That is absolutely correct. We went over that in committee and we were one hundred percent in favor of turning down a relative responsibility bill."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 40 and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Those voting nay were: Senators Durkan, Freise—2.

Absent or not voting: Senators Gissberg, Keefe—2.

Excused: Senators Foley, Herr, McMillan—3.

Engrossed Senate Bill No. 40, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senators Greive, Bailey and Knoblauch demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Foley, Herr and McMillan who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

Senate Joint Resolution No. 3, by Senator Uhlman:

Amending Constitution to change voting requirements as to excess levies.

REPORT OF STANDING COMMITTEE

Senate Joint Resolution No. 3:

Senate Chamber,
Olympia, Wash., January 27, 1967.

Amending Constitution to change voting requirements as to excess levies (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

On page 1, line 3, after "the" and before "general" insert "next" and after "state" strike "on the Tuesday next succeeding the first Monday in November, 1968,"

John T. McCutcheon, *Chairman*.

We concur in this report: Larry Faulk, R. R. Bob Greive, Karl Herrmann, George Kupka, Ernest W. Lennart, Jack Metcalf, Mike McCormack, John H. Stender, Nat Washington.

The resolution was read the second time in full.

On motion of Senator Neill, the committee amendment was adopted.

It was moved by Senator Neill that the following amendment be adopted:

On page 2, beginning on line 2, after "either" strike all the material down to and including "election]" on line 6 and insert "[at a special election or at the regular election of such taxing districts, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election] at the regular election of such taxing district or at a special election of such taxing district at which special election the number of persons voting on the proposition shall constitute not less than forty percent of the total number of votes cast in such taxing district at the last preceding general election"

POINT OF INQUIRY

Senator Bailey:

"Mr. President, would Senator Neill yield to a question?"

"Senator, I have no objection to your amendment, but I want to ask you, is there any reason to pass this constitutional amendment if we do this? We have no problem as it relates to the general elections and getting people out to vote. The problem here is getting enough people out to vote in special elections. Wouldn't you think this would actually tamper with the benefit of it if we had to pass this on to the people?"

Senator Neill:

"Senator, I suppose there are times when, because of the timing of the election, this might still be a problem but if you remove the entire quorum at the general election, then you don't have to worry about it. Of course I realize if we adopt this amendment the practical result would be that most, if not all special levies would be put on the ballot at the general election. But I think that is good. Then you don't have to worry about the quorum at all. I recognize the thing you say can happen, but really I think the protection of the property owner is warranted."

Senator Bailey:

"Well, pursuing this further, Senator—"

POINT OF ORDER

Senator Uhlman:

"Point of order, Mr. President:

"There is on the desk an amendment to the amendment which clarifies all of these problems regarding the primary and general election. Should the amendment to the amendment not be read at this time before this amendment is further considered?"

The Secretary read the following amendment by Senator Uhlman:

On line 7 of the amendment by Senator Neill, after "*regular*" and before "*election*" insert "*primary or general*"

It was moved by Senator Uhlman that the amendment to the amendment be adopted.

POINT OF INQUIRY

Senator Bailey:

"Mr. President:

"I still want to pursue my question and the question could either go to Senator Uhlman or Senator Neill, but it seems to me that the purpose of this whole matter would be to make it easier to pass special levies. I grant the justice of what Senator Neill says, but can you tell me of any election where you didn't have forty percent out, either a primary or general election? If not, you don't need to pass this resolution at all. The problem has always been in the special election where you couldn't get the forty percent out."

Senator Neill:

"Mr. President:

"I was not on the committee where this bill was discussed and so I don't have the specific information as to what sort of elections were causing the problems on the forty percent requirement. However, in response to your question, Senator Bailey, it seems to me: That for instance recently we had some special elections around the state on special levies to school districts, but then they were tested by the forty percent vote of the last preceding general election in that school district and this is what this calls for. Now certainly your school districts are not heavily voting in elections normally and I certainly think that if they can't get out forty percent of the last general election within the school district, then a very small minority are putting the burden on the majority of the property owners; and, I submit and I agree that the effect of my amendment very probably will be to force the school districts generally to put their special levies on the ballot at the general or primary election, but what is the matter with that? This is the time when people are coming out to vote. It may cause some change in timing, but I think it is meritorious."

Debate ensued.

It was moved by Senator Mardesich that further action on Senate Joint

Resolution No. 3 and the proposed amendments be deferred and that the resolution retain its place on the second reading calendar for tomorrow.

Debate ensued.

The motion was carried.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 2:10 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:10 p.m.

SECOND READING OF BILLS

Senate Bill No. 121, by Senators Freise, Woodall and Atwood (by Departmental request):

Amending law providing conditional licensure to practice medicine of certain employees of department of institutions.

REPORT OF STANDING COMMITTEE

Senate Bill No. 121:

Senate Chamber,

Olympia, Wash., January 25, 1967.

Amending law providing conditional licensure to practice medicine of certain employees of department of institutions (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommends that it do pass as amended.

On page 2, section 2, line 24, after "vehicles shall" and before "issue a " strike "not"

On page 2, section 2, lines 26 and 27, after "1967" and before "[and which]" on line 27, insert " , which is effective for a period of two years"

David E. McMillan, *Chairman.*

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Frances Haddon Morgan, Richard G. (Dick) Marquardt, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Woodall, the committee amendments were laid upon the table.

On motion of Senator Freise, the following amendment was adopted:

On page 2, section 2, beginning on line 24, strike all the material down to and including "board" on line 33 and insert:

[The director of licenses shall issue a conditional license or certificate to practice medicine and surgery under the provisions of RCW 18.71.095 after July 1, 1965, which is effective for a period of two years and which shall not be renewable at the expiration of such conditional license. All conditional licenses previously issued under the authority of RCW 18.71.095 shall expire and be of no further force or effect on July 1, 1967, and shall not be subject to renewal.]

The director of motor vehicles shall cause a conditional license or certificate to practice medicine and surgery to be issued subject to the provisions of RCW 18.71.095, which shall remain in effect for a period of two years and which shall be renewable at the expiration of such conditional license. All conditional licenses issued prior to July 1, 1967, pursuant to the authority of RCW 18.71.095, shall remain in full force and effect subject to the jurisdiction of the medical disciplinary board.

It was moved by Senator Hallauer that the following amendment be adopted:

On page 2, section 1, line 17, after "18.72" strike all the material down to and including "renewal" on line 20 and insert "[, and shall expire and be of no further force or effect two years from the date of issuance and shall not be subject to renewal]"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Bill No. 121 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 121 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lenhart, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Gissberg, McCormack—2.

Excused: Senators Foley, Herr, McMillan—3.

Engrossed Senate Bill No. 121, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 82, by Senators Peterson (Ted), Bailey and Marquardt (by Departmental request):

Regulating pilotage on Puget Sound, Grays Harbor and Willapa Bay.

REPORT OF STANDING COMMITTEE

Senate Bill No. 82:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Regulating pilotage on Puget Sound, Grays Harbor and Willapa Bay (reported by Committee on Labor and Social Security):

Recommends that it do pass as amended.

On page 2, section 1, line 5, after "the sum of" and before "dollars," strike "ten" and insert "[ten] *twenty-five*"

On page 2, section 1, line 8, after "lodgings" and before "to be paid" strike "not exceeding four dollars per day," and insert "[not exceeding four dollars per day,] at the rate provided by statute for state employees."

On page 6, section 9, line 33, after "shall" strike all of the matter down to and including "Said witness may also" on page 7, line 3, and insert "[pay to the Puget Sound pilotage fund one hundred dollars, collection of which may be enforced in the name of the board in any court of competent jurisdiction. Said witness may also]"

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendments were adopted.

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed Senate Bill No. 82 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 82 and the bill passed the Senate by the following vote: Yeas 46; nays, 0; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Excused: Senators Foley, Herr, McMillan—3.

Engrossed Senate Bill No. 82, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 156, by Senators Atwood, McMillan and Metcalf (by Executive request):

Providing for the detection and prevention of preventable heritable physical and mental disorders.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendment was adopted:

In line 2 of the title, before "detection" insert "promotion of" and after "prevention of" insert "phenylketonuria and other"

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 156 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 156 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—44.

Absent or not voting: Senators Hanna, Woodall—2.

Excused: Senators Foley, Herr, McMillan—3.

Engrossed Senate Bill No. 156, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 253, by Senators Washington, Marquardt and Stender (by Departmental request):

Clarifying rules of the road for driving on divided highways.

On motion of Senator Washington, Senate Bill No. 253 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 252, by Senators Washington, Ridder and Faulk (by Departmental request):

Amending law concerning city or town streets used as part of state highways.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 252 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 252 and the bill passed the Senate by the following vote: Yeas, 40; nays, 6; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Kupka, Lennart, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Stender, Twigg, Washington, Williams, Woodall—40.

Those voting nay were: Senators Bailey, Knoblauch, McCormack, Sandison, Talley, Uhlman—6.

Excused: Senators Foley, Herr, McMillan—3.

Senate Bill No. 252, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 57, by Representatives Adams, May and Richardson (by Departmental request):

Increasing per diem for members of apprenticeship council.

On motion of Senator Guess, House Bill No. 57 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 34, by Senators Stender, Bailey and Greive:

Providing for collective bargaining between port districts and employee organizations.

REPORT OF STANDING COMMITTEE

Senate Bill No. 34:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Providing for collective bargaining between port districts and employee organizations (reported by Committee on Labor and Social Security):

Recommends that it do pass as amended:

On page 2, section 3, line 7, after "industries" and before ", at" strike "may" and insert "shall".

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendment was adopted.

On motion of Senator Stender, the rules were suspended, Engrossed Senate Bill No. 34 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Talley:

"Senator Stender:

"Has this bill been cleared by the ports, themselves? Are they in favor of it?"

Senator Stender:

"Yes, it was drawn in cooperation with Dick Ford who actually requested it be submitted to the Senate."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 34 and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 3; excused, 3.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Faulk, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Those voting nay were: Senators Donohue, Guess—2.

Absent or not voting: Senators Atwood, Durkan, Redmon—3.

Excused: Senators Foley, Herr, McMillan—3.

Engrossed Senate Bill No. 34, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:00 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, February 2, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

TWENTY-FIFTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, February 2, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Kupka, McMillan and Twigg.

On motion of Senator Atwood, Senator Twigg was excused.

On motion of Senator Bailey, Senators Dore, Kupka and McMillan were excused.

The Color Guard, consisting of Pages Kim Gates, Color Bearer, and Margaret Cummings, presented the Colors.

Reverend David Carlson, pastor of the Assembly of God Church of Olympia, offered prayer as follows:

"The heavens declare the glory of God and the firmament showeth His handiwork. Day unto day uttereth speech and night unto night showeth knowledge. There is no speech nor language where their voice is not heard.

"Most happily do we pause to recognize Thy sovereignty O God, and pray that Thy will shall be done in and through Thy servants this day. We accept Thy Kingdom, Thy rule is full of grace and Thine intention concerning us is good only.

"We know Thee not in relation to the other worlds but this little place which is our own, we know Thou hast redeemed it, bought it with blood, the life of Thy Son. May Thy claims upon us be recognized and our loyalty to Thee be entire. Amidst the clamor of many demands, may we hear Thy voice; or surrounded by multiplied pressures, sense Thy peace.

"Let the words of my mouth and the meditation of my heart be acceptable in Thy sight, O Lord, my strength and my redeemer. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Commander B. B. Brown, executive officer of the U.S.S. Ranger and appointed a special committee consisting of Senators Redmon and Lennart to escort Commander Brown to a place of honor upon the rostrum.

With leave of the Senate, the rules were suspended to permit Senator Lennart to present Commander Brown with a pen and ink drawing of the Commander, and to permit Senator Henry on behalf of the Senate to present the Commander with a certificate of honorary state citizenship.

The committee of honor came forward and escorted Commander Brown from the rostrum.

The Secretary read:

SENATE RESOLUTION 1967 - 16

By Senators Hallauer, Bailey and Guess:

Whereas, It is the right, the responsibility, and the duty of the legislature to ensure that the funds and resources of the state are not misspent or wasted; and

Whereas, Pursuant to the discharge of that duty, the legislature may hold inquiries and conduct investigations; and

Whereas, For many years the Washington state horse racing commission has functioned without legislative appropriation, and consequently has not received the scrutiny normally accorded agencies falling within the purview of the state budget and accounting act; and

Whereas, Grave questions have arisen concerning the manner in which the horse racing commission has disposed of the funds accruing to it, particularly during the period from May, 1965, to the present time; and

Whereas, These questions can be properly resolved only by a legislative inquiry conducted in accordance with the terms of RCW chapter 44.16; and

Whereas, Such an inquiry must be held during the current session of the legislature so that, if required, appropriate legislation may be drafted and passed in order to protect the funds and resources of the state of Washington;

Now, Therefore, Be It Resolved, By the Senate, that there shall be created a committee to investigate the Washington state horse racing commission with special reference to the use of state funds by that agency during the period from May, 1965, to the present time; and

Be It Further Resolved, That the committee shall consist of three members of the Senate, no more than two of whom shall be of the same political party, to be appointed by the president of the Senate, who shall also select the committee chairman; and

Be It Further Resolved, That the committee shall have all the powers granted to committees of legislative inquiry by chapter 44.16 RCW, including but not limited to the power to hold hearings, to call and examine witnesses, and to subpoena such documents, including tax returns, as it may deem necessary to its investigation; and

Be It Further Resolved, That pursuant to the duties assigned to it herein, the committee shall be entitled to make such use of the staff and personnel of the Senate as may be needed; that it shall require that a record be made of its proceedings; that such proceedings shall not be televised, broadcast, or filmed, except by unanimous consent of all committee members; that a quorum shall consist of a majority of the members of the committee, and that such a quorum shall be necessary before any business is transacted or any action taken; and that no witness shall be cited in contempt of the committee except upon a majority vote of the members thereof; and

Be It Further Resolved, That each witness called by the committee shall be served with process in the same manner as is provided by law for service of process in the superior court; that each witness shall be sworn by the chairman of the committee; that each witness shall have the right to counsel, who may advise him of his rights before the committee; that such counsel shall have no power to examine witnesses appearing before the committee, but may demand that a copy of the record of the committee be furnished him at his own expense; and that each witness shall be entitled to a copy of this resolution, to be given him at the time he is served with process; and

Be It Further Resolved, That the committee shall proceed to conduct its inquiry with all possible speed, and shall deliver a report of its findings to the Senate not less than three days before the end of the regular session of the legislature, in order that the Senate may take such action with respect thereto as it may deem appropriate.

It was moved by Senator Hallauer that the resolution be adopted.

Debate ensued.

It was moved by Senator Woodall that the resolution be made a special order of business under the proper order of business for the next working day.

Debate ensued.

The motion was lost on a rising vote.

It was moved by Senator Neill that the following amendment be adopted:

On page 1, beginning on line 21, strike all the material down to and including "and" on line 26, page 2 (same being the first five resolves) and insert:

"*Now, Therefore, Be It Resolved*, By the Senate, that the Legislative Budget Committee investigate the Washington state horse racing commission with special reference to the use of state funds by that agency during the period from May 1, 1965 to the present time; and"

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted. Senators Greive, Sandison and Bailey demanded the previous question and the demand was sustained.

The President declared the question before the Senate to be the adoption of the resolution as amended.

The motion was carried and the resolution as amended was adopted.

The Secretary read:

SENATE RESOLUTION
1967 - 17

By Senators Washington and Atwood:

Whereas, The Washington State's central crossroads city, Ellensburg is celebrating its 100th Anniversary during 1967; and

Whereas, Ellensburg has grown from a Western frontier town of miners, freighters and cattlemen to a modern, space-age educational center; and

Whereas, The home of Central Washington State College still retains its roots with the pioneer west, as a cattle industry, reclamation and rodeo town; and

Whereas, Ellensburg, located in almost the exact center of the state, is the crossroads of the major East-West state highway, Interstate 5, and the principal North-South Route for Central Washington, U.S. 97; and

Whereas, The Rodeo City annually attracts the nation's top cowboys for the internationally-famous Ellensburg Rodeo each Labor Day weekend, contributing to the state's important tourist industry; and

Whereas, The Washington State Senate hereby extends its congratulations to the City of Ellensburg on its 100th Anniversary Celebration and wishes its citizens continued progress and prosperity;

Now, Therefore, Be It Resolved, That the Senate of the State of Washington commend the City of Ellensburg on its 100th Anniversary and does encourage the citizens of the State to attend and assist Ellensburg in celebrating its 100th year.

On motion of Senator Washington, the resolution was adopted.

MOTIONS

On motion of Senator Ridder, the Committee on Education was relieved of further consideration of Senate Bill No. 257.

On motion of Senator Ridder, Senate Bill No. 257 was referred to the Committee on Banks, Financial Institutions and Insurance.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 1, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 34, Senate Bill No. 40, Senate Bill No. 82, Senate Bill No. 121, Senate Bill No. 156, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. R. Bob Greive, Perry B. Woodall.

Senate Bill No. 75:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Increasing salaries of court reporters in certain judicial districts (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 200:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Changing compensation of judges pro tempore of the superior court (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 287:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Authorizing closure of toll facility special accounts (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, Ernest W. Lennart, August P. Marde-sich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 6:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Amending Constitution to permit creation of court of appeals (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, Larry Faulk, Karl Herrmann, George Kupka, Ernest W. Lennart, Jack Metcalf, Mike McCormack.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 1, 1967.

Mr. President:

The House has passed Engrossed House Bill No. 38,
Reengrossed House Bill No. 55,
Engrossed House Bill No. 58,
Engrossed House Bill No. 174,
House Bill No. 178,
House Bill No. 188,
Engrossed House Bill No. 197,
Engrossed House Bill No. 224,
Engrossed House Bill No. 298, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 330, by Senators Dore, Herrmann and Redmon:

An Act relating to insurance; and exempting certain insurance from the filing requirements of RCW 48.19.040 and RCW 48.19.440.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 331, by Senators Kupka, Woodall and Peterson (Ted):

An Act relating to unfair and destructive practices tending to destroy competition; and restoring equality of competition among all business selling services and products in this state by deleting the exemption of utilities from the Unfair Trade Practices Act; and amending section 2, chapter 221, Laws of 1939 and RCW 19.90.020.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 332, by Senators Gissberg, Peterson (Lowell), Lewis and Metcalf:

An Act relating to state forest lands.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 333, by Senators Knoblauch and Redmon:

An Act relating to the colony of the state soldiers' home; increasing the ration and clothing allowance for members thereof; and amending section 72.36.050, chapter 28, Laws of 1959 and RCW 72.36.050.

Referred to Committee on State Government.

Senate Bill No. 334, by Senators Knoblauch and Freise:

An Act relating to the state employees' retirement system; and amending section 19, chapter 274, Laws of 1947 as last amended by section 11, chapter 174, Laws of 1963, and RCW 41.40.180.

Referred to Committee on State Government.

Senate Bill No. 335, by Senators Dore and Connor:

An Act relating to criminal procedure; providing for the mandatory disposition of detainees; and amending section 777, Code of 1881 as amended by section 63, chapter 249, Laws of 1909 and RCW 10.43.010.

Referred to Judiciary Committee.

Senate Bill No. 336, by Senators Woodall, Greive and Connor:

An Act relating to criminal law and procedure; authorizing the rendition of prisoners as witnesses in criminal proceedings; granting specified privileges and immunities to prisoners rendered as witnesses; and adopting uniform rules with respect to construction and application.

Referred to Judiciary Committee.

Senate Bill No. 337, by Senators Woodall, Dore and Williams:

An Act relating to civil status of convicted persons; and repealing chapter 26, Laws of 1929, chapter 19, Laws of 1931 and chapter 187, Laws of 1961 and RCW 9.96.010 through 9.96.050 and 5.44.090.

Referred to Judiciary Committee.

Senate Bill No. 338, by Senators Dore, Freise and Atwood:

An Act relating to gifts to minors and to make uniform the law in refer-

ence thereto; amending section 1, chapter 202, Laws of 1959 and RCW 21.24.010; amending section 2, chapter 202, Laws of 1959 and RCW 21.24.020; amending section 3, chapter 202, Laws of 1959 and RCW 21.24.030; amending section 4, chapter 202, Laws of 1959 and RCW 21.24.040; amending section 6, chapter 202, Laws of 1959 and RCW 21.24.060; amending section 7, chapter 202, Laws of 1959 and RCW 21.24.070; and providing an effective date.

Referred to Judiciary Committee.

Senate Bill No. 339, by Senators Greive, Woodall and Dore:

An Act relating to facsimile signatures of public officials on public securities and instruments of payment; permitting the use of facsimile signatures and facsimile seals on certain public documents; amending section 2, page 334, Laws of 1909 and RCW 28.51.020; amending section 3, page 325, Laws of 1909 as amended by section 13, chapter 90, Laws of 1919 and RCW 28.51.030; amending section 35.36.020, chapter 7, Laws of 1965 and RCW 35.36.020; repealing section 1, chapter 52, Laws of 1941 as last amended by section 3, chapter 141, Laws of 1961 and RCW 39.44.100; and providing penalties.

Referred to Committee on State Government.

Senate Bill No. 340, by Senator Dore:

An Act relating to civil procedure; and providing for contribution among joint tortfeasors.

Referred to Judiciary Committee.

Senate Bill No. 341, by Senators Dore and Connor:

An Act relating to firemen of cities and towns; and amending section 6, chapter 382, Laws of 1955 as amended by section 4, chapter 255, Laws of 1961, and RCW 41.18.060.

Referred to Committee on Labor and Social Security.

Senate Bill No. 342, by Senators Foley and Connor:

An Act relating to the disposition of unclaimed personal property; amending section 2, chapter 385, Laws of 1955 and RCW 63.28.080; amending section 11, chapter 385, Laws of 1955 and RCW 63.28.170; amending section 12, chapter 385, Laws of 1955 and RCW 63.28.180; and amending section 13, chapter 385, Laws of 1955 as amended by section 2, chapter 41, Laws of 1955 extraordinary session and RCW 63.28.190.

Referred to Committee on Ways and Means.

Senate Bill No. 343, by Senators Uhlman, Woodall, Cooney and Connor:

An Act relating to deceptive trade practices; defining terms; prescribing deceptive trade practice; and providing remedies.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 344, by Senators Greive, Woodall and Dore:

An Act relating to post conviction procedure; amending section 434, page 212, Laws of 1854 as last amended by section 666, Code 1881 and RCW 7.36.010; amending section 447, page 214, Laws of 1854 as last amended by section 679, Code 1881 and RCW 7.36.160; and repealing section 446, page 213, Laws of 1854 as last amended by section 678, Code 1881 and RCW 7.36.150.

Referred to Judiciary Committee.

Senate Bill No. 345, by Senators Dore, Cooney, Greive, Hallauer and Connor:

An Act relating to land sales practices; enacting The Uniform Land Sales Practices Act; and prescribing penalties.

Referred to Judiciary Committee.

Senate Bill No. 346, by Senators Herrmann, Woodall and Mardesich:

An Act relating to life insurance companies; providing for certain separate accounts, issuance of certain annuity contracts, the conditions therefor, and the regulation thereof; amending section 14, chapter 70, Laws of 1965 extraordinary session and RCW 48.13.370; adding a new section to chapter 79, Laws of 1947 and to chapter 48.23 RCW; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.17 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 347, by Senators Keefe, Kupka and Woodall:

An Act relating to the receipt, possession, and use of forged, counterfeit, stolen and revoked credit cards; and providing penalties.

Referred to Judiciary Committee.

MOTION

On motion of Senator Ryder, the rules were suspended to permit additional sponsors to Senate Bill No. 332, Senate Bill No. 343 and Senate Bill No. 345.

Senate Bill No. 348, by Senators Hallauer and Hanna:

An Act relating to public utility districts; amending section 13, chapter 390, Laws of 1955 and RCW 54.16.120; and amending section 14, chapter 390, Laws of 1955 and RCW 54.16.130.

Referred to Committee on Public Utilities.

Senate Bill No. 349, by Senators Guess, Washington and Atwood:

An Act relating to retirement plans for state college employees; amending section 1, chapter 76, Laws of 1957 as amended by section 1, chapter 202, Laws of 1961 and RCW 28.81.140; amending section 2, chapter 76, Laws of 1957 as amended by section 2, chapter 202, Laws of 1961 and RCW 28.81.150; amending section 3, chapter 76, Laws of 1957 as amended by section 3, chapter 202, Laws of 1961 and RCW 28.81.160; and amending section 4, chapter 76, Laws of 1957 as amended by section 1, chapter 96, Laws of 1959 and RCW 28.81.170.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 350, by Senators Lewis, Hallauer and Pritchard (by Executive request):

An Act relating to state government; authorizing the issuance and sale of state general obligation bonds to finance acquisition and development of outdoor recreational areas and facilities; specifying methods for the payment of such bonds; prescribing the manner in which the proceeds thereof shall be used; providing for submission of this act to a vote of the people; and adding a new chapter to Title 43 RCW, contingent upon their adoption and ratification thereof.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 351, by Senators Talley, Henry, Freise, Bailey, McCormack and Foley:

An Act relating to public highways; and amending section 47.22.020, chapter 13, Laws of 1961 and RCW 47.22.020.

On motion of Senator Talley, the rules were suspended to permit additional names as sponsors to Senate Bill No. 351.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 351 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 351 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Atwood:

"Would Senator Talley yield to a question, Mr. President:

"Senator Talley, why all the haste on this bill? Is there some reason why we picked it out here for passage?"

Senator Talley:

"No, no, I didn't think there would be any opposition or any questions on it. We have just established a route and it has been advocated on the federal level. There is no immediate haste, Senator Atwood."

Senator Atwood:

"Does this bill have any fiscal impact on the highway fund?"

Senator Talley:

"No."

Senator Atwood:

"There's no appropriation?"

Senator Talley:

"No."

Senator Ridder:

"Senator Talley, has this route been established previously?"

Senator Talley:

"Everything is set up, yes. It just names certain sections where the Lewis and Clark Expedition went through."

Senator Guess:

"Mr. President, would Senator Talley yield?

"Senator Talley, from the rapid description a few minutes ago, it was impossible to tell exactly the route that this is going to take in the vicinity of the Snake River. Could you delineate that? It was my understanding that Lewis and Clark did not go into Pasco, and I just wonder if we are going to put them off the track."

Senator Talley:

"I think they had to go by Pasco. They came down through the Snake River country, didn't they, and down the Columbia to the ocean."

Senator Guess:

"They came to Wallula and turned south at Wallula and stayed on the left bank of the Columbia. Now is this the way this is going to go? There's no highway there."

Senator Talley:

"No, there's no highway there. I think they were on both sides of the river, Senator Guess."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 351 and the bill passed the Senate by the following vote: Yeas, 39; nays, 2; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—39.

Those voting nay were: Senators Andersen, Peterson (Ted)—2.

Absent or not voting: Senators Atwood, Durkan, Gissberg, Hallauer—4.

Excused: Senators Dore, Kupka, McMillan, Twigg—4.

Senate Bill No. 351, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 352, by Senators McCormack, Hallauer, Stender, Lewis, Chytil and Bailey:

An Act relating to mining; requiring beautification of strip mining sites; requiring filing of a registration statement; requiring site inspection; prescribing powers, duties, and functions of the department of natural resources and its director in relation thereto; adding a new chapter to Title 78 RCW; providing penalties; and declaring an emergency.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 352.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 38, by Representatives Clark (Newman H.) and Sawyer:

An Act relating to salaries of judges of the superior court; and amending section 2, chapter 144, Laws of 1953 as last amended by section 2, chapter 127, Laws of 1965 extraordinary session, and RCW 2.08.090.

Referred to Judiciary Committee.

Reengrossed House Bill No. 55, by Representatives Cunningham, Bottiger and Swayze (by Departmental request):

An Act relating to public works contracts; amending section 2, chapter 183, Laws of 1923 and RCW 39.04.020; and amending section 1, chapter 207, Laws of 1909 as amended by section 1, chapter 28, Laws of 1915 and RCW 39.08.010; and adding a new section.

Referred to Committee on State Government.

Engrossed House Bill No. 58, by Representatives Adams, May and Kopet (by Departmental request):

An Act relating to industrial insurance; and adding new sections to chapter 23, Laws of 1961, and to chapter 51.16 RCW.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 174, by Representatives O'Dell, Smythe and Thompson:

An Act relating to water resources; authorizing the creation of basic data fund; abolishing the stream gauging fund; transferring funds; and amending section 43.21.140, chapter 8, Laws of 1965, and RCW 43.21.140.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 178, by Representatives Kirk, Day, Farr, Ceccarelli and Chatalas (by Departmental request):

An Act relating to the state board of health; and amending section 43.20.030, chapter 8, Laws of 1965 and RCW 43.20.030.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 188, by Representatives Flanagan, Newhouse and Jolly:

An Act relating to irrigation districts; amending section 7, chapter 13, Laws of 1939 as amended by section 5, chapter 192, Laws of 1961, and RCW 87.04.050; and adding a new section to chapter 13, Laws of 1939 and chapter 87.04 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 197, by Representatives Saling, Smythe, Taylor and Hoggins:

An Act relating to certain dairy products and dairy product substitutes; and amending section 15.32.370, chapter 11, Laws of 1961, as amended by section 1, chapter 73, Laws of 1965, and RCW 15.32.370; and declaring an emergency.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 224, by Representatives Bottiger, Sawyer and Harris:

An Act relating to commercial transactions; and adding a new section to chapter 157, Laws of 1965 extraordinary session and to article 62A.3 RCW.

Referred to Judiciary Committee.

Engrossed House Bill No. 298, by Representatives Newschwander, Kink and Jueling (by Executive request):

An Act relating to institutions; authorizing the establishment and implementation by the director of institutions of a work release program for selected persons serving sentences within the state correctional institutions, camps or other facilities under the jurisdiction of the department of institutions; providing penalties; and declaring an effective date.

Referred to Committee on Public Institutions.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

On motion of Senator Greive, Senator Gissberg was excused.

Senators Greive, Morgan, and Metcalf demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Dore, Gissberg, Kupka, McMillan and Twigg who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SECOND READING OF BILLS

Senate Joint Resolution No. 3, by Senator Uhlman:

Amending Constitution to change voting requirements as to excess levies.

The resolution was read the second time in full.

The Senate resumed consideration of the amendment by Senator Neill and the amendment to the amendment by Senator Uhlman.

On motion of Senator Greive, the amendment to the amendment was laid upon the table.

It was moved by Senator Neill that the following amendment to the amendment be adopted:

On line 7, after "regular" and before "election" insert "state general or primary election or regular"

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"Mr. President, I have another question to ask Senator Neill:

"I'm not a lawyer, Senator, but I wonder, didn't the attorney general recently rule or the court recently rule that a school district election was not a general election unless it was county wide?"

Senator Neill:

"That is the reason that I have changed this wording. There is a confusion and a question as to whether it is or not, so the amendment to the amendment merely spells this out. At a regular school election, even though it is not otherwise a general election, we are perfectly willing that the forty percent be dropped. The very confusion you are talking about is the reason I thought it should be spelled out in the bill so that you have a clear cut proposition before you. Either it is good or bad."

POINT OF INQUIRY

Senator McCormack:

"Mr. President, would Senator Neill yield to another question:

"I thought up until now I understood this, but I am not so sure I do. Can you explain to me when in the future there would be a school election that wouldn't be a special election? As I understand it now, it is all school elections or elections of school board members and so on. When would it be an election and when would it not?"

Senator Neill:

"The intent of the amendment to the amendment, and I believe it says this, is that when a school district holds a specially called election for special levies, that becomes a special election. But when they elect directors a regular school election becomes a general election under the wording here. At that election there would be no forty percent requirement. I'm asking only that the amendment be clarified so that the retention of the forty percent would be limited to specially called special levy elections having nothing to do with the regular election."

Debate ensued.

The motion was carried and the amendment by Senator Neill to the amendment was adopted.

The President declared the question before the Senate to be the adoption of the amendment by Senator Neill as amended.

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"Mr. President, I would like to ask Senator Washington a question:

"Did you tell me you are not going to consider the twenty-five percent limitation on the property tax?"

Senator Washington:

"I didn't say that. I was talking about the sixty percent limitation and the voting on the levy for two years. We didn't get into a discussion on the twenty-five percent limitation in the meetings of the Committee on Constitution, Elections and Legislative Processes."

Senator Bailey:

"Another question, Senator.

"Do you now tell me that they are not going to consider the two year levy?"

Senator Washington:

"It would be my recommendation that we don't have the two year levy on the same ballot at the same time with the forty percent limitation. I think there is a tendency for people to become confused if there be a group of arguments against the measures designed to liberalize the special levy procedures, and arguments on that could be used against the two year limitation that could be misconstrued as far as those people who might be in favor of the forty mill limitation. I feel there are less valid arguments against the forty mill limitation than against any other. Too many times we attempt to do too much at one session. I think it is better to get one subject passed at an election, rather than trying to get the whole package and then get none of it. Those would be my sentiments."

Debate ensued.

Senators Ridder, Greive and Ryder demanded the previous question and the demand was sustained.

Senator Neill demanded a roll call and the demand was sustained by Senators Woodall, Freise, Ryder, Lewis, Greive, McCutcheon, Pritchard, Rasmussen and Knoblauch.

ROLL CALL

The Secretary called the roll and the amendment as amended was not adopted by the following vote: Yeas, 6; nays, 39; excused, 4.

Those voting yea were: Senators Donohue, Freise, Neill, Twigg, Williams, Woodall—6.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Durkan, Faulk, Foley, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington—39.

Excused: Senators Dore, Gissberg, Kupka, McMillan—4.

It was moved by Senator Williams that the following amendments by Senators Williams, Uhlman, Lewis and Greive be adopted:

On page 1, line 24, after "district" insert ", other than school district"

On page 2, after line 6, add a new subsection as follows:

(a) *By any school district when specifically authorized so to do by majority of at least three-fifths of the electors thereof voting on a proposition to levy additional taxes for not in excess of two years for operations submitted not more than twelve months*

prior to the date from which the proposed levy is to be made and not oftener than twice in such twelve month period, either at a special election or at the regular election of such taxing district. No district shall submit to the electors upon the authority of this subsection a proposition to authorize additional levies for current operations or capital outlays for any year for which such electors have previously approved a levy for the same purpose under the authority of this subsection. A district may, however, at any time submit to the electors a proposition to substitute for a prior authorization under this subsection a new authorization for the same purpose, providing (i) that the amount authorized by the substituted authorization will be adequate to fulfill all contractual obligations of the district incurred by reason of the prior authorization, and (ii) that the substitute proposition shall by its terms supersede the prior authorization and by its terms shall not become effective until the first tax levy year following the date of the election at which such substitute proposition was authorized and then be in lieu of any tax levy authorized by the superseded authorization."

Renumber the remaining subsections consecutively.

Debate ensued.

POINT OF ORDER

Senator Stender:

"Point of order, Mr. President:

"I think most of us are aware that there are three constitutional amendments submitted and one is on the same subject, by one of the sponsors of the amendment. We have Senate Joint Resolutions No. 1, 2 and 3. Senate Joint Resolution No. 2 dealt with the subject of this amendment. Under the Constitution, Article II, subsection 19 it is provided that the bills can only deal with one subject. I raise the question as to whether or not this amendment is in order. I refer to Article II, section 19: 'No bill shall embrace more than one subject, and that shall be expressed in the title.'"

Senator Williams:

"Mr. President, speaking on the point of order:

"In the first place, I do believe this does deal with the same subject which is school special levies. More important the limitation refers only to a bill. There is no reference to anything else. The Constitution does say that separate subjects shall be submitted separately. This is done by the attorney general and the attorney general has done this in various cases. It is up to him whether he wants to divide the question or not. As far as this body is concerned, there is no rule to prevent this, particularly since the matters do deal with the question of school special levies."

Senator Greive:

"Mr. President, on that point I remind you that in the case of the short title here, the constitutional amendment, that title is actually written by the attorney general and submitted to the people, so we are in a little different position than we are on a bill. A bill has a title and the reason is that it can be used traditionally by people in the legislature who just read the title and don't read the entire bill. This was done so they would know what they were voting on. The reason would be different in this case."

RULING BY THE PRESIDENT

The President:

"Senator Stender, the President's ruling upon the point of order presented by you:

"The President believes that the explanation offered by Senator Williams and Senator Greive is essentially correct. Therefore, I must rule that the point of order is not well taken."

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Morgan, Sandison, Uhlman, McCormack, Metcalf, Ridder and Connor.

ROLL CALL

The Secretary called the roll and the amendments by Senators Williams, Uhlman, Lewis, Ridder and Greive were adopted by the following vote: Yeas, 41; nays, 4; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Williams, Woodall—41.

Those voting nay were: Senators Donohue, Guess, Stender, Washington—4.

Excused: Senators Dore, Gissberg, Kupka, McMillan—4.

It was moved by Senator Bailey that the following amendment be adopted:

On page 1, section 2, line 14, after "shall be" strike "fifty" and insert "[fifty] *twenty five*"

Debate ensued.

The President declared the Senate to be at ease.

The President called the Senate to order at 3:20 p.m.

The President declared the question before the Senate to be the adoption of the amendment by Senator Bailey.

Debate ensued.

Senators Woodall, Neill and Bailey demanded the previous question and the demand was sustained.

Senator Bailey demanded a roll call and the demand was sustained by Senators Rasmussen, Metcalf, McCormack, Stender, McCutcheon, Talley, Ryder and Woodall.

ROLL CALL

The Secretary called the roll.

The motion was carried and the amendment by Senator Bailey was adopted by the following vote: Yeas, 27; nays, 18; absent or not voting, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Freise, Guess, Henry, Herrmann, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Talley, Twigg, Uhlman, Woodall—27.

Those voting nay were: Senators Durkan, Foley, Greive, Hallauer, Hanna, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Washington, Williams—18.

Excused: Senators Dore, Gissberg, Kupka, McMillan—4.

MOTION

It was moved by Senator Bailey that the rules be suspended, that Senate Joint Resolution No. 3 be advanced to third reading, the second reading considered the third and the resolution was placed on final passage.

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Morgan, Uhlman, Henry, Talley, Neill, Freise, McCutcheon and McCormack.

ROLL CALL

The Secretary called the roll and the motion by Senator Bailey was lost by the following vote: Yeas, 27; nays, 18; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Freise, Guess, Henry, Herrmann, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Talley, Twigg, Williams, Woodall—27.

Those voting nay were: Senators Durkan, Foley, Greive, Hallauer, Hanna, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Uhlman, Washington—18.

Excused: Senators Dore, Gissberg, Kupka, McMillan—4.

MOTION

It was moved by Senator Woodall that Senate Joint Resolution No. 3 be made a special order of business for noon, tomorrow.

PARLIAMENTARY INQUIRY

Senator Durkan:

"Mr. President, point of parliamentary inquiry:

"What is the position of the resolution at the present time?"

REPLY BY THE PRESIDENT

The President:

"The position of the resolution is this, Senator Durkan:

"The President was about to announce that Senate Joint Resolution No. 3 was passed to third reading. At present it is still on second reading, but the President believes that the Senate through its action wishes the resolution passed to third reading. However, the resolution is now before you for Senate action."

PARLIAMENTARY INQUIRY

Senator Washington:

"Parliamentary inquiry, Mr. President:

"Under the rule which is in effect, it moves to the Committee on Rules and Joint Rules. I would like to point out to Senator Woodall that had my proposed rule change doing away with sending it back to Rules for third reading gone into effect, your motion would be in order. But the rules still provide that it goes to the Rules Committee before coming out on third reading."

Senator Woodall:

"What Senator Washington says has nothing to do with the case. The resolution had not been passed to third reading by pronouncement of the President. It is still before the body and my motion is in order."

Senator Bailey:

"Speaking on the point that Senator Woodall has raised, it seems to me that you did not rap the gavel and that has always been the tradition that I know of. You rap the gavel before it actually goes to the Rules Committee. He got up before in anticipation of what might have happened, not what happened."

POINT OF ORDER

Senator McCormack:

"Point of order, Mr. President:

"It is my understanding that a motion cannot interrupt a roll call, and the President had not pronounced the results of the roll call. That still constitutes the roll call and a motion cannot interrupt it until the President has announced the results of the roll call."

RULING BY THE PRESIDENT

The President:

"The President believes the minutes will show that the result of the roll call was announced."

Senator McCormack:

"Mr. President, then it seems to me that Senator Woodall's motion should have been to relieve the Rules Committee of the resolution because it automatically goes to Rules."

RULING BY THE PRESIDENT

The President:

"Senator McCormack, the President believes that inasmuch as Senator Bailey's motion to advance the bill failed, that the bill would still remain on second reading for further action by the members of the body."

POINT OF ORDER

Senator Hallauer:

"Mr. President:

"I would like to have your ruling on Rule 61 and its application in this situation:

"When no further amendments shall be offered the President shall declare the bill has passed its second reading, and shall be referred to the Committee on Rules and Joint Rules for third reading."

"There is nothing said in here about any announcement at any time on your part. I believe that the action of the body automatically refers the bill back to the Committee on Rules and Joint Rules."

Senator Bailey:

"I hate to reveal anything that happened in that secret, secret Rules Committee, but Senator Hallauer wasn't it your idea that every bill this body ordered back to the floor would be reported without any hindrance from any committee and wasn't that the proposition we went through?"

Senator Hallauer:

"Mr. President:

"If I may take this opportunity to respond to Senator Bailey, the wisdom that I offered to the Rules Committee did not prevail. The wisdom of the other members overpowered me by numbers and we are abiding by the rules that they have placed before us and I am reciting their own chapter and verse to them. I think Rule 61, as I read it, is appropriate to this situation."

Senator Ryder:

"Mr. President:

"If we put Senator Hallauer's interpretation on Rule 61, then no motion would be in order after all amendments had been considered and the title had been read. It would automatically go into the Committee on Rules and Joint Rules. We could not have a motion to advance the bill, so it would seem to me that until the President has announced that the bill has passed to third reading, any motion that any member of this body wishes to make is in order."

RULING BY THE PRESIDENT

The President:

"Senator Hallauer, the President believes that essentially your position is correct. However, when Senator Bailey's motion failed, the bill technically is still in the possession of the Senate. The President delayed pronouncement because there might have been someone that wished to enter another amendment. The President believes Senator Ryder's comments are correct and that Senator Woodall in his nimbleness caught the bill on the fly and his motion is in order."

PARLIAMENTARY INQUIRY

Senator Mardesich:

"Mr. President:

"Is it then necessary that prior to any bill moving back from second reading into Committee on Rules and Joint Rules that there be some utterance from the Chair?"

REPLY BY THE PRESIDENT

The President:

"The President intended to pass Senate Joint Resolution No. 3 to third reading or at least make that announcement, if there were no further actions on it by this body."

PARLIAMENTARY INQUIRY

Senator Bailey:

"Point of inquiry, Mr. President:

"If this motion of Senator Woodall prevails tomorrow, is it on second reading or third reading?"

REPLY BY THE PRESIDENT

The President:

"The President believes that it would be on second reading in the possession of the Senate."

PARLIAMENTARY INQUIRY

Senator Ridder:

"Mr. President, then may we speak to the bill?"

REPLY BY THE PRESIDENT

The President:

"You may speak to the motion if you so desire."

Senator Ridder:

"Mr. President, members of the Senate:

"I'm a little sad and disillusioned. We brought up initially an issue to alleviate the situation in the schools. Last night some fifteen hundred people gathered here to ask for your —"

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"This gentleman's remarks must be referred to the motion to keep it on the calendar tomorrow rather than to speak on 'personal disappointments' or about what happened last night."

Senator Ridder:

"I think I'll get around to that."

Senator Greive:

"I would like to support Senator Ridder's position. Whatever his feelings are as a member of this body it seems to me pertain to whether we should consider the matter today or tomorrow. It is very pertinent and he has a right to speak."

Senator Ridder:

"Anyway these people, some fifteen hundred, appeared here last night to voice their opinion that they are very unhappy that \$132 million is riding on special levies. I think the people have spoken. They want some help. We brought this on the floor yesterday. We brought it on the floor today. We added to it. We had a good bill going for the schools. Then somebody wanted to play games and they are still playing games. It seems to me there is an issue here of forty percent removal and the two year situation to extend levies. I think this is the issue. The school people do want the twenty-five percent issue brought in here. We will be able to discuss this at a future point. I suggest that we handle this thing today, Senator Woodall, without any further mismanagement."

PERSONAL PRIVILEGE

Senator Bailey:

"Point of personal privilege, Mr. President:

"I intend to carry this bill further, but I intend to say this:

"Since I have been in the legislature since 1951 no one here has a better labor record than I, and labor is opposed to this amendment. I say labor. I say the executive council of the American Federation of Labor of which I am a dues paying member.

I don't think the average labor member is opposed to this. They want a reduction in taxes. They want to keep them from going any higher.

"There has never been a better friend of schools than I have been since 1951 and I don't yield to anybody on that. Now I'm not playing any games, Senator Ridder, and I am going to see this thing through to the end. This is a challenge I accept."

Senator Greive:

"Mr. President:

"There is one thing I wanted Senator Ridder to know: You never bring a challenge to Senator Woodall because it is very, very bad."

Senator Woodall:

"I'm in a mellow mood today. I would just like to inform Senator Ridder that he seems to confuse his own actions as to what he just did a few moments ago. The good Senator now says, 'Let's work on it today,' and a moment ago when Senator Bailey moved to advance it so we could complete work on it today, I find that the good Senator Ridder voted no, I don't want to consider it today, so when I make a motion to keep the thing alive until tomorrow, he now suddenly says he wants to work on it today. Now I suggest that through the years, Senator, you should try to recall whenever you speak how you voted at least ten minutes ago."

Senator Greive:

"My word to Senator Ridder is: Whenever you speak, remember to whom you are speaking."

Senator Ridder:

"As a freshman Senator, I thank you very much, Senator, for your kind words. This is true that in the heat of the moment I did. However, I feel very deeply about this issue and it hurts tremendously to see some parliamentary finagling kill an issue and I hope that when you good people do bring it up tomorrow that you look it over thoroughly tonight and analyze just what you are doing to this bill. I have had my say. Thank you very much."

The motion by Senator Woodall was carried and Senate Joint Resolution No. 3 on second reading was made a special order of business for noon, February 3, 1967.

Senate Bill No. 253, by Senators Washington, Marquardt and Stender (by Departmental request):

Clarifying rules of the road for driving on divided highways.

The bill was read the second time by sections.

POINT OF INQUIRY

Senator Washington:

"Mr. President, I would like to ask Senator Lewis a question:

"Senator Lewis, you were the one who requested that the bill be held over. Are you satisfied with the bill in its present state?"

Senator Lewis:

"Mr. President, Senator Washington, in answer to your question:

"Yes, I am satisfied now. I talked to Mr. Prahl and he agreed that we did have a severe problem in the Lacey area and he also agreed to cooperate and work with us to provide accesses through the double lines to the merchants who are aggrieved out there. He suggested to me that he would write a letter to me to that effect and I reminded him we did have a device in the Senate to put this sort of thing on record. He has agreed to cooperate and he was very generous and nice about it and I am satisfied with the bill now on this basis and I do urge its passage."

On motion of Senator Washington, the rules were suspended, Senate Bill No. 253 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 253, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Connor, Durkan—2.

Excused: Senators Dore, Gissberg, Kupka, McMillan—4.

Senate Bill No. 253, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 57, by Representatives Adams, May and Richardson (by Departmental request):

Increasing per diem for members of apprenticeship council.

The bill was read the second time by sections.

It was moved by Senator Guess that the following amendment be adopted:

On page 2, Line 9, add a new section to bill to be known as Section 2.

Sec. 2. Section 1, Chapter 172, Laws of 1963 and RCW 49.04.080 are each amended to read as follows:

Under the supervision of the director of labor and industries and with the advice and guidance of the apprenticeship council the supervisor of apprenticeship shall encourage and promote the making [of such] other types of on-the-job training agreements and projects, in addition to apprenticeship agreements. [as he in his discretion shall find meritorious.]

Debate ensued.

On motion of Senator Mardesich, the amendment was laid upon the table.

On motion of Senator Rasmussen, the rules were suspended, House Bill No. 57 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 57, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCormack, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—42.

Absent or not voting: Senators McCutcheon, Marquardt, Williams—3.

Excused: Senators Dore, Gissberg, Kupka, McMillan—4.

House Bill No. 57, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Joint Memorial No. 1, by Representatives Holman, Mahaffey and DeJarnatt:

Memorializing Congress to amend section 11 of the Enabling Act.

The memorial was read the second time in full.

On motion of Senator Ridder, the rules were suspended, House Joint Memorial No. 1 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 1, and the memorial passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senator Connor—1.

Excused: Senators Dore, Gissberg, Kupka, McMillan—4.

House Joint Memorial No. 1, having received the constitutional majority, was declared passed.

MOTION

At 4:10 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, February 3, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-SIXTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Friday, February 3, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Herr.

On motion of Senator Bailey, Senator Herr was excused.

The Color Guard, consisting of Pages Justin Williams, Color Bearer, and Darcy Pollom, presented the Colors.

Reverend David Carlson, pastor of the Assembly of God Church of Olympia, offered prayer as follows:

"Great is the Lord and greatly to be praised in the city of our God, in the mountain of His holiness. According to Thy name, O God, so is Thy praise unto the ends of the earth; Thy right hand is full of righteousness. For this God is our God forever and ever, He will be our guide even unto death.

"We come unto Thee, O God, in prayer, knowing that all our resources are in Thee. We are but children of yesterday and know nothing of today nor tomorrow. Thou art the God of eternity, full of wisdom and power. Look upon us as little children and take our hand, that we might be led in the paths of Thy choosing.

"Thou hast given each of us work to do and strength with which to do it. Help each of us to know his exact duty and to do it, not with one hand, but with both hands earnestly. Help us while using the earth not to abuse it, but that through us Thy will shall be done in earth as it is in heaven.

"Deliver us from the custody of misunderstanding and criticism when we know we have done our duty to Thee. Continue Thy goodness to us for the few miles more of life's journey and may Thy smile of approval rest upon our efforts done for the good of our fellow man.

"We commend ourselves into Thy hands for this day, in the name of Jesus Christ, our Lord. Amen."

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

MOTION

On motion of Senator Dore, the special order of business, Senate Resolution No. 15, was made a special order of business under the same order of business for Monday, February 6, 1967.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 18:

Senate Chamber,
Olympia, Wash., February 2, 1967.

Pertaining to justice court garnishment (reported by Judiciary Committee):

MAJORITY recommends that Substitute Senate Bill No. 18 be substituted therefor and that substitute bill do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 19:

Senate Chamber,
Olympia, Wash., February 2, 1967.

Pertaining to superior court garnishment (reported by Judiciary Committee):
MAJORITY recommends that Substitute Senate Bill No. 19 be substituted therefor and that substitute bill do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Anderson, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 38:

Senate Chamber,
Olympia, Wash., February 2, 1967.

Changing judges' retirement system (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Karl Herrmann, John T. McCutcheon, Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 68:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Regulating expenses of and granting powers to the public pension commission (reported by Committee on State Government):
MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 96:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Revising state employees' retirement system laws (reported by Committee on State Government):
Recommends that it do pass as amended.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 192:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Authorizing advances to state employees for travel expenses (reported by Committee on State Government):
MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 211:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Providing for payment of moving expenses of state deputies and other employees (reported by Committee on State Government):
MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 324:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Prescribing standard fire fighting equipment (reported by Committee on State Government):
MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

MOTIONS

On motion of Senator Uhlman, the Senate returned to the first order of business.

On motion of Senator Uhlman, the Judiciary Committee was relieved of further consideration of Senate Bill No. 347.

On motion of Senator Uhlman, Senate Bill No. 347 was referred to the Committee on Commerce, Manufacturing and Licenses.

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

The Secretary read:

MESSAGE FROM THE SECRETARY OF STATE

Department of State, Office of the Secretary,
Olympia, Washington, February 3, 1967.

*To the Honorable, The President of the Senate,
The Legislature of the State of Washington,
Olympia, Washington.*

Sir:

The Committee for Full Employment in Washington, as sponsors of Initiative Measure No. 32 to the Legislature, pursuant to the 7th Amendment of the State Constitution, filed signature petitions containing 136,181 signatures with my office as of December 30, 1966 for canvassing.

The canvassing of said signature petitions was completed as of February 2, 1967 and the official records are as follows:

136,181 Signatures submitted
— 20,014 Signatures rejected

116,167 Valid signatures accepted

In view of the fact that only 100,022 valid signatures were necessary for certification, I am herewith certifying said Initiative Measure No. 32 to the 40th Session of the Legislature of the State of Washington as required by the State Constitution. Further, I am attaching herewith a certified copy of the sponsors' affidavit, ballot title as issued by the Attorney General, and the complete text of such measure.

Respectfully submitted,

A. Ludlow Kramer,
Secretary of State.

Initiative Measure No. 32 to the legislature was referred to the Committee on Natural Resources, Parks, Fisheries and Game Fish.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 2, 1967.

Mr. President:

The House has passed: House Bill No. 9,
House Bill No. 150, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS AND MEMORIALS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 353, by Senator Rasmussen:

An Act relating to financial responsibility of motorists; creating new provisions; providing penalties; repealing sections 1 through 7, chapter 169, Laws of 1963 and RCW 46.29.010 through 46.29.070; repealing section 8, chapter 169, Laws of 1963 as amended by section 1, chapter 124, Laws of 1965 and RCW 46.29.080; repealing sections 9 through 11, chapter 169, Laws of 1963 and RCW 46.29.090 through 46.29.110; repealing section 12, chapter 169, Laws of 1963 as amended by section 2, chapter 124, Laws of 1965 and RCW 46.29.120; repealing sections 13 through 18, chapter 169, Laws of 1963 and RCW 46.29.130 through 46.29.180; repealing section 19, chapter 169, Laws of 1963 as amended by section 3, chapter 124, Laws of 1965 and RCW 46.29.190; repealing section 20, chapter 169, Laws of 1963, as amended by section 4, chapter 124, Laws of 1965 and RCW 46.29.200; repealing sections 21 through 28, chapter 169, Laws of 1963 and RCW 46.29.210 through 46.29.280; repealing section 29, chapter 169, Laws of 1963 as amended by section 5, chapter 124, Laws of 1965 and RCW 46.29.290; repealing sections 30 through 43, chapter 169, Laws of 1963 and RCW 46.29.300 through 46.29.430; repealing section 44, chapter 169, Laws of 1963 as amended by section 6, chapter 124, Laws of 1965 and RCW 46.29.440; repealing sections 45 through 64, chapter 169, Laws of 1963 and RCW 46.29.450 through 46.29.640; and providing an effective date.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 354, by Senators Durkan, Lennart, Andersen and Atwood:

An Act relating to the acquisition and preservation of lands for public recreation purposes; adding new sections to chapter 43.51 RCW; making an appropriation; and declaring an emergency.

Referred to Committee on Ways and Means.

On motion of Senator Lennart, the rules were suspended to permit additional names as sponsors to Senate Bill No. 354.

Senate Bill No. 355, by Senators Woodall and Washington:

An Act relating to the licensing of motor vehicle drivers; providing for the issuance of a classified driver license; prescribing powers and duties of the department of motor vehicles in relation thereto; providing a special examination and prescribing the fee therefor; adding new sections to chapter 12, Laws of 1961 as amended by chapter 121, Laws of 1965 extraordinary session, and to chapter 46.20 RCW and providing an effective date.

Referred to Committee on Highways.

Senate Bill No. 356, by Sentors Metcalf and Ridder:

An Act relating to education; adding new sections to chapter 28.70 RCW; adding a new section to chapter 28.76 RCW; and providing an effective date. Referred to Committee on Education.

Senate Bill No. 357, by Senators Ridder and Connor:

An Act relating to health care service contracts; amending section 1, chapter 268, Laws of 1947 as last amended by section 1, chapter 87, Laws of 1965 and RCW 48.44.010; and amending section 2, chapter 268, Laws of 1947 as amended by section 2, chapter 197, Laws of 1961 and RCW 48.44.020.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 358, by Senators Rasmussen and Hallauer:

An Act relating to public service companies; prohibiting unreported political contributions; requiring public record of all payments or retainers of certain public officials; requiring the Washington utility and transportation commission to exclude such payments from operating expenses of utilities and transportation companies when determining or fixing rates; prohibiting the use of utility or transportation company customer mailing lists for political purposes; adding new sections to chapter 14, Laws of 1961 and to chapters 80.04 and 81.04 RCW; and providing penalties.

Referred to Committee on Public Utilities.

Senate Bill No. 359, by Senators McCormack, Foley, Redmon and Woodall:

An Act relating to the fisheries of the Columbia river and its tributaries; establishing the Columbia River Fisheries Commission; prescribing its powers, duties and functions; providing for a compact and treaty between the states of Washington, Oregon, and Idaho; and providing for the termination of the existing Columbia River Fisheries Compact between the states of Washington and Oregon upon ratification by congress of the new compact.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

On motion of Senator McCormack, the rules were suspended to permit additional names as sponsors to Senate Bill No. 359.

Senate Bill No. 360, by Senators Durkan, Stender, Pritchard and Ridder:

An Act relating to civil service status for county employees in certain counties; creating a civil service commission to administer the act; setting forth the powers and duties of the commission; excepting certain employees therefrom; providing the basis for and methods of appointments and promotions; listing qualifications of applicants and tenure under civil service; listing grounds for dismissal, suspension, demotion or reduction in rank; defining procedure for dismissal, suspension or demotion; providing for appointing power to fill vacancies and fix compensation; permitting formation of employee associations or union; providing for payroll certification by commission; authorizing leaves of absence; providing for institution of civil suits; prohibiting certain acts; prohibiting participation in political activities; requiring cooperation of county officers and employees; providing funds for support of the commission; providing penalties; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

On motion of Senator Durkan, the rules were suspended to permit additional sponsors to Senate Bill No. 360.

Senate Bill No. 361, by Senators Sandison, Lewis, Hallauer, McCormack, Guess, Morgan, Ryder and Greive (by Temporary Advisory Council on Public Higher Education request):

An Act relating to colleges and universities; establishing a new state college; amending section 1, chapter 104, Laws of 1947 and RCW 28.76.020; amending section 1, chapter 34, Laws of 1949 and RCW 28.76.120; amending section 2, chapter 147, Laws of 1957, as amended by section 2, chapter 62, Laws of 1961 and RCW 28.81.010; amending section 1, chapter 13, Laws of 1933, as amended by section 1, chapter 109, Laws of 1947 and RCW 28.81.052; amending section 1, chapter 108, Laws of 1947, as amended by section 2, chapter 34, Laws of 1949 and RCW 28.81.053; amending section 1, chapter 109, Laws of 1963 and RCW 28.81.054; amending section 3, chapter 13, Laws of 1961 extraordinary session, as last amended by section 1, chapter 147, Laws of 1965 extraordinary session and RCW 28.81.080; amending section 4, chapter 13, Laws of 1961 extraordinary session, as amended by section 2, chapter 76, Laws of 1965 and RCW 28.81.085; amending section 1, chapter 14, Laws of 1961 extraordinary session and RCW 28.81.500; amending section 2, chapter 14, Laws of 1961 extraordinary session and RCW 28.81.510; amending section 5, chapter 14, Laws of 1961 extraordinary session and RCW 28.81.540; amending section 1, chapter 76, Laws of 1965 and RCW 28.81.551; adding new sections to chapter 28.81 RCW; making an appropriation; and providing an effective date.

Referred to Committee on Higher Education and Libraries.

On motion of Senator Sandison, the rules were suspended to permit additional sponsors to Senate Bill No. 361.

Senate Joint Memorial No. 11, by Senators McCormack, Foley, Redmon, Woodall and Peterson (Ted):

Memorializing the state of Oregon to establish steelhead trout as a game fish.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

On motion of Senator McCormack, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 11.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 9, by Representatives O'Brien and Copeland (by Legislative Council request):

An Act relating to state government; providing for emoluments for appointees to the office of legislator; amending section 1, chapter 48, Laws of 1949, as last amended by section 4, chapter 127, Laws of 1965 extraordinary session and RCW 43.03.010; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.03 RCW.

Referred to Committee on State Government.

House Bill No. 150, by Representatives Newschwander, McCormick and Swayze, Jr. (by Departmental request):

An Act relating to the department of institutions; providing for the establishment, operation and administration of an institution to be known as the Washington correctional institution for women; authorizing intergovernmental contracts; amending section 72.68.080; chapter 28, Laws of 1959 and

RCW 72.68.080; amending section 72.68.100, chapter 28, Laws of 1959 and RCW 72.68.100; and adding new sections to chapter 28, Laws of 1959 and to Title 72 and chapter 72.68 RCW.

Referred to Committee on Public Institutions.

SECOND READING OF BILLS

Senate Bill No. 171, by Senators Mardesich, Washington and Guess (by Departmental request):

Pertaining to the commission on motor vehicle equipment.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 171 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 171 and the bill passed the Senate by the following vote: Yeas, 44; nays, 3; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Those voting nay were: Senators Atwood, Freise, Lennart—3.

Absent or not voting: Senator McMillan—1.

Excused: Senator Herr—1.

Senate Bill No. 171, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 267, by Senators Kupka, Knoblauch and Faulk:

Authorizing the sale, lease or exchange of the Tacoma armory.

The bill was read the second time by sections.

On motion of Senator Kupka, the following amendment was adopted:

On page 1, section 1, following line 16, insert a new paragraph as follows:

"Before any sale under the provisions of this act shall be made the property shall be appraised by two independent competent real estate appraisers. Any sale pursuant to the provisions of this act shall be made to the best bidder for a price not less than the appraised value of said property and pursuant to a call for bids published at least 15 days prior to the date fixed for the sale in one issue of a newspaper printed and published in the county in which the armory is located."

On motion of Senator Kupka, the rules were suspended, Engrossed Senate Bill No. 267 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 267 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Pritchard—1.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 267, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Knoblauch, Senator Kupka was excused.

Senate Bill No. 119, by Senators Gissberg and Williams:

Extending permissible limits for construction of water and sewer facilities.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 119 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon:

"Would Senator Gissberg yield to a question:

"Senator Gissberg, does this also apply to sewer districts?"

Senator Gissberg:

"Yes, it does, all political subdivisions."

Senator McCutcheon:

"They can contract with the developer?"

Senator Gissberg:

"They can contract with the developer who would then put in the improvement. That is correct. This has to do with reimbursing the developer and the sewer districts would then accept the improvements having been constructed by the developer and turn the sewer facility over to the district, and then the sewer district could make a charge to all people who hooked onto that facility and pay pro rata to the proportion paid back to the developer."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 119 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator McMillan—1.

Excused: Senators Herr, Kupka—2.

Senate Bill No. 119, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 133, by Senators Talley, Ryder and Foley:

Implementing constitutional authority for promotional activities by port districts.

REPORT OF STANDING COMMITTEE

Senate Bill No. 133:

Senate Chamber,

Olympia, Wash., February 1, 1967.

Implementing constitutional authority for promotional activities by port districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

In line 10, after "Sec. 2.", strike all of the material down to and including "districts." on line 15, and insert: "Funds for promotional hosting expenditures shall be expended only from gross operating receipts, and promotional hosting expenditures shall not exceed 1% of such gross operating receipts: *Provided*, That in any case a district may expend not more than \$2,500 per year for promotional hosting purposes from any source available to such districts."

....., *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Fred H. Dore, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendment was laid upon the table.

It was moved by Senator Talley that the following amendment be adopted:

On page 1, section 2, line 11, after "receipts," insert "and shall not exceed one percent thereof,"

Debate ensued.

POINTS OF INQUIRY

Senator Donohue:

"Mr. President, would Senator Talley yield to a question:

"Senator Talley, am I right in my understanding that any expenditure would have to come from gross operating receipts?"

Senator Talley:

"Only those ports that do have gross operating receipts. The ports that do not have any industries as yet, would use \$2,500 of tax money."

Senator Dore:

"Mr. President, would Senator Talley yield?

"Senator Talley, first those districts having gross receipts less than \$2500 a year may use any sources, isn't that the way it reads?"

Senator Talley:

"The only source they would have, if there are no gross receipts, would be tax revenues."

Senator Dore:

"It says, 'except —' In other words, you put a limitation of one percent on all of

the port districts except those who have, as I understand it, gross operating revenues of less than \$2,500 a year and then you give them the right as I understand it to expend not more than \$2,500 per year for promotional hosting purposes from any source available to such districts. So it seems to me that's what you are trying to do, but it seems you are letting a lot of people out from under the hood of this amendment."

Senator Talley:

"From any source. These ports that we are talking about in this \$2,500 are newly established and trying to get going and are supported by revenue and tax levies, so the thought is that they can spend \$2,500 of these tax levies for the attraction of industries or promotion of the port district."

Senator Bailey:

"I'd like to ask Senator Talley a question:

"Senator, I know what you are trying to do, but I am worried now about the small port districts that have some revenues coming in that may not equal \$2,500. Are we saying here that maybe they can only expend \$100 or how many port districts will get into this? The way I read the amendment, if they have any gross operating receipts, they can't exceed one percent of those. If they don't have any receipts, they can spend \$2,500. What happens to the small ports that have very small gross receipts perhaps from the rental of a few small boats, they might only be allowed ten dollars a year?"

Senator Talley:

"The way I read it is that those port districts having gross operating receipts less than \$2,500 a year, may spend not more than \$2,500 a year for this purpose from any source available. I would say they could use whatever they had in the way of gross receipts and up to \$2,500 of tax money. That is the intent of the bill, Senator Bailey."

Debate ensued.

The motion was carried and the amendment by Senator Talley was adopted.

It was moved by Senator Durkan that the following amendment be adopted:

On page 1, following section 4, add a new section as follows:

"NEW SECTION. Sec. 5. The authority granted to port districts by virtue of this act shall terminate July 1, 1969."

Debate ensued.

SPECIAL ORDER OF BUSINESS

The time having arrived, Senate Joint Resolution No. 3 on second reading was considered.

MOTION

On motion of Senator Greive, the special order of business for noon, Senate Joint Resolution No. 3 on second reading, was deferred until consideration of Senate Bill No. 133 was completed.

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

It was moved by Senator Dore that the following amendment be adopted:

On page 1, section 3, line 24, add a new sentence: "Provided, no funds may be used for political contributions or for purchasing political dinners or lunches."

Debate ensued.

POINT OF INQUIRY

Senator Dore:

"Would Senator Talley yield to a question?"

"Senator Talley, as the vice chairman of the Committee on Cities, Towns and Counties, and also as primary sponsor of this bill, is it your intention that none of these funds be used for political purposes whereby these funds would be used to buy political dinner tickets for various candidates?"

Senator Talley:

"You're making a very broad statement Senator Dore. I don't think any of these funds should be used for political contributions. When you are talking about political dinners, what do you mean by a political dinner? We go to dinners with the county commissioners and things like that. Say we have a legal problem we would like to present to you, now do you consider that a political dinner?"

Senator Dore:

"Perhaps if you would express yourself in two categories: One in terms of dinners purchased which reflect the value received, as distinguished from political dinners where the cost of the dinner is relatively small compared to the amount received for the ticket. I am talking about the one hundred dollar and fifty dollar a plate dinners that are popular among all of us to raise funds. I would like to support this legislation, but I don't feel personally that funds of the port should be used for that purpose, even though indirectly you might say they are for the port district because the port has legislative business and it might go to see that a legislator favorable to ports was elected."

Senator Talley:

"Senator Dore, I cannot see any port commissioners making a contribution to the candidacy of any man or woman running for a legislative office. I just don't think you are correct in your assumptions at all. They are not all out for that purpose. They are out for the good of the people. Port commissioners are elected by the people and they are responsible to the people, for every expenditure they make is audited. Now do you think that if they made a hundred dollar contribution or bought a ticket and the auditor revealed this expenditure that it would look good in the papers? It wouldn't. I don't think any commissioner would be that silly."

Senator Dore:

"Then it is not the intent of the sponsors of the bill for example if I had a one hundred dollar dinner for the purposes of getting re-elected, that these funds can be used by port commissioners to buy one of my tickets?"

Senator Talley:

"You mean particularly for your dinner, Senator Dore?"

Senator Dore:

"No, any candidate running for public office—even Senator Talley's dinner. I am just trying to get it clarified."

Senator Talley:

"I don't think you have any danger and I know what you are trying to pull me into."

Senator Dore:

"No, I am trying to get your intent on that example I gave you. Could or could not a port commissioner purchase such a ticket?"

Senator Talley:

"They say, to say, 'no.'"

Senator Dore:

"How about the sponsors of the bill? That's what I want to know. That is important in law when they examine the journal to know what the sponsors and the chairman of the committee think so the auditor will have some guidelines."

Senator Talley:

"It is not the intent of this bill to make money available for political purposes. This is for the promotion of port business and industry of the state. That's all this bill

is; not for the promotion of any political power or political candidate, be he Democrat or Republican."

PARLIAMENTARY INQUIRY

Senator Dore:

"Mr. President, point of parliamentary inquiry:

"Are those last remarks in the journal? If they are, then I am satisfied."

REPLY BY THE PRESIDENT

The President:

"They are in the journal, Senator Dore."

Senator Talley:

"What remarks? What did I say? Can you read it back?"

The President:

"The record will show that you made the following remarks:

"It is not the intent of this bill to make money available for political purposes. This is for the promotion of port business and industry of the state. That's all this bill is, not for the promotion of any political power or political candidate, be he Democrat or Republican."

"Is that essentially correct, Senator Talley?"

Senator Talley:

"Yes."

There being no objection, Senator Dore was permitted to withdraw his amendment.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 133 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"I would like some attorney familiar with the constitutional provision to answer this question. I do not have the provision before me. If the constitutional provision is self-implementing and there is no restraint, I would be for this bill on the grounds it puts some restraint on. If the constitutional amendment is not self-implementing, then I think there is something to the argument of Senator Durkan that this bill does not adequately protect. Perhaps Senator Gissberg could answer that."

Senator Gissberg:

"Although I do not hold myself out in the manner that has been suggested by having arisen as being a constitutional expert as such, it would be my opinion from sitting here listening to the argument that the constitutional provision is not self-implementing, that this legislation is necessary if anything is to be expended at all. It is not a limiting factor, contrary to what Senator Ryder has said. It gets a little confusing, but it is not self-implementing in any way, shape or form. The posture of the law would remain the same. In other words, if this legislation is not adopted, I have no doubt the port authorities would have no legal authority whatsoever to expend funds for promotional purposes. They would have no authority unless and until the legislature itself gave to its political subdivisions the authority.

"Senator Ryder mentioned the fact that these public hearings on the budget will apprise the public, but I think that is there in theory, but unfortunately it just doesn't work out that way in practice. I know that Senator Ryder will be the first to join with me and has in the past decried with myself that there is a tremendous lack of public interest on the local level in attending the budget hearings of not only port districts and port authorities, but cities and school districts at the time they adopt their budgets. You just don't find people in attendance at these local budgetary hearings.

"Further, I think that the auditor's office, itself, the state auditor first brought this matter to light and if this legislation is not passed, then there will be no authority on the part of the ports to expend anything for promotion until such time as the legislature has enacted such legislation, and any expenditures made in the interim would be subjected to the same criticism by the state auditor's office."

MOTION

Senator Mardesich:

"Mr. President:

"I rise only to seek information. Can any member of this body tell me what the gross revenues of the Port of Seattle are? Would that be \$25 million or \$30 million or \$35 million so that this would be a \$300,000 or \$350,000 possible expenditure? If no one can answer that question, then I would like to move, out of order perhaps but with the leave of the body, that Senate Bill No. 133 hold its place on the calendar for tomorrow."

The President declared the question before the Senate to be the motion by Senator Mardesich that Engrossed Senate Bill No. 133 hold its place on the third reading calendar for tomorrow.

Debate ensued.

Senator Talley demanded a roll call and the demand was sustained by Senators McCutcheon, Sandison, Stender, Uhlman, Rasmussen, Greive, Connor, Hallauer and Herrmann.

ROLL CALL

The Secretary called the roll and the motion by Senator Mardesich was lost by the following vote: Yeas, 21; nays, 27; excused, 1.

Those voting yea were: Senators Andersen, Canfield, Cooney, Donohue, Dore, Durkan, Gissberg, Guess, Herrmann, Kupka, McMillan, Mardesich, Marquardt, Morgan, Neill, Rasmussen, Ridder, Twigg, Uhlman, Washington, Woodall—21.

Those voting nay were: Senators Atwood, Bailey, Chytil, Connor, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Sandison, Stender, Talley, Williams—27.

Excused: Senator Herr—1.

Senators Talley, Henry and Peterson (Ted) demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 133 and the bill passed the Senate by the following vote: Yeas, 38; nays, 10; absent or not voting, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams—38.

Those voting nay were: Senators Cooney, Durkan, Gissberg, Marquardt, Metcalf, Morgan, Neill, Redmon, Uhlman, Woodall—10.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 133, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich served notice that he would under the proper order of business on the next working day, move that the Senate reconsider the vote by which Engrossed Senate Bill No. 133 passed the Senate.

MOTION

At 12:50 p.m., on motion of Senator Greive, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:15 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:45 p.m.

Senators Greive, Bailey, and Ryder demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Herr who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Joint Resolution No. 3 on second reading.

Senate Joint Resolution No. 3, by Senator Uhlman:

Amending Constitution to change voting requirements as to excess levies.

The resolution was read the second time in full.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Uhlman moved that the Senate do now reconsider the vote by which the amendment by Senator Bailey to Senate Joint Resolution No. 3 was adopted.

POINT OF ORDER

Senator Mardesich:

"Point of order, Mr. President:

"Is it not the rule on an ordinary amendment that the question of reconsideration should have been raised after the original vote, rather than on the next succeeding day?"

Senator Greive:

"Mr. President:

"What Senator Mardesich has said is true, except that 'immediately considered' means while the bill is still before us. 'Immediate' can extend over several days, but Rule 31 provides that if the matter is in the same stage of proceeding as it was yesterday,

then that should be considered. It seems to me that the only logical ruling, if Senator Uhlman voted on the prevailing side, is that he should have the privilege of making such a motion. Furthermore, the scale of the motion under Rule 21 is that a motion to reconsider is second."

RULING BY THE PRESIDENT

The President:

"Senator Mardesich, ruling upon the point of order that you presented, the explanation as given by Senator Greive is correct. The measure is at the same stage of consideration. Senator Uhlman has moved that the Senate do now reconsider the vote by which the amendment proposed by Senator Bailey was adopted."

Debate ensued.

Senator Uhlman demanded a roll call and the demand was sustained by Senators Rasmussen, Morgan, McMillan, Greive, Bailey, McCormack, Washington and Knoblauch.

ROLL CALL

The Secretary called the roll and the motion to reconsider was lost by the following vote: Yeas, 19; nays, 29; excused, 1.

Those voting yea were: Senators Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Uhlman, Washington—19.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Freise, Guess, Hanna, Henry, Herrmann, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Williams, Woodall—29.

Excused: Senator Herr—1.

It was moved by Senator Bailey that Senate Joint Resolution No. 3 be referred to the Committee on Rules and Joint Rules.

Debate ensued.

The motion was lost on a rising vote.

It was moved by Senator Greive that the Senate dispense with the Call of the Senate.

The motion was carried on a rising vote.

MOTION

At 3:35 p.m., on motion of Senator Greive, the Senate recessed until 7:00 p.m.

EVENING SESSION

The President called the Senate to order at 7:00 p.m.

On motion of Senator Greive, Senators Herrmann and McMillan were excused.

Senators Atwood, Greive, and Stender demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Herr and McMillan, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SECOND READING OF BILLS

Senate Joint Resolution No. 3, by Senator Uhlman:

Amending Constitution to change voting requirements as to excess levies.

The Senate resumed consideration of Senate Joint Resolution No. 3 on second reading.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich moved that the Senate do now reconsider the vote by which the motion by Senator Bailey to refer Senate Joint Resolution No. 3 to the Committee on Rules and Joint Rules failed to carry.

The motion for reconsideration was carried.

The President declared the question before the Senate to be the motion by Senator Bailey that Senate Joint Resolution No. 3 be referred to the Committee on Rules and Joint Rules.

Senator Ryder demanded a roll call and the demand was sustained by Senators Peterson (Ted), Canfield, Talley, Lewis, Atwood, Woodall, Bailey, Greive, Morgan and Rasmussen.

ROLL CALL

The Secretary called the roll. The motion was carried and Senate Joint Resolution No. 3 was referred to the Committee on Rules and Joint Rules by the following vote: Yeas, 25; nays, 22; excused, 2.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Washington—25.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Talley, Twigg, Uhlman, Williams, Woodall—22.

Excused: Senators Herr, McMillan—2.

Senate Bill No. 196, by Senators Gissberg, Mardesich and Metcalf:

Reconveying certain forest board trust lands to Snohomish county.

The bill was read the second time by sections.

On motion of Senator Ryder, the rules were suspended, Senate Bill No. 196 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 196 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Giss-

berg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Herr, McMillan—2.

Senate Bill No. 196, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 118, by Senators Woodall, Durkan and Greive:

Providing increased penalties for driving while license is suspended or revoked.

On motion of Senator Woodall, Senate Bill No. 118 was ordered to retain its place on the second reading calendar for today immediately following Senate Bill No. 69.

Senate Bill No. 241, by Senators Uhlman, Henry and Woodall (by Departmental request): Authorizing sale of certain state patrol property in Seattle.

The bill was read the second time by sections.

On motion of Senator Mardesich, the following amendment was adopted:

On page 1, section 1, following line 19 insert the following:

"Before any sale under the provisions of this act shall be made the property shall be appraised by two independent competent real estate appraisers. Any sale pursuant to the provisions of this act shall be made to the best bidder for a price not less than the appraised value of said property and pursuant to a call for bids published at least 15 days prior to the date fixed for the sale in one issue of a daily newspaper printed and published in the county in which the property is located."

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 241 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 241 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Herr, McMillan—2.

Engrossed Senate Bill No. 241, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 249, by Senators Washington, Metcalf and Morgan (by Departmental request):

Authorizing highway commission to set speed limits at ferry terminals.
The bill was read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

Following line 19, add a new section as follows:

"Sec. 2. Section 6, chapter 16, Laws of 1963 and RCW 46.61.425 are each amended to read as follows:

(1) No person shall drive a motor vehicle at such a slow speed as to impede the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation or in compliance with law: *Provided, That a person following a vehicle driving at less than the legal maximum speed and desiring to pass such vehicle may exceed the speed limit, subject to the provisions of RCW 46.61.120, at only such a speed and for only such a distance as is necessary to complete the pass with a reasonable margin of safety.*

(2) Whenever the state highway commission or local authorities within their respective jurisdictions determine on the basis of an engineering and traffic investigation that slow speeds on any part of a highway unreasonably impede the normal movement of traffic, the commission or such local authority may determine and declare a minimum speed limit thereat which shall be effective when appropriate signs giving notice thereof are erected. No person shall drive a vehicle slower than such minimum speed limit except when necessary for safe operation or in compliance with law."

In line 2 of the title, after "405" insert "; and amending section 6, chapter 16, Laws of 1963 and RCW 46.61.425"

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 249 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 249 and the bill passed the Senate by the following vote: Yeas, 44; nays, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guss, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Wood—all—44.

Those voting nay were: Senators McCutcheon, Ridder, Talley—3.

Excused: Senators Herr, McMillan—2.

Engrossed Senate Bill No. 249, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 69, by Senators Ryder, Sandison and Foley (by Public Pension Commission request):

Employing of investment counsel by pension commission.

The bill was read the second time by sections.

On motion of Senator Ryder, the following amendment by Senators Ryder and Sandison was adopted:

On page 2, beginning on line 4, strike all of section 2.

On motion of Senator Ryder the following amendment was adopted:

On page 1, line 4, after "RCW" strike "and making an appropriation"

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 69 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon:

"Mr. President, would Senator Ryder yield to a question:

"Senator, this sets up an advisory council. They have no authority other than to advise the present investors of the fund. In other words, they study and advise our present board as to the wisdom of their investments but they have no power to override the present board?"

Senator Ryder:

"This is correct, and actually it is not an investment board. It is actually an investment counsel whom the pension system would hire, who are experts in this field and who would merely advise the pension system of the progress of these funds."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 69 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Herr, McMillan—2.

Engrossed Senate Bill No. 69, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 118, by Senators Woodall, Durkan and Greive:

Providing increased penalties for driving while license is suspended or revoked.

REPORT OF STANDING COMMITTEE

Senate Bill No. 118:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Providing increased penalties for driving while license is suspended or revoked (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 16, after "months," and before "days" strike "ten" and insert "five"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Anderson, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Woodall, the committee amendments were adopted.

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 118 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 118 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Herr, McMillan—2.

Engrossed Senate Bill No. 118, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 138, by Senators Williams, Ryder and Connor:

Deleting certain territorial restrictions on the sale of intoxicating liquor near the University of Washington.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, Senate Bill No. 138 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 138 and the bill passed the Senate by the following vote: Yeas, 26; nays, 21; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Connor, Cooney, Dore, Faulk, Gissberg, Greive, Guess, Hallauer, Henry, Keefe, Knoblauch, Kupka, Lewis, Mardesich, Marquardt, Neill, Pritchard, Redmon, Ridder, Ryder, Stender, Twigg, Williams, Woodall—26.

Those voting nay were: Senators Andersen, Canfield, Chytil, Donohue, Durkan, Foley, Freise, Hanna, Herrmann, Lennart, McCormack, McCutcheon, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Sandison, Talley, Uhlman, Washington—21.

Excused: Senators Herr, McMillan—2.

Senate Bill No. 138, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 75, by Senators Herrmann, Freise and Cooney:

Increasing salaries of court reporters in certain judicial districts.

REPORT OF STANDING COMMITTEE

Senate Bill No. 75:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Increasing salaries of court reporters in certain judicial districts (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 15, before "thousand" strike "ten" and insert "nine" and on line 15, after "thousand" and before "hundred" strike "six" and insert "[six] five"

On page 1, section 1, line 16, after "[seven]" and before "thousand" strike "ten" and insert "nine" and on line 16 after "thousand" and before "hundred" strike "six" and insert "[six] five"

On page 1, section 1, line 19, after "[seven]" strike "ten" and insert "nine"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Herrmann, the committee amendments were adopted.

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 75 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Herrmann yield:

"I'd like to ask one question. Is this going to increase the cost of the counties doing business without a return by the state and the legislature for the increased cost of operating the judicial system?"

Senator Herrmann:

"I don't think, Senator Guess, there will be any great impact on the budgets of the counties because I think there are only some forty-eight in the entire state and the amount that we are increasing it, especially in the smaller counties where there would be only one person involved, is very small. The amount we have here, \$1,900, we discussed in the committee and felt that it would not work any hardship on the counties, especially the smaller counties."

Senator Guess:

"Is this increase in proportion to the increase that we have given to the state employees in House Bill No. 186?"

Senator Herrmann:

"I don't think it would be disproportionate. I would say their salaries are entirely out of proportion to the increases that we have given the judges in the courts, in the superior courts and the supreme court. I feel that we have really failed with these people in getting their salaries up to a professional level."

Senator Guess:

"Senator Herrmann, am I correct that we raised the salaries of these people last session?"

Senator Herrmann:

"That is correct, and I think it was totally inadequate for the work that they are doing. I think that they should really receive more than ordinary laborers. We are having a difficult time getting competent people in this field and I think the reason is

that the salaries are set by statute and in dealing with the classes of this bill it is inadequate for the type of highly specialized professional service that these people render."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 75 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Herr, McMillan—2.

Engrossed Senate Bill No. 75, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 18, by Senators Woodall and Gissberg (by Legislative Council request):

Simplifying garnishment proceedings in justice courts.

Senate Bill No. 19, by Senators Woodall and Gissberg (by Legislative Council request):

Simplifying garnishment proceedings in superior court.

MOTION

On motion of Senator Greive, Senate Bill No. 18 and Senate Bill No. 19 were ordered to retain their places at the end of the second reading calendar for tonight.

Senate Bill No. 38, by Senators Woodall, Greive and Uhlman (by Legislative Council request):

Changing judges' retirement system.

On motion of Senator Woodall, Senate Bill No. 38 was ordered to retain its place on the second reading calendar for Monday, February 6, 1967.

Senate Bill No. 5, by Senators Talley, Williams and Peterson (Ted) (by Legislative Council request):

Reducing state parks purchase options to \$1.00.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, Senate Bill No. 5 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5 and the bill passed the Senate by the following vote: Yeas, 47, nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch,

Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Herr, McMillan—2.

Senate Bill No. 5, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Ryder yield to a question:

"Senator Ryder, I notice that we still have quite a few bills on the calendar, that the hour approaches nine, that the Senate has been in session some ten hours already this day, and I am led to believe that the House adjourned around 1:30 or 2:00 this afternoon for the weekend. What is the problem over there? Is the pay scale slowing them down a little bit, or what is the trouble in the House?"

Senator Ryder:

"Mr. President:

"Senator, they have gotten so far ahead and have passed so many bills that they have to wait until we catch up. This is one of the reasons why we have been in session today, to try to help us catch up a little bit to what the House is doing. Now, I think perhaps that we have worked long enough today and we are all tired. I certainly will give permission from the minority to the majority to take the Call of the Senate off and adjourn."

MOTION

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

Senate Bill No. 287, by Senators Washington, Kupka, Stender and Knoblauch (by Departmental request):

Authorizing closure of toll facility special accounts.

REPORT OF STANDING COMMITTEE

Senate Bill No. 287:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Authorizing closure of toll facility special accounts (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 9, after "chapter 47.56 RCW" and before "after the" strike "upon the lapse of one year".

On page 1, section 1, line 13, after "may," and before "after the" strike "upon the lapse of one year".

Nat Washington, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed

Senate Bill No. 287 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 287 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Durkan, McCutcheon, Rasmussen—3.

Excused: Senators Herr, McMillan—2.

Engrossed Senate Bill No. 287, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 3, 1967.

Mr. President:

The Speaker has signed: House Bill No. 57,

House Joint Memorial No. 1, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 57 and House Joint Memorial No. 1.

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

SECOND READING OF BILLS

Engrossed House Bill No. 20, by Representatives Gorton, O'Brien and McGavick:

Regulating budgets of cities over 300,000 population.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 20 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 20 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Durkan, Henry, McCutcheon—3.

Excused: Senators Herr, McMillan—2.

Engrossed House Bill No. 20, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 9:10 p.m., on motion of Senator Greive, the Senate adjourned until noon, Monday, February 6, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-NINTH DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Monday, February 6, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Richard Forester, Color Bearer, and Nancy Waldo, presented the Colors.

Reverend Maurice L. Haehlen, minister of United Churches of Olympia, offered prayer as follows:

"Eternal God, who didst lead our fathers to bring forth in this land a new nation, conceived in liberty and maintained by fair and just laws—give Grace to us their children—so that we may ever be mindful of Thee, without whom no people can long prosper nor dwell secure.

"Give us the grace to seek first Thy kingdom and righteousness that thouest may bless our nation and state abundantly and make it a blessing throughout the land, Amen."

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

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 133 passed the Senate.

Debate ensued.

Senators Henry, Greive and Peterson (Ted) demanded the previous question and the demand was sustained.

Senator Kupka demanded a roll call and the demand was sustained by Senators Durkan, Mardesich, Greive, Henry, Talley, Ryder, Bailey, and Guess.

ROLL CALL

The Secretary called the roll and the motion for reconsideration was lost by the following vote: Yeas, 19; nays, 29; absent or not voting, 1.

Those voting yea were: Senators Cooney, Durkan, Freise, Gissberg, Guess, Kupka, Lennart, McCutcheon, Mardesich, Marquardt, Morgan, Neill, Rasmussen, Redmon, Ridder, Sandison, Twigg, Uhlman, Woodall—19.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Chytill, Connor, Donohue, Dore, Faulk, Foley, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, McCormack, McMillan, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stender, Talley, Washington, Williams—29.

Absent or not voting: Senator Lewis—1.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Resolution No. 15.

On motion of Senator Dore, Senate Resolution No. 15 was referred to the Committee on Higher Education and Libraries.

POINT OF INQUIRY

Senator Metcalf:

"Mr. President, would Senator Uhlman yield to a question:

"Senator Uhlman, ten days ago this body committed the implied consent bill to your committee. Many of us would certainly appreciate a progress report on this bill at this time. Have you set a date for hearing and other action on the implied consent bill?"

Senator Uhlman:

"Mr. President, Senator Metcalf:

"In answer to your question, I have been in almost daily contact with Mr. Best of the legislative council. Mr. Best is now working up a rather comprehensive report for our committee. The Judiciary Committee over the years has been reputed, under the very able leadership of Senator Jack Petrich, of wanting to study all of the legislation carefully. This is what we are doing with this legislation and I certainly wouldn't think that this body would like to have a hasty or premature decision made on this bill. When it is appropriately prepared for study, it will be considered by the committee and if it is meritorious legislation it will be referred to the Senate for action."

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 3, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 69, Senate Bill No. 75, Senate Bill No. 118, Senate Bill No. 133, Senate Bill No. 241, Senate Bill No. 249, Senate Bill No. 267, Senate Bill No. 287, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Fred H. Dore, Perry B. Woodall.

Senate Bill No. 94:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Requiring state licenses for plumbers (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 189:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Creating commission to determine feasibility of state participation in World Exposition of 1970 (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it be referred to Committee on Ways and Means.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Gordon Herr, James E. Keefe; Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

MOTION

On motion of Senate Henry, the committee report was adopted and Senate Bill No. 189 was referred to the Committee on Ways and Means.

Senate Bill No. 207:

Senate Chamber,
Olympia, Wash., February 3, 1967.

Authorizing conferences and interim study committees of judges of courts of limited jurisdiction (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 228:

Senate Chamber,
Olympia, Wash., February 3, 1967.

Eliminating authority of county chairman to substitute names for persons recommended for election officers by precinct committeemen (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: Karl Herrmann, James E. Keefe, George Kupka, Ernest W. Lennart, Jack Metcalf, R. R. Bob Greive, Joel M. Pritchard, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 275:

Senate Chamber,
Olympia, Wash., February 3, 1967.

Providing for electronic voting and vote counting machines (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: Larry Faulk, R. R. Bob Greive, Karl Herrmann, James E.

Keefe, George Kupka, Jack Metcalf, Mike McCormack, David E. McMillan, John H. Stender, Nat Washington, Perry Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 8:

Senate Chamber,
Olympia, Wash., February 3, 1967.

Providing for annual regular sessions and prescribing methods for convening the legislature in special session (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass., *Chairman.*

We concur in this report: Karl Herrmann, James E. Keefe, George Kupka, Ernest W. Lennart, Jack Metcalf, Mike McCormack, Joel M. Pritchard, Nat Washington, Perry Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 32:

Senate Chamber,
Olympia, Wash., January 30, 1967.

Removing requirement that copies of copyrighted works be filed with state treasurer (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass. George W. Kupka, *Chairman.*

We concur in this report: Frank Connor, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 43:

Senate Chamber,
Olympia, Wash., February 3, 1967.

Requiring tags for hunting mountain sheep, wild turkey, and bear (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass. Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, February 6, 1967.

To the Honorable, The Senate of the State of Washington

Lady and Gentlemen:

I have the honor to submit the following reappointment to the position of member, State Highway Commission, subject to your confirmation:

George D. Zahn, appointed August 1, 1966 for a term ending July 1, 1972, succeeding himself.

Sincerely yours,
Daniel J. Evans, *Governor.*

Referred to the Committee on Highways.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

GOVERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., February 6, 1967.

George D. Zahn, to the position of member of the State Highway Commission,

appointed by the Governor August 1, 1966 for the term ending July 1, 1972, succeeding himself (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

Nat Washington, *Chairman.*

Al Henry, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Larry Faulk, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

It was moved by Senator Woodall that the rules be suspended and that the appointment of George D. Zahn to the position of member of the State Highway Commission be now confirmed.

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President:

"I would like to second the confirmation of George D. Zahn to the State Highway Commission. George Zahn was first appointed to the State Highway Commission by Governor Rosellini some years ago. It was my privilege at that time to intercede with the Governor in suggesting that appointment and former Senator Zahn is the gentleman whom I, myself, succeeded in this body. He has been both an effective legislator and commissioner. You all know him. He has done a wonderful job as both a Commissioner and as Chairman of the Highway Commission, and in the course of his activity on highways, he devotes a lot of his time to the effort of improving the highways of this state, which has been a very tender subject in that we have had some very delicate matters in the way of a conflict between the rural interests of the state and the urban interests of the state.

"Commissioner Zahn comes from primarily a rural area of the state and yet during the time of his stewardship as commissioner and as chairman of the commission there has been more progress made in the improving of the urban highways of the state than any other previous time. I think that his job with the Commission speaks for itself. I know that he is a devoted public servant and I know that you have all had an opportunity to talk individually to him because he is the sort of chap who does get around and talk about the problems that those of us who represent the public here have and I hope you will all support him in this confirmation."

Senator Washington:

"Mr. President and members of the Senate:

"I have always felt that except in rare instances the Senate should take very seriously its prerogative of approving the appointments of the Governor to important positions.

"The Highway Committee met and discussed former Senator Zahn's qualifications and his background, he was before the Committee for a considerable period of time and answered a number of questions. Those here in the body do know Senator Zahn as a former Senator. We are acquainted with his activities as a former chairman of the Commission. The Highway Committee did submit a report which was read in. Ordinarily it would have gone to the Committee on Rules and Joint Rules and been referred back to the floor, but all members present unanimously voted to submit the appointment to the floor with the recommendation that George Zahn be confirmed.

"I feel that he has been a conscientious member of the Commission. I know from personal experience he spent many hours over and above the duties required. I know that in our area of the state he is well versed with our highway problems. We feel that we do have an ear on the Highway Commission for our problems. Also, I feel that observing him operate he does have a good statewide point of view and has been one of the more energetic members on the board. I urge your vote for his confirmation."

Senator McMillan:

"Mr. President:

"I would just like to say a word regarding former Senator Zahn. I regard him as

one of the outstanding members of the Highway Commission, a man whom I have known for a number of years, a dedicated public servant, and a real credit to the Highway Commission and to the people of the state of Washington."

Senator Bailey:

"Mr. President: -

"I want to second the nomination of former Senator Zahn but I want to make a few comments and I don't want it misconstrued that we don't want to approve of his confirmation. We do disapprove of the way that this is being handled and I don't contend that anybody who is a former Senator necessarily has to have a shotgun approval out on the floor. I think there is a procedure to be followed and this puts us in the position of looking like we are opposing George Zahn which I am not. But hereafter we are going to take a close look and there is going to be a pretty solid vote against some of these if the action of the committees is going to determine that something is not going to go to the Committee on Rules and Joint Rules when they pass on a bill. I think the committee is setting a very bad example and I hope I misunderstood you, Senator Washington."

Senator Kupka:

"Mr. President:

"I wanted to make a little remark on behalf of George Zahn. I hope his job will last for a long time, but if I understand some of the proposals correctly on this new Department of Transportation, we may not need these fellows. Maybe we ought to wait a while. Maybe we are going to confirm somebody who isn't going to be working very long. I would like to get a remark from Senator Ryder as to how long we are going to need the Highway Commission."

Senator Talley:

"Mr. President:

"I would just like to say one word on behalf of George Zahn. We come from an area we consider a cow county, and sometimes we think Puget Sound doesn't know we exist, but George Zahn in the matter of highway matters has been fair and honest. I don't think anything more or better can be said of any man."

Senator Redmon:

"Mr. President, members of the Senate:

"Being a past member of the state Highway Commission and having known George Zahn for a good many years, I am thoroughly in accord with his appointment and I hope this body will approve it."

Senator Stender:

"Mr. President, members of the Senate:

"I would like to join with the other Senators in saying just a word on behalf of Mr. Zahn. I think that out in the south part of King County we have the most acute problems in recent years with respect to our highways. I think that it should be said that George Zahn, although he lives in the northeastern part of Washington State, has taken a very strong interest in seeing that our problems are relieved and I think his efforts are showing some improvement in the last two or three years. For that reason and others, I would like to second the nomination of George Zahn."

Senator Guess:

"Mr. President, members of the Senate:

"I would also like to add my words of commendation to Senator Zahn for the job that he has done while he was the chairman of the Commission and as a member of the Commission. George has a ready wit and a sense of humor which have brought him through many very tough periods of trial. I have watched him operate presently in the area of Spokane in the metropolitan study that is going on over there and there are many factions to be considered. The feelings of many people have to be expressed in this. George sits as one of the members of the board that is making that study. He has had a great deal of experience watching the metropolitan study in the Puget Sound area and he has brought to our area a great deal of adeptness and wisdom in making these studies. It is a real pleasure to be able to second the recommendation that Senator Zahn be confirmed as a member of the State Highway Commission."

Senator Lennart:

"Mr. President:

"The Highway Commission and Highway Department is on trial. Don't anyone tell it differently. The appointment and confirmation of George Zahn will strengthen our belief because I have implicit confidence in the man. I served with him here. It was a good appointment, even though it was made by Governor Rosellini, and this confirmation is something I can feel real good about."

The motion was carried.

APPOINTMENT OF GEORGE D. ZAHN

The Secretary called the roll and the appointment of George D. Zahn to the position of member of the State Highway Commission was confirmed by the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Bailey, Lewis, Marquardt—3.

Having received the approval of the Senate, the appointment of George D. Zahn to the position of member of the State Highway Commission was confirmed.

PERSONAL PRIVILEGE

Senator Durkan:

"Mr. President and members of the Senate, a point of personal privilege:

"It has been brought to my attention this morning that the Governor in his morning press conference stated that he felt that two hearings in Spokane that were just two days apart was a misuse of public funds and was a waste of time. I just wanted to point out that I agree with the Governor and I would like to further point out that I have been negotiating with the Republicans and talking to the minority leader and the caucus chairman in hopes that we could work something out so that we could facilitate the operation of the Senate and at the same time cooperate with the House.

"I personally went over and asked Representative McCaffree if she would hold a joint hearing and she said no. She turned me down. She said, 'If the Senators want to come to our hearing, they are welcome to come. They can come as guests.'

"Now I am still looking for a way to facilitate our joint hearing. I think, too, for two bodies to travel to Spokane, the House Revenue Committee and the Senate Revenue Committee on two different days one day apart is a waste of time and perhaps public funds. But we think Representative McCaffree should hold joint hearings. We are willing to go over there. We are willing to travel with her. But we think we as members of the Senate should have equal opportunity to question and interrogate on the podium. That is all we ask, and I might remind anybody who is in earshot that I did talk to Senator Ryder and Senator Neill in trying to work this out. As a matter of fact I have not even announced any public hearings on this matter because I was in the process of discussing this with the minority side. It is still my hope that Representative McCaffree will see fit to hold joint hearings. We will cooperate in any manner that we can. We, too, think that one hearing in one area of the state is sufficient. But I do feel and I intend to see that the Senate view is represented. If Representative McCaffree doesn't want to hold joint hearings in Spokane, we on this side of the aisle feel we have a proper right to go anywhere in the state with the consent of the Senate and hold hearings. Now I am hopeful and I say this with sincerity—I hope that we can work out any kind of a joint hearing that Representative McCaffree and the Senate can resolve. We are wide open for any suggestion. I would agree with the Governor that it would be a waste of funds and I suggest that he talk to the chairman of his House Republicans and ask her to cooperate with the Senate.

Senator Ryder:

"Mr. President:

"Senator Durkan has talked with me. He has talked with Senator Neill. Senator Durkan, is there any reason for you to believe that if you went to Spokane you and your committee would not be given an opportunity to make any representations which you wished to make or to ask any questions that you would like to ask or to answer any if you went to Spokane on Wednesday?"

Senator Durkan:

"Mr. President, may I reply:

"In reply to your question, Senator, as I understand it for us to travel to Spokane as guests, first we would have to be excused from the Senate. We wouldn't be on official business and it would be highly improper I'm sure—and I feel certain Senator McCormack would agree with me and you would agree—to use Senate funds to travel to Spokane as guests. For a joint hearing, yes. We could ask the Senate for funds to travel to a joint hearing. I don't believe we would get the proper representation we want at any hearing Representative McCaffree holds without being members of a joint hearing. I might add I am willing and I am sure Senator McCormack is willing to take any reasonable steps that you might suggest."

Senator Ryder:

"Mr. President, one more question of Senator Durkan:

"Are you prepared to go on Wednesday night if you had a joint hearing over there?"

Senator Durkan:

"Mr. President:

"No, Senator Ryder, at this time I would have to say no because after I talked to Representative McCaffree last week and she turned us down on a joint hearing, in the meantime and before that time Senator Dore had scheduled a hearing which is going to entail bringing in all of the mayors of the state on the problems of cities and which he had set far in advance of Representative McCaffree's hearing and in addition to that one of the most important hearings of this session is going to be held on Wednesday evening, which I pointed out to Representative McCaffree. That is on the problem of community colleges. I have written to the presidents of the community colleges and school boards and school districts asking them to attend. I pointed this out to Representative McCaffree and asked her if she couldn't postpone it to a date mutually advantageous to us all and told her she could pick any date. She turned us down."

Senator Ryder:

"Mr. President:

"Then I would assume, Senator Durkan, that even though she had asked for a joint hearing on Wednesday night, you would not have attended because of these other things which were coming up over here and you would not want to be out of Olympia?"

Senator Durkan:

"At the present time your assumption is wrong, Senator Ryder, because you are assuming now on Monday before the Wednesday hearing and this was last week, nearly a week ago, when I asked her this, so your assumption is wrong as of now. If she can agree to a date on a joint hearing, we will be happy to go along with her and we are still willing to go along with her. But I think you will agree we should be here for the community college hearings."

Senator Greive:

"Mr. President, I think a little more clarification is in order. First of all, it is basic that if we are going to get any kind of tax reform program, which requires a two-thirds vote, we can't afford to have any tempest in a teapot that might make it difficult for any of us to vote for it or any accusations going back and forth which might make it difficult for any of us to vote for it when the time comes. Second, Senator Durkan's hearings were set first, not Representative McCaffree's, so there was this attempt to beat him to the punch which a lot of us didn't appreciate. I might say we felt very strongly about it, but it is one of those things. If she wanted to do that, that's fine. The third matter is that we had this very extensive hearing set on that very date. Now it may be pure coincidence, but the House set theirs a couple of days after they knew when ours was

to be set. Maybe it is mere coincidence that they picked a day when we had extensive public hearings, one of the largest to be held during this session of the legislature on a bill of utmost importance sponsored by Senator McCormack, and there were hearings to be conducted also on the budget by Senator Doré. But we had these two hearings that people were interested in and were coming to this chamber to testify on, so it places all of us in a very difficult position. It seems to me the intelligent thing to do and the reasonable thing to do is for representations to be made to Representative McCaffree, because she might conduct a very successful hearing and lose the bill."

Senator Woodall:

"Mr. President, would Senator Guess yield:

"Senator Guess, do you anticipate that the proponents of this bill are going to pick up a lot of support in the Spokane area?"

Senator Guess:

"Senator Woodall, to the contrary."

Senator Ryder:

"Mr. President and members of the Senate:

"I think, Senator Guess, the people in Spokane are about as intelligent as they are in the rest of the state. Senator Greive, the reasons for my questions and the point I was making is that apparently Representative McCaffree set her date without knowledge of the hearings which you had already set but it would have been futile to even have asked for a joint hearing because you would not have gone anyway."

MOTION

At 1:15 p.m., on motion of Senator Greive, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:15 p.m.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 3, 1967.

Mr. President:

The House has passed Engrossed House Bill No. 244, and the same is herewith transmitted. Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., February 6, 1967.

Mr. President:

The Speaker has signed House Bill No. 20, and the same is herewith transmitted. Malcomb McBeath, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 20.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 362, by Senators Cooney, McCutcheon and Stender:

An Act relating to public employment; providing certain pensions and benefits for members and retired members of police departments of first class

cities, and their surviving spouses and children; adding a new section to chapter 39, Laws of 1909 and to chapter 41.20 RCW; amending section 2, chapter 78, Laws of 1959 as amended by section 1, chapter 140, Laws of 1961 and RCW 41.20.085; and providing an effective date.

Referred to Committee on Labor and Social Security.

Senate Bill No. 363, by Senators Pritchard, Mardesich and Lennart (by Executive request):

An Act relating to historic sites and properties; providing a program in relation thereto; creating an advisory council on historic preservation; prescribing powers, duties and functions; abolishing the historic sites and markers commission; and repealing sections 1 and 2, chapter 95, Laws of 1949, sections 1 through 5, chapter 95, Laws of 1961 and RCW 27.52.010 through 27.52.060.

Referred to Committee on State Government.

Senate Bill No. 364, by Senators Williams, Hallauer, Talley and Pritchard:

An Act relating to multi-purpose community centers; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

MOTION

On motion of Senator Williams, the rules were suspended to permit additional names as sponsors to Senate Bill No. 364.

Senate Bill No. 365, by Senators Gissberg, Lewis, Keefe, Henry, Twigg, Metcalf, Marquardt, Herrmann, Knoblauch, Peterson (Lowell), Kupka and Foley:

An Act relating to state government; and amending section 43.03.060, chapter 8, Laws of 1965 and RCW 43.03.060.

Referred to Committee on State Government.

On motion of Senator Lewis, the rules were suspended to permit additional names as sponsors to Senate Bill No. 365.

Senate Bill No. 366, by Senators Kupka, Peterson (Ted) and Durkan:

An Act relating to mobile homes and travel trailers; providing for the promulgation of rules and regulations governing safety and the installation of certain equipment therein; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.22 RCW.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 367, by Senator Talley:

An Act relating to prohibiting standing or parking a motor vehicle in specified places; and amending section 66, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.570.

Referred to Committee on Highways.

Senate Bill No. 368, by Senator Hallauer:

An Act relating to public highways; authorizing and directing the state highway commission to make a feasibility study of the need of adding a section in Pend Oreille county to the state highway system; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 369, by Senators Ridder, Uhlman and Pritchard:

An Act relating to elections; and adding a new section to chapter 9, Laws of 1965 and to Title 29 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 370, by Senators Durkan, Greive and Woodall.

An Act relating to state and local government, amending section 43.17.070, chapter 8, Laws of 1965 and RCW 43.17.070; and adding new sections to chapter 8, Laws of 1965 and to Title 43 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 371, by Senators Neill, Sandison, Ryder, Gissberg, Foley and Atwood:

An Act relating to a state building authority; and repealing sections 43.76.010 through 43.76.930, chapter 8, Laws of 1965 and RCW 43.76.010 through 43.76.930.

Referred to Committee on State Government.

On motion of Senator Neill, the rules were suspended to permit additional names as sponsors to Senate Bill No. 371.

Senate Bill No. 372, by Senator Mardesich:

An Act relating to the residence requirements for appointment of police officers in cities of the first class; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.22 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 373, by Senators Rasmussen, Metcalf and Greive:

An Act relating to industrial insurance penalties; and amending section 51.48.070, chapter 23, Laws of 1961 and RCW 51.48.070.

Referred to Committee on Labor and Social Security.

Senate Bill No. 374, by Senators Rasmussen, Greive and Cooney:

An Act relating to employment security; amending section 3, chapter 35, Laws of 1945 and RCW 50.04.020; amending section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030; amending section 33, chapter 35, Laws of 1945 as last amended by section 2, chapter 8, Laws of 1953 extraordinary session and RCW 50.04.320; adding a new section to chapter 35, Laws of 1945 and to chapter 50.04 RCW; amending section 68, chapter 35, Laws of 1945, as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010; amending section 3, chapter 286, Laws of 1955 and RCW 50.20.030; amending section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959 and RCW 50.20.120; adding a new section to chapter 35, Laws of 1945 and to chapter 50.20 RCW; amending section 89, chapter 35, Laws of 1945 as amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010; amending section 12, chapter 286, Laws of 1955 and RCW 50.28.030; and declaring effective dates.

Referred to Committee on Labor and Social Security.

Senate Bill No. 375, by Senators Dore, Durkan, Foley and Connor (by Departmental request):

An Act relating to the common and vocational-technical schools and the support thereof; authorizing the sale of limited obligation bonds and the use of the proceeds for needed common and vocational-technical school plant facilities, modernization of existing common school facilities; providing ways

and means to pay said bonds; making appropriations; and declaring an emergency.

Referred to Committee on Education.

Senate Bill No. 376, by Senators Dore, Ryder, Durkan and Foley (by Departmental request):

An Act relating to education; providing support for maintenance, operation and construction of facilities for common schools; amending section 1, page 320, Laws of 1909 and RCW 28.40.010; amending section 1, page 421, Laws of 1873 as last amended by section 1, chapter 276, Laws of 1959 and RCW 28.41.020; and declaring an emergency.

Referred to Committee on Education.

Senate Bill No. 377, by Senators Dore, Durkan, Foley and Connor (by Departmental request):

An Act relating to the community colleges and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for needed community college plant facilities; providing ways and means to pay said bonds; making appropriations; and providing for submission of this act to a vote of the people.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 378, by Senators Bailey and Freise:

An Act relating to real estate brokers and salesmen; amending section 7, chapter 252, Laws of 1941 as amended by section 11, chapter 235, Laws of 1953 and RCW 18.85.220; and amending section 16, chapter 235, Laws of 1953 as amended by section 48, chapter 52, Laws of 1957 and RCW 18.85.350.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Joint Resolution No. 17, by Senators Neill, Sandison, Ryder, Gissberg, Foley and Atwood:

Submitting to voters constitutional amendment creating state building authority.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 375, Senate Bill No. 376, Senate Bill No. 377 and Senate Joint Resolution No. 17.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

Engrossed House Bill No. 244, by Representatives Heavey, Harris and Hill: Prescribing procedures and relating to fees of county clerks.

Referred to Judiciary Committee.

SECOND READING OF BILLS

Senate Bill No. 38, by Senators Woodall, Greive and Uhlman (by Legislative Council request):

Changing judges' retirement system.

On motion of Senator Woodall, Senate Bill No. 38 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 200, by Senators Freise, Cooney and Atwood:

Changing compensation of judges pro tempore of the superior court.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 1, 1967.

Senate Bill No. 200:

Changing compensation of judges pro tempore of the superior court (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

On line 20 before "shall" strike "He" and insert "[He] A judge pro tempore who is a practicing attorney and who is not a retired judge of the supreme court or of a superior court of the state of Washington, or who is not an active judge of an inferior court of the state of Washington,"

On line 23, after the period following "judge" add a new sentence to read as follows: "A judge who has retired from the supreme court or superior court of the state of Washington, or who is an active judge of an inferior court of the state of Washington shall receive no compensation as judge pro tempore."

Wes C. Uhlman, Chairman,
Fred H. Dore, Vice Chairman.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendments were adopted.

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 200 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 200, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Voting nay was: Senator Ridder—1.

Absent or not voting: Senators Dore, Durkan, Metcalf—3.

Engrossed Senate Bill No. 200, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 251, by Senators Washington, Donohue and Redmon (by Departmental request):

Authorizing highway commission to acquire property to construct frontage roads.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 251 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 251, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senators Durkan, Peterson (Ted)—2.

Senate Bill No. 251, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The President called upon Senator Al Henry, President Pro Tempore, to preside.

Senate Bill No. 18, by Senators Woodall and Gissberg (by Legislative Council request):

Simplifying garnishment proceedings in justice courts.

On motion of Senator Woodall, Substitute Senate Bill No. 18 was substituted for Senate Bill No. 18, and the substitute bill was placed on second reading.

MOTION

At 3:25 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, February 10, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTIETH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Tuesday, February 7, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Gissberg.

On motion of Senator Keefe, Senator Gissberg was excused.

The Color Guard, consisting of Pages Mark Freise, Color Bearer, and Janet Carvitto, presented the Colors.

Reverend Maurice L. Haehlen, minister of the United Churches of Olympia, offered prayer as follows:

“Almighty God Thou Eternal Father of us all, we would recognize Thy Eternal purpose for mankind and we would endeavor to translate it into the laws of our land. Make us imaginative, creative and faithful in setting the boundaries wherein mankind can enjoy this beautiful world Thou hast created for us all. Guard us against pressures that would corrupt us and make us firm to do the right for Thy Kingdom's Glory. Amen.”

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

MOTIONS

On motion of Senator Henry, the Committee on State Government was relieved of further consideration of Senate Bill No. 371.

On motion of Senator Henry, Senate Bill No. 371 was referred to the Committee on Ways and Means.

On motion of Senator McCutcheon, the Committee on Constitution, Elections and Legislative Processes was relieved of further consideration of Senate Joint Resolution No. 17.

On motion of Senator McCutcheon, Senate Joint Resolution No. 17 was referred to the Committee on Ways and Means.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 6, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 200, have inspected same, and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. R. Bob Greive, Perry B. Woodall.

Senate Bill No. 15:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Requiring motorcyclists to wear approved safety helmets (reported by Committee on Highways):

MAJORITY recommends that Substitute Senate Bill No. 15 be substituted therefor and the substitute bill do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Larry Faulk, Herbert H. Freise, Sam C. Guess, Ernest W. Lennart, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 36:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Amending the Motor Vehicle Code (reported by Committee on Highways):
MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*,

We concur in this report: Larry Faulk, Herbert H. Freise, Sam C. Guess, Ernest W. Lennart, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 55:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Exempting title insurance companies and their agents from escrow agent registration (reported by Committee on Banks, Financial Institutions and Insurance):
MAJORITY recommends that it do pass as amended.

Karl Herrmann, *Chairman*.
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 70:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Authorizing a retirement plan for the faculties of community colleges (reported by Committee on Higher Education and Libraries):
MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, Wilbur G. Hallauer, Harry B. Lewis, Mike McCormack, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 167:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Providing WSU electrical research experiment station to be located near existing hydro-electric facility (reported by Committee on Higher Education and Libraries):
MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 197:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Placing insurance companies under certain provisions of this consumer protection act (reported by Committee on Banks, Financial Institutions and Insurance):
MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 199:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Amending the insurance code (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that Substitute Senate Bill No. 199 be substituted therefor and the substitute bill do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 205:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Requiring certain records of insurance companies to be kept for inspection of insurance commissioner (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass as amended.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 206:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Requiring standardization and prescribing requisites of certain forms, clauses and binders of insurance contracts (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that Substitute Senate Bill No. 206 be substituted therefor and the substitute bill do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 282:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Limiting amount of credit life insurance under a group policy (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 4:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Providing for joint interim committee on insurance (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 379, by Senators Durkan, Morgan, Kupka and Uhlman:

An Act relating to mentally and/or physically deficient adult persons; and providing that parents shall not be liable without express contract for the care, support, or maintenance of such adult persons.

Referred to Committee on Public Institutions.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 379.

Senate Bill No. 380, by Senators Williams, Washington and Uhlman:

An Act relating to counties and cities; and amending section 4, chapter 76, Laws of 1965 extraordinary session and RCW 36.34.340.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 381, by Senators Pritchard, Uhlman and Williams:

An Act relating to counties; authorizing the construction of highways and the acquisition of land for open spaces; providing for the issuance of general obligation bonds and prescribing powers, duties, and functions in relation thereto; authorizing an election on the issuance of bonds for more than one project as a single proposition; providing for joint planning and financing with other governmental agencies; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 382, by Senators Williams, Washington and Uhlman:

An Act relating to highways; and amending section 62, chapter 170, Laws of 1965 extraordinary session and RCW 47.12.250.

Referred to Committee on Highways.

Senate Bill No. 383, by Senator Hanna:

An Act relating to corporations; including cooperatives in the business corporation act; amending section 3, chapter 53, Laws of 1965 and RCW 23A-.040.010; amending section 4, chapter 53, Laws of 1965 and RCW 23A.08.010; amending section 8, chapter 53, Laws of 1965 and RCW 23A.08.050; and adding a new section to chapter 53, Laws of 1965 and to chapter 23A.08 RCW.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 384, by Senators Washington, Neill and Sandison:

An Act relating to highways and transportation planning; providing for studies evaluating location decisions of nonagricultural and nonnatural resource based industries as they relate to Washington's highway transportation system.

Referred to Committee on Highways.

Senate Bill No. 385, by Senators Washington, Donohue and Metcalf:

An Act relating to motor vehicles; requiring the prosecuting attorney to obtain certified copies of driving records; amending section 46.52.120, chapter 12, Laws of 1961 and RCW 46.52.120; and amending section 62, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.515.

Referred to Judiciary Committee.

Senate Bill No. 386, by Senators Neill, Foley and Ryder:

An Act relating to state institutions of higher learning; amending section 2, chapter 229, Laws of 1961 as amended by section 1, chapter 167, Laws of 1963, and RCW 28.76.180; amending section 3, chapter 229, Laws of 1961 as amended by section 2, chapter 167, Laws of 1963, and RCW 28.76.190; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 387, by Senator Chytil:

An Act relating to the State Normal School at Centralia; making an appropriation; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 388, by Senators Hanna, Henry and Neill:

An Act relating to insurance in connection with public building or public construction contracts; adding a new section to chapter 79, Laws of 1947 and to chapter 48.30 RCW; and providing penalties.

Referred to Committee on State Government.

Senate Bill No. 389, by Senators Lennart, Durkan and Redmon:

An Act relating to state government; establishing a fiscal agency in the state of Washington; amending sections 43.80.010, 43.80.020, 43.80.030, 43.80.050 and 43.80.060, chapter 8, Laws of 1965 and RCW 43.80.010, 43.80.020, 43.80.030, 43.80.050, and 43.80.060.

Referred to Committee on State Government.

Senate Bill No. 390, by Senators Washington, Williams and Andersen (by Executive request):

An Act relating to transportation; authorizing and regulating public highways, streets, bridges, ferries, tunnels, urban public transportation systems and related means of transportation; amending section 47.08.070, chapter 13, Laws of 1961 and RCW 47.08.070; amending section 47.12.010, chapter 13,

Laws of 1961 and RCW 47.12.010; amending section 62, chapter 170, Laws of 1965 extraordinary session and RCW 47.12.250; amending section 47.28.140, chapter 13, Laws of 1961 and RCW 47.28.140; amending section 47.44.010; chapter 13, Laws of 1961 as last amended by section 1, chapter 70, Laws of 1963, and RCW 47.44.010; amending section 47.44.040, chapter 13, Laws of 1961 and RCW 47.44.040; amending section 47.48.010, chapter 13, Laws of 1961 and RCW 47.48.010; amending section 47.52.010, chapter 13, Laws of 1961 and RCW 47.52.010; amending section 47.52.090, chapter 13, Laws of 1961 and RCW 47.52.090; amending section 5, chapter 257, Laws of 1961 and RCW 47.56.256; amending section 63, chapter 170, Laws of 1965 extraordinary session and RCW 47.04.081; and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 391, by Senator Washington:

An Act relating to highways, streets and county roads and the use thereof by telephone companies.

Referred to Committee on Highways.

Senate Joint Resolution No. 18, by Senators Washington, Williams, Uhlman, Hallauer and Pritchard:

Providing for legislative reapportionment.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Washington, the rules were suspended to permit additional names as sponsors to Senate Joint Resolution No. 18.

SECOND READING OF BILLS

Senate Bill No. 38, by Senators Woodall, Greive and Uhlman (by Legislative Council request):

Changing judges' retirement system.

REPORT OF STANDING COMMITTEE

Senate Bill No. 38:

Senate Chamber,
Olympia, Wash., February 2, 1967.

Changing judges' retirement system (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

On page 2, in line 12, after "(2)", strike all of the material down to and including "RCW 2.12.010." on line 20 and insert: "Every judge of the supreme or superior court who commenced service in either court prior to the effective date of this 1967 amendatory act may elect to retire under the provisions of sections 1 through 7 of this 1967 amendatory act by giving a written notice in triplicate of such election to the administrator for the courts at any time prior to thirty days before giving notice of intention to retire as provided for in RCW 2.12.010. The administrator for the courts shall forthwith file one copy of such notice with the state treasurer and one copy with the state auditor."

On page 5, section 5, lines 14 and 15, after "expenses" and before "as provided" on line 15, strike " , per diem, and compensation" and insert "and per diem"

On page 7, in line 1, strike all of the material down to and including "amended." on line 20 and insert:

"The following provisions of chapter 2.12 RCW shall apply to the retirement of judges who commenced judicial service in the supreme or superior court for the first time after the effective date of this 1967 amendatory act and also to those who commenced judicial service prior to the effective date of this 1967 amendatory act but who have elected to retire under the provisions thereof as provided for in section 1 of this 1967 amendatory act:

(1) The provisions of RCW 2.12.010, as now or hereafter amended, relating to term of service credit, and the contents, manner and times for giving notice of intention to retire;

(2) The provisions of RCW 2.12.020, as now or hereafter amended, relating to retirement for disability; and (3) The provisions of RCW 2.12.050 through 2.12.070, as now or hereafter amended."

Wes C. Uhlman, *Chairman*,

....., *Vice Chairman*.

We concur in this report: James A. Andersen, Martin J. Durkan, Frank Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Karl Herrmann, John T. McCutcheon, Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment to page 2, line 12 was adopted.

MOTION

It was moved by Senator Hallauer that Senate Bill No. 38 be referred to the Committee on Ways and Means.

Debate ensued.

POINTS OF INQUIRY

Senator Ridder:

"Mr. President, would Senator Woodall yield to a question:

"Senator Woodall, would there be a financial impact, either to increase or decrease the appropriation for the salaries of these retired judges?"

Senator Woodall:

"As of the moment, no, Senator. It would only be as these people elected to retire hereafter that there would be any impact. This does not change it as to anyone who has already retired and any of these people who are presently out. For example we have over in my county a very capable gentleman who quit at age fifty-two. He gets half pay for life. He is over there practicing law. It would be very wonderful at this moment if we could call him back into service as this bill envisions being able to make him do, to serve as a judge pro tempore because we do have a judge in the hospital. To answer your question, immediately there is no impact upon the budget with this particular bill."

Senator Ridder:

"Would Senator Woodall yield to another question:

"You say there is no 'immediate' impact, but would there be an eventual impact?"

Senator Woodall:

"To a degree, to the extent that a judge might outlive beyond the age of sixty the number of years that he drew under sixty. To that extent there would be an impact. But for that we would be using the man half time, which will delay the necessity of certain additional judgeships being created, and if you construe the two concepts together, I feel actually this is a bargain for the taxpayer because under the present law you pay them one-half and get nothing out of them. Under this law for adding forty-three percent more, you get half use from them."

Further debate ensued.

Senator Bailey:

"Mr. President, I would like to ask Senator Woodall a question:

"Senator Woodall, what impact would this have in the counties involved where they have to pay one-half of the judge's salary?"

Senator Woodall:

"None, because they do not pay any of his pension, so the county will have a lightened impact because during the time that they are using these retired judges, there would be no burden on the county; whereas, if you had to create another judgeship to take care of the business and use a current judge, then the county would pay their share so actually you are reducing the load on the county."

Senator Bailey:

"Wouldn't this create an immediate problem though of the county paying half wages? I am not looking at the long range picture. I am talking about what they would have to pay now."

Senator Woodall:

"No, it couldn't possibly affect the county immediately in any way, shape or form unless there was a man at this moment sixty years of age and had eighteen years in and couldn't quit. It has no impact on anyone already retired and the county does not share in the part that goes toward his retirement, so there could be no impact on the county."

Debate ensued.

Senator Bailey:

"Would Senator Woodall yield:

"Senator Woodall, if we put this bill back in the Committee on Ways and Means, will we do the same thing as we did with the implied consent bill when we put it in the Judiciary Committee?"

Senator Woodall:

"I don't think there is any correlary whatsoever. The other bill had to do with trying law cases and of course the way you try law cases is a judiciary matter and quite properly comes under the purview of Senator Uhlman's committee."

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President, speaking on a point of personal privilege:

"Senator Woodall will recall when I opened my remarks I suggested that a better cross section of the Senate should be had for the consideration of this bill in committee. Let's all be realistic in considering this. The bill has been in the Judiciary Committee. Everyone there is a lawyer and has his professional problems in connection with the Judiciary. Somehow this bill came out of the Judiciary Committee in great haste and is now before us. I wanted some of us who are not lawyers to see the bill and have it considered by those of us who are not attorneys."

Senator Uhlman:

"Mr. President, I rise on a point of personal privilege:

"Mr. President, I feel that the motives of the Judiciary Committee have been impugned. I don't feel that anyone here on this floor seriously suggests that the lawyers are being intimidated by the judges."

Senator Hallauer:

"Mr. President:

"Senator Uhlman is suggesting that I wouldn't so indicate. I say to Senator Uhlman I feel that they have been intimidated. I want to get that in the record, Mr. President."

Senator Greive demanded a roll call and the demand was sustained by Senators Uhlman, Kupka, Ridder, Bailey, Peterson (Ted), Guess, Faulk, Woodall and Stender.

ROLL CALL

The Secretary called the roll and the motion by Senator Hallauer was

carried by the following vote: Yeas, 28; nays, 19; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Faulk, Guess, Hallauer, Henry, Herr, Keefe, Kupka, Lennart, Lewis, McCormack, McMillan, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Williams—28.

Those voting nay were: Senators Andersen, Cooney, Foley, Freise, Greive, Hanna, Herrmann, Knoblauch, McCutcheon, Mardesich, Morgan, Neill, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Woodall—19.

Absent or not voting: Senator Durkan—1.

Excused: Senator Gissberg—1.

Senate Bill No. 38 was referred to the Committee on Ways and Means.

Substitute Senate Bill No. 18, by Judiciary Committee:

Pertaining to justice court garnishment.

The bill was read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

On page 3, section 4, line 27, strike "[substantially]" and insert "substantially".

On page 4, section 4, line 31, after "WASHINGTON" and before the colon, insert "TO"

On page 6, section 5, line 8, after "attorney," strike "than" and insert "[than] then"

On page 5, section 4, line 16, after "certificates" and before "of corporate" strike "or other evidence of ownership"

On page 8, section 8, line 4, before "of corporate" strike "or other evidence of ownership"

On page 9, section 10, line 30, after "certificates" and before "of corporate" strike "or other evidence of ownership"

On page 10, section 11, line 10, after "certificates" and before "of" strike "or other evidence of ownership"

On page 11, section 12, line 18, before "of corporate" strike "or other evidence of ownership"

On motion of Senator Woodall, the rules were suspended; Engrossed Substitute Senate Bill No. 18 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 18 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 8; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Atwood, Dore, Guess, McCormack, Peterson (Ted), Pritchard, Rasmussen, Ridder—8.

Excused: Senator Gissberg—1.

Engrossed Substitute Senate Bill No. 18, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 19, by Senators Woodall and Gissberg (by Legislative Council request):

Simplifying garnishment proceedings in superior court.

On motion of Senator Woodall, Substitute Senate Bill No. 19 was substituted for Senate Bill No. 19, Substitute Senate Bill No. 19 was placed on second reading and read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

On page 3, section 6, line 23, strike "[substantially]" and insert "substantially"

On page 6, section 8, line 22, after "*cashier or*" and before "*of*" strike "*teller*" and insert "*assistant cashier*"

On page 5, section 6, line 5, after "*cates*" and before "*of corporate*" strike "*or other evidence of ownership*"

On page 7, section 9, line 18, after "*certificates*" and before "*of corporate*" strike "*or other evidence of ownership*"

On page 9, section 12, line 21, after "*certificates*" and before "*of cor-*" strike "*or other evidence of ownership*"

On page 11, section 15, lines 27 and 28, after "*certificates*" and before "*of*" on line 28, strike "*or other evidence of ownership*"

On motion of Senator Uhlman, the rules were suspended, Engrossed Substitute Senate Bill No. 19 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 19 and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Those voting nay were: Senator Rasmussen—1.

Absent or not voting: Senator Peterson (Ted)—1.

Excused: Senator Gissberg—1.

Engrossed Substitute Senate Bill No. 19 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:00 p.m.

MOTION

At 2:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, February 8, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-FIRST DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, February 8, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Hanna.

On motion of Senator Keefe, Senator Hanna was excused.

The Color Guard, consisting of Pages Michael Bailey, Color Bearer, and Linda Hogle, presented the Colors.

Reverend Maurice L. Haehlen, minister of the United Churches of Olympia, offered prayer as follows:

"Eternal God in whose will is our peace, deliver us from self righteousness, from foolish pride and from all contempt of others. Help us to know that Thou art God and in Thee alone is our hope.

"Look in mercy upon the divisions among our people and in Thy infinite wisdom teach us to heal them. Make us ever faithful and fearless in the doing of Thy will as it is revealed unto us through our minds and hearts. Amen."

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

Senators Greive, Bailey and Talley demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Hanna, who was excused.

MOTION

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

On motion of Senator Greive, the President declared the Senate to be at ease under Call of the Senate.

The President called the Senate to order at 11:10 a.m.
The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 7, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 18,

Substitute Senate Bill No. 19, have inspected same, and find them correctly engrossed.
Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Marshall A. Neill.

Senate Bill No. 29:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Creating office of ombudsman (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 31:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Providing additional funds for treatment of alcoholism, and increasing beer and wine licensing fees (reported by Committee on Liquor Control):

MAJORITY recommends that Senate Bill No. 31 be referred to the Committee on Ways and Means.
Frank Connor, *Chairman*.

We concur in this report: James Andersen, Fred H. Dore, George Kupka, Robert W. Twigg, Perry B. Woodall.

MOTION

On motion of Senator Connor, the committee report was adopted and Senate Bill No. 31 was referred to the Committee on Ways and Means.

Senate Bill No. 50:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Prohibiting time limitation on cross-examination and summation in court proceedings (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, John T. McCutcheon, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 67:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Amending the occupational driver's license law (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Mike McCormack, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 76:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Enacting a model nonprofit corporation code (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, John T. McCutcheon, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 79:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Regulating the dairy industry and prices therein (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that Substitute Senate Bill No. 79 be substituted therefor and the substitute bill do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

Senate Bill No. 98:

Senate Chamber,
Olympia, Wash., January 27, 1967.

Revising and redesignating the law against discrimination as the Human Rights Law (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 122:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Regulating legislative lobbying (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 124:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Creating a board of legislative ethics (reported by Committee on State Government):
MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 125:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Providing for pre-session training for members and members-elect of the legislature (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 126:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Increasing legislators' salaries if annual sessions are prescribed (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 128:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Requiring disclosure by legislator of receipt of compensation from employer during session (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 181:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Amending the electrical installations law (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass as amended. George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 213:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Repealing requirement of filing notice of tort claim against cities and towns (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: Martin J. Durkan, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 245:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Preserving certain rights of action foreclosed under contractor's registration act (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass. George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 291:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Making agricultural marketing act applicable to state agencies and governmental units (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass. Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 298:

Senate Chamber,
Olympia, Wash., February 3, 1967.

Amending the horse racing commission act (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that Substitute Senate Bill No. 298 be substituted therefor and the substitute bill do pass. George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 370:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Providing for a data processing and communications committee and abolishing the state voting machine committee (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. John T. McCutcheon, *Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, R. R. Bob Greive, Karl Herrmann, James E. Keefe, George Kupka, David E. McMillan, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 98:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Prescribing annual period for permits to sell antifreeze (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass. George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 187:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Amending provision as to agreements between prosecuting attorney and attorney general in nonsupport cases (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, John T. McCutcheon, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Reengrossed House Bill No. 216:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Making it a crime to tamper with fire alarm box or to raise a false alarm (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, John T. McCutcheon, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, Wash., February 7, 1967.

To the Honorable, The Senate of the State of Washington
Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Highway Commission, subject to your confirmation:

Robert L. Mikalson, appointed July 15, 1965, for a term ending July 1, 1971, succeeding himself.

Sincerely yours,

DANIEL J. EVANS, *Governor*.

Referred to Committee on Highways.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 7, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 8,
Reengrossed House Bill No. 25,
Engrossed House Bill No. 67,
Engrossed House Bill No. 116,
Engrossed House Bill No. 183,
House Bill No. 229,
Engrossed House Bill No. 350,
Engrossed House Bill No. 355,
House Bill No. 405, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

POINT OF INQUIRY

Senator Metcalf:

"Mr. President, would Senator Uhlman yield to a question:

"Senator Uhlman, it has been twelve days or one-fifth of the legislative session since the implied consent bill was committed to the tender mercies of your Judiciary Committee."

POINT OF ORDER

Senator Gissberg:

"Mr. President, I rise to a point of order:

"What order of business are we on? What is before the Senate?"

REPLY BY THE PRESIDENT

The President:

"The Senate has just completed the second order of business, Senator Gissberg, and before recognizing Senator Metcalf, the President proposed that the Senate should proceed to the third order of business, reports of select committees."

Senator Gissberg:

"Mr. President:

"I simply raise the point of order with respect to what I can see is going to be the beginning of a series of questions and answers being proposed on various bills. I don't think we should get into that type of procedure, questioning the chairman of the various committees. He certainly has the privilege of making inquiry at any time off the floor or if he cares to make a motion, then he can properly speak to the motion. But I think it is not in the best interests of orderly procedure to have a question and answer period between members of the Senate when nothing is before the Senate for consideration."

The President:

"Senator Metcalf, did you wish to speak upon the point of order raised by Senator Gissberg?"

Senator Metcalf:

"As the chairman of a standing committee, I thought it would be in order to ask if a date for hearing or any committee action on the implied consent bill had been set. This was the question I was asking Senator Uhlman."

Senator Woodall:

"Mr. President:

"I think that any member can quietly talk to any chairman of any committee, and if the chairman refuses to answer, then they might bring him before the whole body, but I think it is very obvious that this is just a waste of the time of the body and if the good Senator Uhlman will not talk to the other Senator privately, then of course he would be entitled to demand an answer on the floor. I think he should exhaust every reasonable effort. He can talk to him just as easily in private and quietly across the aisle."

Senator Uhlman:

"Mr. President:

"I would like to go on record if the President so rules that I would be happy to discuss this on the floor, or privately, or in the cloakroom or at the Jacaranda or wherever Senator Metcalf might like to discuss this."

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the point of order raised by Senator Gissberg:

"The President believes that the point raised by Senator Gissberg has merit. However, up to this point the President does not believe that Senator Metcalf's query has impeded the progress of the Senate and will permit the question on this occasion."

Senator Uhlman:

"Mr. President, as I understand the question, the question was what is the status of this bill. The status of the bill is as follows:

"There are eighteen states in the United States that now have this legislation. I don't think that it would be wise for us to rush headlong into adopting this kind of legislation until we find out what the history in these other states has been. Mr. Best of the Legislative Council is conducting an exhaustive inquiry into the merits of the legislation, the background of the legislation and in point of fact I spent some half hour yesterday just discussing this legislation with Mr. Best, our counsel. Now Mr. Best is in contact with Mr. Lee Hawley of the Alcohol Problems Association. These gentlemen had a discussion. I understand Mr. Best contacted him yesterday and Mr. Hawley, of course, has an extensive file on this particular legislation. I believe he is very well qualified to give our committee his counsel and I certainly don't think we ought to rush headlong into adopting this kind of legislation or moving out precipitously without checking in with people like Mr. Hawley who have advice to give us. I certainly hope that Senator Metcalf wouldn't want this body to become something other than the deliberative body which it is. We are deliberating on this bill and we are going to pass it out at the proper time."

Senator Metcalf:

"Mr. President:

"I would like to get an answer to my question specifically. I asked specifically if any date had been set and I certainly don't want to interrupt the orderly procedure of the body but I wanted to ask if a date had been set for a public hearing."

Senator Uhlman:

"The answer to Senator Metcalf's question is no."

MOTIONS

On motion of Senator Henry, the Senate returned to the first order of business.

On motion of Senator Henry, the Committee on State Government was relieved of further consideration of Senate Bill No. 389.

On motion of Senator Henry, Senate Bill No. 389 was referred to the Committee on Ways and Means.

PERSONAL PRIVILEGE

Senator Peterson (Ted):

"Mr. President, I rise to a point of personal privilege:

"The President made the Senate available the other night for a mock session of the pages. I meant to make some mention of this earlier. They had their crying jag last night and separated and dispersed to the various ends of the state. I received a little note that says, 'We wish to thank you very much for participating in our mock session,' and the name was Myra Rintamaki, alias Senator Harryfather. The pages had a lot of fun and I just mention this because the new pages are here and I know the Senators that participated had a wonderful time. They ran us ragged. It got to the point where you were running messages from under the gallery here to boyfriends up above and they all wanted ice cream which we didn't afford them. But they had a wonderful time and I wanted to say to you, Mr. President, I know the pages appreciate what you did for them and the Senators who did work I think should stand and be recognized for what they did here. I know they had children participating and I wish they would stand and be recognized by the body if this is in order, Mr. President."

The Senators who participated as pages in the mock session stood to receive recognition.

The President:

"The President wishes to comment that those Senators who participated are admirably well suited for the position."

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 392, by Senators Henry, Ryder, Woodall and Gissberg:

An Act relating to state employees' retirement; amending section 20, chapter 274, Laws of 1947 as last amended by section 6, chapter 291, Laws of 1961 and RCW 41.40.190.

Referred to Committee on State Government.

MOTION

On motion of Senator Henry, the rules were suspended to permit additional names as sponsors to Senate Bill No. 392.

Senate Bill No. 393, by Senators Lewis and Chytil:

An Act relating to state highways; authorizing certain highway improvements; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 394, by Senators Ridder, Pritchard and Morgan:

An Act relating to education; amending section 1, page 371, Laws of 1909, as last amended by section 19, chapter 124, Laws of 1965 extraordinary session and RCW 28.35.010; and amending section 1, chapter 127, Laws of 1917 and RCW 28.35.030.

Referred to Committee on Education.

Senate Bill No. 395, by Senators Ridder, Metcalf and Morgan:

An Act relating to education; providing counsel for intermediate districts; adding new sections to chapter 157, Laws of 1955 and to chapter 28.19 RCW; and declaring an emergency.

Referred to Committee on Education.

Senate Bill No. 396, by Senators Ridder and Connor:

An Act relating to dentistry; amending section 5, chapter 112, Laws of 1935 and RCW 18.32.040; and amending section 5, chapter 93, Laws of 1953 as amended by section 30, chapter 52, Laws of 1957 and RCW 18.32.120.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 397, by Senators Herrmann, Pritchard and Marquardt:

An Act relating to insurance; amending section .12.19, chapter 79, Laws of 1947 and RCW 48.12.190; amending section .13.02, chapter 79, Laws of 1947 and RCW 48.13.020; amending section .13.14, chapter 79, Laws of 1947, as amended by section 3, chapter 303, Laws of 1955 and RCW 48.13.140; amending section .13.16, chapter 79, Laws of 1947, as amended by section 17, chapter 190, Laws of 1949 and RCW 48.13.160; and amending section .13.17, chapter 79, Laws of 1947 and RCW 48.13.170.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 398, by Senators Connor, Dore and Williams:

An Act relating to official emblems and insignia of the state of Washington; designating an official state rock; designating an official state mineral; and adding new sections to chapter 1.20 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 399, by Senators Talley, Herr and Andersen:

An Act relating to metropolitan municipal corporations; and amending section 35.58.120, chapter 7, Laws of 1965 and RCW 35.58.120.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 400, by Senators Herr, Peterson (Ted) and Talley:

An Act relating to police benefits in first class cities; and amending section 4, chapter 69, Laws of 1955 and RCW 41.20.150.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 401, by Senators Atwood, Neill and Hallauer:

An Act relating to the excise tax on real estate sales; amending section 7, chapter 11, Laws of 1951 first extraordinary session as last amended by section 1, chapter 132, Laws of 1955 and RCW 28.45.010; amending section 6, chapter 11, Laws of 1951 first extraordinary session and RCW 28.45.020; amending section 8, chapter 11, Laws of 1951 first extraordinary session, as amended by section 2, chapter 19, Laws of 1951 second extraordinary session and RCW 28.45.030; amending section 3, chapter 19, Laws of 1951 second extraordinary session, as amended by section 1, chapter 208, Laws of 1959 and RCW 28.45.035; amending section 1, chapter 11, Laws of 1951 first extraordinary session, as last amended by section 2, chapter 171, Laws of 1965 extraordinary session and RCW 28.45.040; adding a new section to chapter 28.45 RCW; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 402, by Senator Rasmussen:

An Act relating to landlords and tenants; amending section 1, chapter 165, Laws of 1917 as amended by section 1, chapter 108, Laws of 1927 and RCW 60.72.010; adding a new section to chapter 59.12 RCW; amending section 14, chapter 96, Laws of 1891 and RCW 59.12.121; and amending section 18, chapter 96, Laws of 1891 and RCW 59.12.170.

Referred to Judiciary Committee.

Senate Bill No. 403, by Senator Rasmussen:

An Act relating to cities of the first class; and amending section 35.22.130, chapter 7, Laws of 1965 and RCW 35.22.130.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 404, by Senators Cooney and Metcalf:

An Act relating to public employees and officials; providing group hospitalization, medical aid and group life insurance for public employees, certain elected officials, and the dependents of such employees and officials; amending section 1, chapter 75, Laws of 1963 as amended by section 1, chapter 57, Laws of 1965 and RCW 41.04.180; and adding a new section to chapter 75, Laws of 1963 as amended by chapter 57, Laws of 1965 and chapter 41.04 RCW.

Referred to Committee on State Government.

Senate Bill No. 405, by Senators Hallauer, Herr and Talley:

An Act relating to state government and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for the construction and improvement of local government sewerage systems; providing ways and means to pay said bonds; making an appropriation; and providing for submission of this act to a vote of the people.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 406, by Senators Mardesich, Peterson (Ted) and Kupka:

An Act relating to plumbing; to a state-wide plumbing code; adding new

sections to chapter 8, Laws of 1965 and to chapter 43.22 RCW; providing penalties; and making an appropriation.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 407, by Senators Keefe, Bailey, Greive, Rasmussen, Stender and Ridder:

An Act relating to industrial insurance; amending section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 extraordinary session, and RCW 51.32.070; and declaring an effective date.

Referred to Committee on Labor and Social Security.

MOTION

On motion of Senator Greive, additional names were added as sponsors of Senate Bill No. 407.

Senate Concurrent Resolution No. 5, by Senators McCormack, Durkan and Ryder:

Authorizing joint hearings on Governor's revenue and taxation proposals.

On motion of Senator McCormack, the rules were suspended, Senate Concurrent Resolution No. 5 was advanced to second reading and read the second time in full.

On motion of Senator McCormack, the rules were suspended, Senate Concurrent Resolution No. 5 was advanced to third reading, the second reading considered the third and the resolution was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Woodall:

"Mr. President, would Senator McCormack yield to a question:

"I didn't hear all of the resolution while it was being read. Is there any limit on the number of meetings to be held? I happen to be a member of the committee and I don't want to be dragged away from here and have somebody look at the record and find I was gone and have the record show me absent. Do you plan to hold these around the state and what time of day or night or how much time is going to be involved?"

Senator McCormack:

"Mr. President, Senator Woodall:

"The meetings will be held as agreed to between Representative McCaffree and myself consistent with the schedules of the House and the Senate to avoid conflicts. We will probably hold a minimum number of hearings on two weekends at the most, probably on a Friday night and Saturday."

Senator Dore:

"Would Senator McCormack yield to a question:

"I heard you, Senator McCormack, on television last night and you said you had reached an agreement with Representative McCaffree, the chairman of the House Taxation Committee, and you had agreed to a plan whereby you would chair one meeting and she would chair another, and right after you terminated your remarks, the television people went over to the House and got Mrs. McCaffree's view of the hearing and they said that Senator McCormack had stated you had reached an agreement whereby the Senate would have an equal opportunity to have these hearings and you would alternate the chair at the recess of these meetings and she said, 'No, Senator McCormack misunderstood me. I'm going to conduct all of the meetings and Senator McCormack is going to help me line up the agenda.'

"I wonder what the situation is and I wonder if you had better check back with Mrs. McCaffree before you recklessly put this resolution through."

Senator McCormack:

"Mr. President, Senator Dore:

"I obviously cannot speak for Mrs. McCaffree. I am sure there will not be any meetings unless we can come to an agreement on these points."

Senator Morgan:

"Mr. President, would Senator McCormack yield:

"Senator McCormack, I would like you to spell out a little more clearly:

"Is this for the entire Ways and Means Committee and the chairman, Senator Durkan, also?"

Senator McCormack:

"The resolution is for the Revenue and Taxation Committee to attend. Senator Durkan, of course, as the committee chairman, sits in."

Senator Morgan:

"Would Senator Dore yield?

"Senator Dore, are you going to travel with this group as chairman of the Appropriations Committee?"

Senator Dore:

"Well, as I understand the resolution, if I do, I am going to have to pay my own way. I might ask Senator McCormack: Senator, could I possibly come to you to analyze the hearings in terms of the impact under the Revenue and Taxation Committee, or would I have to pay my own way, or would I be able to hand in a voucher and go too?"

Senator McCormack:

"Mr. President, Senator Dore:

"I think Senator Dore could make arrangements to attend if he saw fit."

Senator Dore:

"At my own expense, though? Senator McCaffree offered me that. I just wondered what you are offering."

Senator McCormack:

"I don't intend to try to outbid her, Senator Dore."

Debate ensued.

MOTION

Senator Greive:

"Mr. President:

"I would move that this resolution be amended to include the chairman of the Appropriations Committee and such other members as might be designated by the chairman of the Revenue and Taxation committee of the full Ways and Means Committee."

Debate ensued.

POINT OF ORDER

Senator Woodall:

"Mr. President, I have a point of order:

"This particular measure is now on third reading and if we are going to include Senator Greive's motion, it would have to be reverted back. We are now on third reading."

RULING BY THE PRESIDENT

The President:

"Senator Woodall's point is well taken. The President wishes to point out that Senate Concurrent Resolution No. 5 is now on third reading and final passage. Senator

Greive's motion was not in order. It would be necessary to suspend the rules and return the resolution to second reading to make an amendment."

MOTION

It was moved by Senator Kupka that the rules be suspended and that Senate Concurrent Resolution No. 5 be returned to second reading.

The motion was lost on a rising vote.

On motion of Senator Ryder, Senator Neill was excused.

MOTION

It was moved by Senator Greive that the rules be suspended and the following amendment to Senate Concurrent Resolution No. 5 be now considered by the Senate:

On line 4, after "taxation" and before "are" insert "and the chairman of the Senate and House Appropriations Committee".

The motion was lost.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 5 and the resolution was adopted by the Senate by the following vote: Yeas, 28; nays, 19; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Foley, Freise, Gissberg, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Peterson (Lowell), Pritchard, Rasmussen, Ryder, Sandison, Talley, Twigg—28.

Those voting nay were: Senators Andersen, Chytil, Dore, Faulk, Greive, Guess, Lennart, McCutcheon, Marquardt, Metcalf, Morgan, Peterson (Ted), Redmon, Ridder, Stender, Uhlman, Washington, Williams, Woodall—19.

Excused: Senators Hanna, Neill—2.

Senate Concurrent Resolution No. 5, having received the constitutional majority, was declared adopted.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 8, by Representatives O'Brien, Copeland and Gorton (by Legislative Council request):

An Act relating to the legislative council; amending section 2, chapter 36, Laws of 1947, as amended by section 1, chapter 206, Laws of 1955 and RCW 44.24.020; amending section 3, chapter 36, Laws of 1947 and RCW 44.24.030; amending section 4, chapter 36, Laws of 1947 and RCW 44.24.040; amending section 6, chapter 36, Laws of 1947, as last amended by section 2, chapter 206, Laws of 1955 and RCW 44.24.060; and amending section 7, chapter 36, Laws of 1947, as amended by section 3, chapter 206, Laws of 1955 and RCW 44.24.070.

Referred to Committee on State Government.

Reengrossed House Bill No. 25, by Representatives O'Brien, Lux and Copeland (by Legislative Council request):

An Act relating to state government; requiring certain information from state agencies participating in certain federal programs; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.88 RCW.

Referred to Committee on State Government.

Engrossed House Bill No. 67, by Representatives Bledsoe, Flanagan and Haussler (by Departmental request):

An Act relating to meat inspection; amending sections 1, 21, and 43, chapter 204, Laws of 1959 and RCW 16.49.010, 16.49.210, and 16.49.430; and adding a new section to chapter 204, Laws of 1959 and to chapter 16.49 RCW.

Referred to Committee on Agriculture and Horticulture.

Engrossed House Bill No. 116, by Representatives Leckenby, Garrett and Mahaffey (by Legislative Council request):

An Act relating to cities and towns and local improvements; authorizing the creation of utility local improvement districts; providing an additional method for securing the payment of certain revenue bonds; prescribing powers, duties, functions and procedures; amending section 35.43.030, chapter 7, Laws of 1965 and RCW 35.43.030; amending section 35.43.050, chapter 7, Laws of 1965 and RCW 35.43.050; amending section 35.43.075, chapter 7, Laws of 1965 and RCW 35.43.075; amending section 35.43.080, chapter 7, Laws of 1965 and RCW 35.43.080; amending section 35.43.130, chapter 7, Laws of 1965 and RCW 35.43.130; amending section 35.43.160, chapter 7, Laws of 1965 and RCW 35.43.160; amending section 35.43.180, chapter 7, Laws of 1965 as amended by section 2, chapter 58, Laws of 1965 and RCW 35.43.180; amending section 35.44.010, chapter 7, Laws of 1965 and RCW 35.44.010; amending section 35.44.030, chapter 7, Laws of 1965 and RCW 35.44.030; amending section 35.44.140, chapter 7, Laws of 1965 and RCW 35.44.140; amending section 35.44.360, chapter 7, Laws of 1965 and RCW 35.44.360; amending section 35.49.010, chapter 7, Laws of 1965 and RCW 35.49.010; amending section 35.49.060, chapter 7, Laws of 1965 and RCW 35.49.060; amending section 35.49.070, chapter 7, Laws of 1965 and RCW 35.49.070; amending section 35.49.080, chapter 7, Laws of 1965 and RCW 35.49.080; amending section 35.50.020, chapter 7, Laws of 1965 and RCW 35.50.020; amending section 35.50.070, chapter 7, Laws of 1965 and RCW 35.50.070; amending section 35.50.230, chapter 7, Laws of 1965 and RCW 35.50.230; amending section 35.53.010, chapter 7, Laws of 1965 and RCW 35.53.010; amending section 35.53.020, chapter 7, Laws of 1965 and RCW 35.53.020; amending section 35.53.050, chapter 7, Laws of 1965 and RCW 35.53.050; amending section 35.53.070, chapter 7, Laws of 1965 and RCW 35.53.070; amending section 35.67.120, chapter 7, Laws of 1965 and RCW 35.67.120; amending section 35.92.100, chapter 7, Laws of 1965 and RCW 35.92.100; adding a new section to chapter 7, Laws of 1965 and to chapter 35.41 RCW; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.43 RCW; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 183, by Representatives Whetzel, Chatalas, McGavick, Ceccarelli and Elicker (by Departmental request):

An Act relating to public assistance; adding a new section to chapter 26, Laws of 1959 and to chapter 74.36 RCW.

Referred to Committee on Labor and Social Security.

House Bill No. 229, by Representatives Newschwander, Chatalas, Farr and Jastad:

An Act relating to dentistry; amending section 29, chapter 52, Laws of 1957, and RCW 18.32.110; amending section 5, chapter 93, Laws of 1953 as amended by section 30, chapter 52, Laws of 1957, and RCW 18.32.120; amend-

ing section 24, chapter 112, Laws of 1935 as amended by section 4, chapter 130, Laws of 1951, and RCW 18.32.180; amending section 13, chapter 112, Laws of 1935, and RCW 18.32.210; and amending section 20, chapter 112, Laws of 1935, and RCW 18.32.290.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 350, by Representatives Saling, DeJarnatt, Gorton and Johnson (by Departmental request):

An Act relating to public employment; amending section 25, chapter 80, Laws of 1947 and RCW 41.32.250; amending section 26, chapter 80, Laws of 1947 as last amended by section 2, chapter 132, Laws of 1961 and RCW 41.32.260; amending section 28, chapter 80, Laws of 1947 as amended by section 9, chapter 274, Laws of 1955 and RCW 41.32.280; amending section 42, chapter 80, Laws of 1947 as amended by section 13, chapter 14, Laws of 1963 extraordinary session and RCW 41.32.420; amending section 43, chapter 80, Laws of 1947 as last amended by section 14, chapter 14, Laws of 1963 extraordinary session and RCW 41.32.430; amending section 50, chapter 80, Laws of 1947 as last amended by section 5, chapter 81, Laws of 1965 extraordinary session and RCW 41.32.500; amending section 52, chapter 80, Laws of 1947 as last amended by section 6, chapter 81, Laws of 1965 extraordinary session and RCW 41.32.520; amending section 20, chapter 14, Laws of 1963 extraordinary session and RCW 41.32.522; amending section 21, chapter 14, Laws of 1963 extraordinary session as amended by section 7, chapter 81, Laws of 1965 extraordinary session and RCW 41.32.523; amending section 55, chapter 80, Laws of 1947 as last amended by section 19, chapter 14, Laws of 1963 extraordinary session and RCW 41.32.550; and providing an effective date.

Referred to Committee on Education.

Engrossed House Bill No. 355, by Representatives Lynch, McCaffree and Brouillet (by Departmental request):

An Act relating to the higher education facilities commission; and amending section 4, chapter 128, Laws of 1965 extraordinary session and RCW 28.90.040.

Referred to Committee on Higher Education and Libraries.

House Bill No. 405, by Representatives Lynch, Charette, McCaffree and Kirk (by Departmental request):

An Act relating to persons exempt from jury service; and amending section 2, chapter 57, Laws of 1911 and RCW 2.36.080.

Referred to Judiciary Committee.

SECOND READING OF BILLS

Senate Bill No. 41, by Senators Ryder and Uhlman:

Deleting prohibition against for hire pool or billiards games on or about University of Washington grounds.

Senate Bill No. 41:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Deleting prohibition against for hire pool or billiards games on or about University of Washington grounds (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass as amended.

On line 12 after the numerals "25" and before "range" strike " , north of" and insert "[,] north, [of]"

Gordon Sandison, *Chairman.*

We concur in this report: R. Frank Atwood, Frank W. Foley, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

The bill was read the second time by sections.

On motion of Senator Sandison, the committee amendment was adopted.

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 41 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 41, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—44.

Those voting nay were: Senators Herrmann, Talley—2.

Absent or not voting: Senator Durkan—1.

Excused: Senators Hanna, Neill—2.

Engrossed Senate Bill No. 41, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 192, by Senators Lewis, Uhlman, Atwood and Knoblauch:
Authorizing advances to state employees for travel expenses.

The bill was read the second time by sections.

It was moved by Senator Talley that the following amendment be adopted:

On page 3, section 8, line 2, add a new section as follows:

"Sec. 9. Section 43.03.060, chapter 8, Laws of 1965, and RCW 43.03.060 are each amended to read as follows:

Whenever it becomes necessary for an elective or appointive official or employee of the state to travel away from his designated post of duty, while engaged on official business, and it is found to be more advantageous and economical to the state that he travel by a privately owned automobile rather than by a common carrier, he shall be allowed a mileage rate not to exceed [eight] *ten* cents a mile."

Debate ensued.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:30 p.m.

SECOND READING OF BILLS

Senate Bill No. 192, by Senators Lewis, Uhlman, Atwood and Knoblauch: Authorizing advances to state employees for travel expenses.

The Senate resumed consideration of Senate Bill No. 192 and the amendment proposed by Senator Talley.

The motion was carried and the amendment was adopted.

On motion of Senator Gissberg, the following amendments were adopted:

Following Senator Talley's amendment on page 3, section 8, line 2, add a new section as follows:

"Sec. 10. Section 1, chapter 10, Laws of 1959, extraordinary session as amended by section 1, chapter 7, Laws of 1963 extraordinary session and RCW 44.04.120 are each amended to read as follows:

Each member of the senate or house of representatives serving on the legislative council, the legislative budget committee, or any other permanent or interim committee or council of the legislature shall be entitled to receive, in lieu of per diem or any other payment, for each day or major portion thereof in which he is actually engaged in business of the committee, notwithstanding any laws to the contrary, twenty-five dollars per day, plus mileage allowance at the rate of ten cents per mile when authorized by the committee or council of which he is a member and on the business of which he is engaged: *Provided, That ten cents per mile shall only be allowed when travel is actually by means of private automobile, and when travel is by other means the members' travel allowance shall not exceed actual travel expense.*"

On line 1 of the title after "state" and before "employees" insert "officers and"

Following "RCW 43.03.060" in Senator Talley's amendment to line 2 of the title, add: "; and amending section 1, chapter 10, Laws of 1959 extraordinary session as amended by section 1, chapter 7, Laws of 1963 extraordinary session and RCW 44.04.120"

On motion of Senator Talley, the following amendment was adopted:

In line 2 of the title after "RCW" add: "and amending section 43.03.060, chapter 8, Laws of 1965 and RCW 43.03.060"

On motion of Senator Lewis, the rules were suspended, Engrossed Senate Bill No. 192 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 192, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator McCutcheon—1.

Excused: Senator Hanna—1.

Engrossed Senate Bill No. 192, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 68, by Senators Ryder, Foley and Sandison (by Public Pension Commission request):

Regulating expenses of and granting powers to the public pension commission.

The bill was read the second time by sections.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 1, section 1, strike all of the matter beginning with "The" on line 14, down through the period on line 18, and insert:

"The members of the commission shall be reimbursed for their expenses incurred while attending sessions of the commission or meetings of any committees of the commission or while engaged on other commission business authorized by the commission, at the rates provided in RCW 44.04.120, as now or hereafter amended."

Debate ensued.

POINT OF INQUIRY

Senator Ryder:

Mr. President, would Senator Gissberg yield to a question:

"Does your amendment put the Public Pension Commission on a par with other legislative interim committees?"

Senator Gissberg:

"Yes, it does and it would be exactly the same then as all the other legislative interim committees."

Senator Ryder:

"Does this amendment require an amendment to the title?"

Senator Gissberg:

"No, it does not."

The motion was carried and the amendment was adopted.

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 68 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 68, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Durkan, Henry, Lewis, McCutcheon—4.

Excused: Senator Hanna—1.

Engrossed Senate Bill No. 68, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 43, by Representatives Bledsoe, Flanagan and Bozarth (by Departmental request):

Requiring tags for hunting mountain sheep, wild turkey and bear.

The bill was read the second time by sections.

It was moved by Senator Marquardt that the following amendment be adopted:

On page 2, section 1, line 13, strike lines 13 to 19 including House committee amendment.

On page 3, line 7, after "sheep," insert "or".

On line 8, after "turkey" strike ", or bear".

On page 3, line 14, after "sheep," insert "or" and after "turkey" strike " , or bear".

Debate ensued.

On motion of Senator Gissberg, the amendment was laid upon the table.

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 3, section 1, line 22, add a new paragraph to read as follows: "All tags required heretn shall be issued free of charge to residents over the age of seventy years."

Debate ensued.

The bill was read the second time by sections.

The motion was lost and the amendment was not adopted.

On motion of Senator Rasmussen, the rules were suspended, Engrossed House Bill No. 43 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 43, and the bill passed the Senate by the following vote: Yeas, 42; nays, 4; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—42.

Those voting nay were: Senators Lewis, McMillan, Marquardt, Rasmussen—4.

Absent or not voting: Senators Dore, Talley—2.

Excused: Senator Hanna—1.

Engrossed House Bill No. 43, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:30 p.m., the Senate adjourned until 11:00 a.m., Thursday, February 9, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-SECOND DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, February 9, 1967.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Lee Hackett, Color Bearer, and Nancy Waldo, presented the Colors.

Reverend Maurice L. Haehlen, minister of the United Churches of Olympia, offered prayer as follows:

"O God, Thou whom we acknowledge as not only the Father of our lives but also as the Father of our Country, hear thou our intercession and pray for our people. Let power prompt us to relieve the burdens of the weak; let wealth increase our generosity; let freedom awaken us to a new awareness of Thy mercy.

"Deliver us from profanity of purpose and carelessness of deed and lead us into such integrity of character and such enlightenment of mind as may kindle hope and hasten brotherhood and peace. Amen."

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

The Secretary read:

APPOINTMENT OF SPECIAL COMMITTEES

The President announced the presence within the bar of the Senate of former State Senator Andy Hess and appointed a special committee consisting of Senators Gissberg, Ryder, Bailey and Lewis to act as a committee of honor to escort former Senator Hess to a place of honor on the rostrum.

With leave of the Senate, business was suspended to permit Senator Hess to address the Senate.

The President observed within the bar of the Senate former State Senator Frank Jackson and appointed a special committee consisting of Senators Kupka, Ryder, Dore and Williams to act as a committee of honor to escort former Senator Jackson to a place of honor on the rostrum.

With leave of the Senate, business was suspended to permit Senator Jackson to address the Senate and to present gavels to the President, President Pro Tempore, Vice President Pro Tempore and Secretary of the Senate.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 8, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 41, Senate Bill No. 68, Senate Bill No. 192, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: Fred H. Dore, Frank W. Foley, William A. Gissberg, Perry B. Woodall.

Senate Bill No. 88:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Permitting aliens to acquire, hold and dispose of lands (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, John T. McCutcheon, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 104:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Requiring cities to record ordinances, which vacate real property, in the office of the county auditor (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 139:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Regulating deposits of funds of joint operations of local governments (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 143:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Creating a Department of Water Resources (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 178:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Relating to mutual savings banks (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Gordon Herr, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 186:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Reducing hours of employment of firemen (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 212:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Amending law authorizing insurance and health care programs for public employees (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 263:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Establishing paid vacations for noncertificated school personnel (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 330:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Removing rate filing requirement for insurance on policy holders whose annual premium exceeds \$10,000 (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 346:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Authorizing issuance of variable and fixed annuities by domestic life insurance companies (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon

Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 31:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Enumerating moneys to be deposited in OASI contribution fund (reported by Committee on Labor and Social Security):

Recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 151:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Increasing amount of wages earned prior to death which employer may pay to survivors of deceased employee (reported by Committee on Labor and Social Security):

Recommends that it do pass as amended.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 8, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 56,
Substitute House Bill No. 146,
House Bill No. 154,
Engrossed House Bill No. 299,
House Bill No. 416,
House Joint Resolution No. 13, and the same are herewith transmitted.

Sidney R. Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., February 9, 1967.

Mr. President:

The Speaker has signed: House Bill No. 43, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 43.

MOTION

At noon on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 408, by Senator Rasmussen:

An Act relating to the establishment of a crime investigating commission; defining terms; providing for the appointment of commission members, a staff, and their salaries and expenses; prescribing powers and duties; authorizing issuance of subpoenas; providing immunity for witnesses; and providing for issuance of rules and regulations.

Referred to Committee on State Government.

Senate Bill No. 409, by Senators Dore, Bailey and Stender:

An Act relating to vocational rehabilitation; amending section 2, chapter 176, Laws of 1933, as amended by section 1, chapter 223, Laws of 1957, and RCW 28.10.010; amending section 1, chapter 176, Laws of 1933, as amended by section 2, chapter 223, Laws of 1957, and RCW 28.10.020; amending section 3, chapter 176, Laws of 1933, as last amended by section 1, chapter 135, Laws of 1963, and RCW 28.10.030; amending section 5, chapter 176, Laws of 1933, as last amended by section 5, chapter 223, Laws of 1957, and RCW 28.10.050; repealing section 4, chapter 223, Laws of 1957 and RCW 28.10.032; repealing section 4, chapter 176, Laws of 1933, and RCW 28.10.040; repealing section 1, chapter 75, Laws of 1935 and RCW 28.10.060; repealing section 1, chapter 307, Laws of 1959, as amended by section 1, chapter 134, Laws of 1963, and RCW 28.10.070; repealing section 72.33.060, chapter 28, Laws of 1959 and RCW 72.33.060; repealing section 74.11.010, chapter 26, Laws of 1959, as amended by section 1, chapter 118, Laws of 1963, and RCW 74.11.010; repealing section 74.11.020, chapter 26, Laws of 1959, as amended by section 2, chapter 118, Laws of 1963, and RCW 74.11.020; repealing section 74.11.030; chapter 26, Laws of 1959, as amended by section 3, chapter 118, Laws of 1963, and RCW 74.11.030; repealing section 74.11.040, chapter 26, Laws of 1959, as last amended by section 1, chapter 35, Laws of 1965, and RCW 74.11.040; repealing section 74.11.050, chapter 26, Laws of 1959 and RCW 74.11.050; repealing section 74.11.060, chapter 26, Laws of 1959 and RCW 74.11.060; repealing section 74.11.070, chapter 26, Laws of 1959, as amended by section 5, chapter 118, Laws of 1963, and RCW 74.11.070; adding new sections to chapter 176, Laws of 1933 and to chapter 28.10 RCW; and declaring an emergency.

Referred to Committee on Public Institutions.

Senate Bill No. 410, by Senators Atwood and Henry:

An Act relating to transportation; amending section 81.04.010, chapter 14, Laws of 1961 and RCW 81.04.010; adding a new chapter to chapter 14, Laws of 1961 and to Title 81 RCW; and prescribing penalties.

Referred to Committee on Public Utilities.

Senate Bill No. 411, by Senators Greive, Dore and Faulk:

An Act creating a publications review board.

Referred to Committee on State Government.

Senate Bill No. 412, by Senators Greive, Dore and Ryder:

An Act relating to regulating kosher products; and prescribing penalties.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 413, by Senators Peterson (Ted), Ridder and Metcalf:

An Act relating to alcoholic beverages; providing that such beverages shall not be sold or dispensed one calendar day out of each calendar week; providing that the liquor control board shall promulgate appropriate rules and regulations to effectuate this act; adding a new section to chapter 62, Laws of

1933 extraordinary session and to chapter 66.28 RCW; and providing for submission of this act to a vote of the people.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 414, by Senators Bailey, Sandison and Chytil (by Executive request):

An Act relating to seashore conservation; authorizing the establishment on certain state-owned coastal lands of the Washington State Seashore Conservation Area; providing for the administration thereof; prescribing certain powers and duties with respect thereto; defining the jurisdiction of certain state agencies; redesignating and amending section 46.08.180, chapter 12, Laws of 1961 and RCW 46.08.180; adding new sections to chapter 8, Laws of 1965 and to chapter 43.51 RCW; repealing chapter 78, Laws of 1929 (uncodified); repealing section 2, chapter 105, Laws of 1901 and RCW 79.16.161; repealing section 2, chapter 110, Laws of 1901 and RCW 79.16.171; and declaring an emergency.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 415, by Senator Talley:

An Act relating to public highways; providing for the maintenance of the Puget Island-Westport (Oregon) ferry; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 416, by Senator Talley:

An Act relating to public highways; providing for traffic studies preparatory to improving primary state highway No. 12 from Grays River to Pe Ell; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 417, by Senators Gissberg, Mardesich, Metcalf and Peterson (Lowell):

An Act relating to colleges and universities; establishing a new state college; amending section 1, chapter 104, Laws of 1947 and RCW 28.76.020; amending section 1, chapter 34, Laws of 1949 and RCW 28.76.120; amending section 2, chapter 147, Laws of 1957, as amended by section 2, chapter 62, Laws of 1961 and RCW 28.81.010; amending section 1, chapter 13, Laws of 1933, as amended by section 1, chapter 109, Laws of 1947 and RCW 28.81.052; amending section 1, chapter 108, Laws of 1947, as amended by section 2, chapter 34, Laws of 1949 and RCW 28.81.053; amending section 1, chapter 109, Laws of 1963 and RCW 28.81.054; amending section 3, chapter 13, Laws of 1961 extraordinary session, as last amended by section 1, chapter 147, Laws of 1965 extraordinary session and RCW 28.81.080; amending section 4, chapter 13, Laws of 1961 extraordinary session, as amended by section 2, chapter 76, Laws of 1965 and RCW 28.81.085; amending section 1, chapter 14, Laws of 1961 extraordinary session and RCW 28.81.500; amending section 2, chapter 14, Laws of 1961 extraordinary session and RCW 28.81.510; amending section 5, chapter 14, Laws of 1961 extraordinary session and RCW 28.81.540; amending section 1, chapter 76, Laws of 1965 and RCW 28.81.551; adding new sections to chapter 28.81 RCW; making an appropriation; and providing an effective date.

Referred to Committee on Higher Education and Libraries.

MOTION

On motion of Senator Gissberg, the rules were suspended to permit additional names as sponsors to Senate Bill No. 417.

Senate Bill No. 418, by Senators Stender, Knoblauch and Talley:

An Act relating to the health and safety of certain employees; amending section 1, chapter 84, Laws of 1905 as last amended by section 1, chapter 98, Laws of 1959 and RCW 49.20.010; amending section 2, chapter 84, Laws of 1905 as last amended by section 1, chapter 62, Laws of 1963 and RCW 49.20.020; amending section 3, chapter 84, Laws of 1905 and RCW 49.20.030; amending section 4, chapter 84, Laws of 1905 as last amended by section 3, chapter 98, Laws of 1959 and RCW 49.20.040; amending section 5, chapter 84, Laws of 1905 as last amended by section 4, chapter 98, Laws of 1959 and RCW 49.20.050; amending section 6, chapter 84, Laws of 1905 as amended by section 5, chapter 98, Laws of 1959 and RCW 49.20.060; and prescribing penalties.

Referred to Committee on Labor and Social Security.

Senate Bill No. 419, by Senators Dore, Herr, Ryder and Greive:

An Act relating to the vacation of streets and alleys; and amending section 35.79.030, chapter 7, Laws of 1965 and RCW 35.79.030.

Referred to Committee on Cities, Towns and Counties.

MOTION

On motion of Senator Dore, the rules were suspended to permit additional names as sponsors to Senate Bill No. 419.

FIRST READING OF HOUSE BILLS AND RESOLUTION

The following were read first time and acted upon as indicated:

Engrossed House Bill No. 56, by Representatives Cunningham, Bottiger and Swayze (by Departmental request):

An Act relating to public records; and amending section 7, chapter 246, Laws of 1957 and RCW 40.14.070.

Referred to Committee on Cities, Towns and Counties.

Substitute House Bill No. 146, by Committee on Agriculture:

An Act relating to commercial fertilizers, including customer-formula fertilizers; repealing sections 15.54.010 through 15.54.250 and section 15.54.900, chapter 11, Laws of 1961 and RCW 15.54.010 through 15.54.250 and RCW 15.54.900; and providing penalties.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 154, by Representatives Newschwander, McDougall and Charette (by Departmental request):

An Act relating to the determination, computation and effectuation of the loss of credit for time on sentences of convicted persons who unlawfully depart from the custody of a correctional institution or jail.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 299, by Representatives Wanamaker, Haussler and Newhouse (by Departmental request):

An Act relating to eggs and egg products; and amending section 10, chapter 193, Laws of 1955 and RCW 69.24.220; and amending section 14, chapter 193, Laws of 1955 and RCW 69.24.260.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 416, by Representatives Morrison, McDougall and Bozarth:

An Act relating to agriculture; providing for the marketing of soft tree fruits; amending sections 15.28.020, 15.28.030, 15.28.040, 15.28.050, and 15.28.090, chapter 11, Laws of 1961 and RCW 15.28.020, 15.28.030, 15.28.040, 15.28.050, and 15.28.090; repealing and reenacting sections 15.28.060, chapter 11, Laws of 1961 as amended by section 2, chapter 51, Laws of 1963, and RCW 15.28.060; repealing and reenacting section 15.28.070, chapter 11, Laws of 1961 and RCW 15.28.070; and declaring an emergency.

Referred to Committee on Agriculture and Horticulture.

House Joint Resolution No. 13, by Representatives Cunningham, Lux and Chapin (by Executive request):

Allowing increases in compensation during terms of office.

Referred to Committee on Constitution, Elections and Legislative Processes.

SECOND READING OF BILLS**House Bill No. 215**, by Representatives Marsh, Clark and Hill:

Providing for service of summons on foreign or alien steamship companies or charters.

The bill was read the second time by sections.

On motion of Senator Uhlman, the following amendment was adopted:

On page 1, section 1, line 25, after "in" strike "RCW 48.05.200 and RCW 48.05.210" and insert "[RCW 48.05.200 and RCW 48.05.210] chapter 48.05 RCW"

On motion of Senator Foley, the rules were suspended, House Bill No. 215, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Foley, Senator Hanna was excused.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 215, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Those voting nay were: Senator Lennart—1.

Excused: Senator Hanna—1.

House Bill No. 215, as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 55, by Senator Freise:

Exempting title insurance companies and their agents from escrow agent registration.

Senate Bill No. 55:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Exempting title insurance companies and their agents from escrow agent registration (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 15, after "companies" and before the comma insert "the business of which agents is exclusively devoted to the title insurance business"

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

The bill was read the second time by sections.

On motion of Senator Atwood, the committee amendment was adopted.

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 55 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 55, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—47.

Those voting nay were: Senator Uhlman—1.

Excused: Senator Hanna—1.

Engrossed Senate Bill No. 55, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former State Senator H. N. (Barney) Jackson and appointed a special committee consisting of Senators Kupka, Keefe, Knoblauch and Ryder to act as a committee of honor to escort former Senator Jackson to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit former Senator Jackson to address the Senate.

MOTION

At 2:10 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, February 10, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

THIRTY-THIRD DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Friday, February 10, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Woodall.

On motion of Senator Atwood, Senator Woodall was excused.

The Color Guard, consisting of Pages Tom Connelly, Color Bearer, and Kay Kupka, presented the Colors.

Reverend Maurice L. Haehlen, minister of the United Churches of Olympia, offered prayer as follows:

"O God Thou Eternal Father of us all, we would pause at the beginning of this day's deliberations to give Thee thanks that Thou hast caused our forefathers to bring forth on this continent a new nation conceived in liberty and dedicated to the proposition that all men are created equal.

"Give to us this day such a fresh vision of Thy purpose for our own time and place that we can have this new birth of freedom and responsibility. Let Thy light banish our darkness, let Thy love melt our hatreds, let Thy mercy make more tender our judgments of each other so that peace and brotherhood can live among us through just laws which we would here enact. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President observed within the bar of the Senate former State Senator William A. Raugust and appointed a special committee consisting of Senators Ryder, Petersen (Ted), Bailey and Knoblauch to act as a committee of honor to escort former Senator Raugust to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Senator Raugust to address the Senate.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 55, have inspected same, and find it correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank W. Foley, Marshall A. Neill.

Senate Bill No. 3:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Increasing daily credit of prisoners working out fines (reported by Committee on Public Institutions):

Recommends that Substitute Senate Bill No. 3 be substituted therefor and the substitute bill do pass.

Frances Haddon Morgan, *Chairman.*

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 62:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Requiring apportionment of forest reserve funds according to proportional number of weighted students (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Dewey C. Donohue, William A. Gissberg, Wilbur G. Hallauer, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 90:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Removing expiration date of urban transportation gas tax refunds (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman,*
Al Henry, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Wilbur G. Hallauer, James E. Keefe, Ernest W. Lennart, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 103:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Limiting juvenile court's authority to commit children to department of institutions (reported by Committee on Public Institutions):

MAJORITY recommends that Substitute Senate Bill No. 103 be substituted therefor and the substitute bill do pass.

Frances Haddon Morgan, *Chairman.*

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 113:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Authorizing the director of the department of institutions to assign mentally ill patients to state hospitals where vacancies exist (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman.*

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 145:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Requiring certification of boiler operators in public schools and state institutions (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 157:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Authorizing establishment of work release program for prisoners (reported by Committee on Public Institutions):

Recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 162:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Amending the unemployment compensation law (reported by Committee on Labor and Social Security):

Recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 168:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Implementing transportation functions of metropolitan municipal corporations (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 215:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Defining "assets" of fire protection district on annexation by city or town (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 218:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Authorizing unions for fire fighters (reported by Committee on Labor and Social Security):

Recommends that it do pass.

A. L. Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 221:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Providing for filing of copies of mortgage or deeds of trust containing references to a master form on file (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman,*

....., *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 233:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Establishing probation and parole division (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass as amended.

Frances Haddon Morgan, *Chairman.*

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 240:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Enlarging possible investments for moneys in the volunteer firemen's trust fund (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 256:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Amending teachers' retirement provisions to provide credit for service over thirty-five years and extends permissible subsequent service without pension reduction (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Dewey C. Donohue, Fred H. Dore, William A. Gissberg, Ernest W.

Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 407:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Increasing additional insurance payments for prior pensioners (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Robert C. Ridder, John H. Stender.

MOTION

On motion of Senator Greive, Senate Bill No. 407 was referred to the Committee on Ways and Means.

Engrossed House Bill No. 58:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Providing procedure for collection of monies owed to department of labor and industries (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 157:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Amending law authorizing institutional transfer of alleged psychopathic children (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 9, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 53,
Engrossed House Bill No. 89,
Engrossed Substitute House Bill No. 99,
Reengrossed House Bill No. 109,
House Bill No. 307,
Engrossed House Bill No. 340,
House Bill No. 404, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 420, by Senators Washington and Redmon:

An Act relating to highways; providing for the distribution of highway

construction funds, to be derived from additional excise taxes on motor vehicle fuels and the sale of limited obligation bonds as authorized herein, to the state, counties and cities, pursuant to prescribed administrative procedures and conditions; creating an urban arterial board and an urban arterial trust account in the motor vehicle fund; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 2, chapter 79, Laws of 1965 extraordinary session and RCW 82.36.020; amending section 82.36.100, chapter 15, Laws of 1961 as amended by section 2, chapter 7, Laws of 1961 extraordinary session and RCW 82.36.100; amending section 3, chapter 22, Laws of 1963 extraordinary session and RCW 82.37.030; amending section 19, chapter 22, Laws of 1963 extraordinary session and RCW 82.37.190; amending section 82.40.020, chapter 15, Laws of 1961 as amended by section 3, chapter 7, Laws of 1961 extraordinary session and RCW 82.40.020; amending section 82.40.290, chapter 15, Laws of 1961 as last amended by section 2, chapter 113, Laws of 1963 and RCW 82.40.290; amending section 46.68.100, chapter 12, Laws of 1961 as amended by section 6, chapter 7, Laws of 1961 extraordinary session and RCW 46.68.100; amending section 36.81.121, chapter 4, Laws of 1963 and RCW 36.81.121; amending section 35.77.010, chapter 7, Laws of 1965 and RCW 35.77.010; adding a new section to chapter 46.68 RCW; declaring an emergency and providing effective dates.

Referred to Committee on Highways.

Senate Bill No. 421, by Senators Dore, Ridder and Morgan:

An Act relating to schools and education; providing for the elimination of racial imbalance in the public schools of this state; and adding a new chapter to Title 28 RCW.

Referred to Committee on Education.

Senate Bill No. 422, by Senators Rasmussen and Peterson (Ted):

An Act relating to urban renewal; requiring approval of urban renewal projects by a vote of the people; and amending sections 35.81.060, 35.81.070, 35.81.090, 35.81.150 and 35.81.160, chapter 7, Laws of 1965 and RCW 35.81.060, 35.81.070, 35.81.130 and 35.81.150.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 423, by Senators Dore, Morgan and Stender:

An Act relating to firemen's relief and pensions; and amending section 4, chapter 382, Laws of 1955 as last amended by section 3, chapter 45, Laws of 1965 extraordinary session, and RCW 41.18.040.

Referred to Committee on Labor and Social Security.

Senate Bill No. 424, by Senators Washington, Pritchard and Knoblauch (by Executive request):

An Act relating to public highways; designating certain portions of highways as scenic areas; establishing a scenic and recreational highway system; adding a new section to chapter 96, Laws of 1961 and to chapter 47.42 RCW; and adding a new chapter to Title 47 RCW.

Referred to Committee on Highways.

Senate Bill No. 425, by Senators Kupka, Knoblauch and Freise:

An Act relating to temporary licensing of certain motor vehicles; and exempting certain purchasers of the same from imposition of certain taxes.

Referred to Committee on Highways.

Senate Bill No. 426, by Senator Kupka:

An Act relating to compensation of jurors; and amending section 1, chapter 56, Laws of 1907 as last amended by section 1, chapter 73, Laws of 1959 and RCW 2.36.150.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 427, by Senators Gissberg, Stender and Knoblauch:

An Act relating to civil service in cities, towns and counties; amending section 5, chapter 13, Laws of 1937 and RCW 41.12.040; amending section 11, chapter 13, Laws of 1937 and RCW 41.12.100; amending section 6, chapter 1, Laws of 1959 and RCW 41.14.060; and amending section 13, chapter 1, Laws of 1959 and RCW 41.14.130.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 428, by Senators Stender, Greive and Chytil:

An Act relating to industrial workmen; directing the legislative council to study industrial causes of emphysema and heart disease; and making an appropriation.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution

Senate Bill No. 429, by Senators Herrmann, Peterson (Lowell) and Woodall:

An Act relating to insurance.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 430, by Senators Morgan, Kupka and Durkan:

An Act relating to multiuse facilities for the mentally and physically deficient and the mentally ill; and adding a new section to chapter 11, Laws of 1965 and to chapter 72.29 RCW.

Referred to Committee on Public Institutions.

Senate Bill No. 431, by Senator Dore:

An Act relating to corporations; amending section 96, chapter 53, Laws of 1965 and RCW 23A.28.130; amending section 124, chapter 53, Laws of 1965 and RCW 23A.32.160; amending section 127, chapter 53, Laws of 1965 and RCW 23A.32.190; amending section 139, chapter 53, Laws of 1965 and RCW 23A.40.060; adding a new section to chapter 53, Laws of 1965 and to chapter 23A.40 RCW; repealing section 97, chapter 53, Laws of 1965 and RCW 23A.28.140; repealing section 140, chapter 53, Laws of 1965 and RCW 23A.40.070; and repealing section 143, chapter 53, Laws of 1965 and RCW 23A.40.100.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 432, by Senators Chytil, Donohue and Talley:

An Act relating to the protection of specialized forest products; defining terms; prescribing the form and requiring the issuance of a harvesting permit; prescribing powers and duties of issuing persons; prohibiting transportation of certain forest products without a permit, invoice or bill of lading; exempting certain products; prescribing powers and duties of arresting officers in relation to the custody of seized forest products; providing penalties; and adding a new chapter to Title 76 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 433, by Senator Hallauer:

An Act relating to trading stamps and premiums; amending section 1, chapter 253, Laws of 1907 and RCW 19.84.010; and repealing sections 2 and 3, chapter 253, Laws of 1907 and RCW 19.84.020 and 19.84.030.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 434, by Senators Metcalf, Ridder and Canfield:

An Act relating to education; making the purchase price of school property a matter of public record; and adding a new section to chapter 28.58 RCW.

Referred to Committee on Education.

Senate Bill No. 435, by Senators Metcalf, Talley and McMillan:

An Act relating to public health and safety; requiring ambulances and their operators and attendants to meet certain safety standards; and amending section 1, chapter 65, Laws of 1945 and RCW 70.54.060.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Joint Resolution No. 19, by Senators McCutcheon and Lennart:

Providing for amendment of the Constitution by the initiative process.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 53, by Representatives Cunningham, Bottiger and Swayze (by Departmental request):

An Act relating to state government; providing for state office and warehouse space and facilities; and amending section 43.82.010, chapter 8, Laws of 1965 and RCW 43.82.010.

Referred to Committee on State Government.

Engrossed House Bill No. 89, by Representatives Bledsoe, Amen and Bozarth (by Departmental request):

An Act relating to livestock; amending sections 1, 22 and 29, Laws of 1959 and RCW 16.57.010, 16.57.220, and 16.57.290; and adding new sections to chapter 54, Laws of 1959 and chapter 16.57 RCW.

Referred to Committee on Agriculture and Horticulture.

Engrossed Substitute House Bill No. 99, by Committee on Agriculture:

An Act relating to food; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Reengrossed House Bill No. 109, by Representatives Mahaffey, Kirk and Holman:

An Act relating to education and the support thereof; and adding a new section to chapter 28.47 RCW.

Referred to Committee on Education.

House Bill No. 307, by Representatives Jolly, Flanagan and Newhouse:

An Act relating to regulation of waters in the state of Washington; authorizing the appointment of water masters and the creation of water

master districts; amending section 9, chapter 117, Laws of 1917, as amended by section 2, chapter 123, Laws of 1947, and RCW 90.03.060; and amending section 10, chapter 117, Laws of 1917 and RCW 90.03.070.

Referred to Committee on Natural Resources.

Engrossed House Bill No. 340, by Representatives Morrison, McDougall and Haussler (by Departmental request):

An Act relating to apples; amending section 15.24.010, chapter 11, Laws of 1961 as amended by section 1, chapter 145, Laws of 1963, and RCW 15.24.010; amending section 15.24.020, chapter 11, Laws of 1961 as amended by section 2, chapter 145, Laws of 1963, and RCW 15.24.020; amending section 15.24.030, chapter 11, Laws of 1961 as amended by section 3, chapter 145, Laws of 1963, and RCW 15.24.030; amending section 15.24.040, chapter 11, Laws of 1961 as amended by section 4, chapter 145, Laws of 1963, and RCW 15.24.040; amending section 15.24.090, chapter 11, Laws of 1961 as amended by section 6, chapter 145, Laws of 1963, and RCW 15.24.090; amending section 15.24.100, chapter 11, Laws of 1961 as amended by section 7, chapter 145, Laws of 1963, and RCW 15.24.100; and amending sections 15.24.050 and 15.24.110, chapter 11, Laws of 1961 and RCW 15.24.050 and 15.24.110.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 404, by Representatives Saling, Bluechel and Conner (by Departmental request):

An Act relating to purchases with public funds; and repealing section 1, chapter 34, Laws of 1933 and RCW 39.24.010.

Referred to Committee on State Government.

SECOND READING OF BILLS

Senate Bill No. 50, by Senators Greive and Atwood:

Prohibiting time limitation on cross-examination and summation in court proceedings.

On motion of Senator Freise, Senate Bill No. 50 was ordered to retain its place on the second reading calendar for today immediately following Senate Bill No. 324.

Senate Bill No. 324, by Senators Henry, Herr and Atwood:

Prescribing standard fire fighting equipment.

The bill was read the second time by sections.

On motion of Senator Henry, the following amendments were adopted:

On page 1, section 1, line 6, after "purposes" and before "purchased" add " , other than for forest fire fighting."

On page 1, section 1, line 10, after "1963" and before the period insert " : Provided, That this section shall not apply to steamer connections on fire hydrants"

On page 2, section 4, line 8, after "programs," and before "or" add "forest fire fighting."

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Henry yield:

"Senator Henry, I was not on the committee and I haven't read the bill, but I would like to ask you in section 2, line 13 and line 14, it says that the fire marshal shall provide the appliances necessary for carrying out this work. Can you explain that? Is there any cost to us?"

Senator Henry:

"No, in fact about ninety percent of the standard threads designated as standard by the American Insurance Association that needed changing have been changed and

the fire marshal's office as I understand it had a piece of equipment that they had at their disposal for some time and I think Senator Talley is familiar with it and I will let him explain it."

Senator Talley:

"Senator Guess:

"I was concerned about this same point so I went down and asked and the fire marshal says they have the equipment to rethread the hoses and they will furnish it free of charge."

On motion of Senator Henry, the rules were suspended, Engrossed Senate Bill No. 324 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 324 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1:

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—47.

Absent or not voting: Senator Durkan—1.

Excused: Senator Woodall—1.

Engrossed Senate Bill No. 324, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 50, by Senators Greive and Atwood:

Prohibiting time limitation on cross-examination and summation in court proceedings.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 50 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 50 and the bill passed the Senate by the following vote: Yeas, 26; nays, 18; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Cooney, Donohue, Foley, Freise, Greive, Hallauer, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Morgan, Peterson (Lowell), Redmon, Ridder, Sandison, Stender, Twigg, Uhlman, Washington—26.

Those voting nay were: Senators Andersen, Canfield, Chytil, Connor, Dore, Faulk, Guess, Hanna, Herr, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Rasmussen, Ryder, Talley, Williams—18.

Absent or not voting: Senators Durkan, Gissberg, Henry, Mardesich—4.

Excused: Senator Woodall—1.

Senate Bill No. 50 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 15 by Senator Morgan:

Requiring motorcyclists to wear approved safety helmets.

On motion of Senator Washington, Substitute Senate Bill No. 15 was substituted for Senate Bill No. 15 and the substitute bill was placed on second reading, and read the second time by sections.

On motion of Senator Washington, the rules were suspended, Substitute Senate Bill No. 15 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Washington yield to a question:

"Senator Washington, suppose I am driving down the beach on my Honda. I have my bathing suit on. It's a warm day. It's a hot helmet. I'm not wearing it and the state patrolman sees me. Could you tell me to what penalties I would be subjected?"

Senator Washington:

"You could be subject to a misdemeanor."

Senator Rasmussen:

"What would the penalty be under misdemeanor?"

Senator Washington:

"I can't recall. There is an amount established, but right at this moment I can't give you the answer."

Senator Rasmussen:

"By law, the only piece of equipment I would be required to wear, would be my helmet? I couldn't have it hanging on my handlebars?"

Senator Washington:

"No, you couldn't. It has to be on and has to be used."

Senator Rasmussen:

"Another question:

"I was in another hearing and couldn't attend yours. I did want to. At the hearing was it indicated that most of the accidents involved broken necks below the helmet line?"

Senator Washington:

"This is a very common accident but also the head injuries are perhaps the most common serious injuries and injuries to the head, itself. Many of the fatalities include a broken neck, and this is one of the common injuries. But many of the deaths; I think the majority, are from the injury to the head and not the broken neck."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 15 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Kéefe, Knob-

lauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams—46.

Absent or not voting: Senators Lennart, Stender—2.

Excused: Senator Woodall—1.

Substitute Senate Bill No. 15 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Greive, Senate Joint Resolution No. 6 was ordered to retain its place on the second reading calendar for Monday, February 13, 1967.

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

On motion of Senator Talley, Senator Herr was excused.

Senate Bill No. 70, by Senators Ryder, Sandison and Foley (by Public Pension Commission request):

Authorizing a retirement plan for the faculties of community colleges.

On motion of Senator Rasmussen, Senate Bill No. 70 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 370, by Senators Durkan, Greive and Woodall:

Providing for a data processing and communications committee and abolishing the state voting machine committee.

The bill was read the second time by sections.

On motion of Senator Gissberg, the following amendments were adopted:

On page 2, section 3, line 4, after "shall be" and before "chairman" strike "ex officio"

On page 3, section 3, line 11, after "twenty-four" and before the semicolon insert " , of which two shall be respectively the chairmen of the appropriations committee of the house of representatives and of the senate, and two more shall be members of the legislature, one appointed by the speaker of the house of representatives from the party opposite that of the chairman of the house appropriations committee, and the other appointed by the president pro tempore of the senate from the party opposite that of the chairman of the senate appropriations committee"

On motion of Senator Herrmann, the following amendments were adopted:

On page 2, section 4, line 18, after "state" strike "officers and employees generally" and insert "legislators as provided in RCW 44.04.120"

On page 2, section 4, line 25, after "state" strike "employees" and insert "legislators as provided in RCW 44.04.120"

MOTION

It was moved by Senator Bailey that the rules be suspended, that Senate Bill No. 370 be advanced to third reading, the second reading considered the third and the bill placed on final passage.

Senator Ryder:

"Mr. President:

"Before you put the motion, this is a very far reaching bill and so far as I can read it, it puts in the hands of a fairly small committee all of the data processing of the state. It puts it almost completely under their control. Now, I have no objection to this particularly except that the bill was introduced on February 6th."

POINT OF ORDER

Senator Herrmann:

"Point of order, Mr. President:

"I just wonder if Senator Ryder is in order in speaking on the merits of the bill at this time."

RULING BY THE PRESIDENT

The President:

"Senator Herrmann, the President believes Senator Ryder is not in order unless Senator Bailey wishes to withdraw his motion to advance the bill. Unless the rules are suspended, the President will have to call for the vote on the motion to advance."

The motion was lost on a rising vote.

Senate Bill No. 370 was passed to the Committee on Rules and Joint Rules for third reading and ordered engrossed.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:15 p.m.

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

MOTIONS

It was moved by Senator Greive that the Senate Committee on Rules and Joint Rules be relieved of further consideration of Senate Bill No. 407.

On motion of Senator Greive, Senate Bill No. 407 was referred to the Committee on Ways and Means.

At 2:30 p.m., on motion of Senator Greive, the Senate recessed until 8:00 p.m.

EVENING SESSION

The President called the Senate to order at 8:00 p.m.

On motion of Senator Atwood, Senators Freise and Peterson (Ted) were excused.

On motion of Senator Greive, Senator Hallauer was excused.

The President declared the Senate to be at ease subject to the call of the Chair.

The President called the Senate to order at 8:35 p.m.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 407:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Increasing additional insurance payments for prior pensioners (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman.*

We concur in this report: John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as follows:

Senate Bill No. 436, by Senators Bailey and Neill:

An Act relating to the expenses and costs of the legislature including subsistence payments and expenses of members; making appropriations therefor; and declaring an emergency.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 436 was advanced to second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 436 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

The President declared the Senate to be at ease.

The President called the Senate to order at 8:55 p.m.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 436 and the bill passed the Senate by the following vote: Yeas, 35; nays, 9; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Woodall—35.

Those voting nay were: Senators—Faulk, Lennart, McMillan, Peterson (Lowell), Pritchard, Redmon, Ridder, Talley, Williams—9.

Absent or not voting: Senator Rasmussen—1.

Excused: Senators Freise, Hallauer, Herr, Peterson (Ted)—4.

Senate Bill No. 436 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING OF BILLS

It was moved by Senator Greive, that the Senate immediately consider Senate Bill No. 407 and Senate Bill No. 256 on second reading in that order.

The motion was carried.

Senate Bill No. 407, by Senators Keefe, Bailey, Greive, Rasmussen, Stender and Ridder:

Increasing additional insurance payments for prior pensioners.

The bill was read the second time by sections.

PERSONAL PRIVILEGE

Senator Ryder:

"Mr. President:

"Senate Bill No. 407 was introduced two days ago on February 6. It went through the Committee on Labor and Social Security signed by a majority of that committee and was referred to the Committee on Ways and Means this morning. There was no hearing that I know of in either committee. The director of the department of labor and industries testified very briefly that he hadn't had a chance to study the bill, that he did not know what was in it.

"Now I don't know what is in the bill either. It may be a good bill. It may be a bill that many on this side of the aisle can support. However we object very strenuously to this type of railroading of a bill through this house of the legislature. In the Committee on Ways and Means, a meeting was called at 3:00 this afternoon and a list of the bills to be considered was given to each of the members of the Committee on Ways and Means. This bill was not listed on it. We looked over the list of bills and because we had some other important meetings, some of us were unable to attend.

"However, there was a sudden caucus action taken on the other side of the aisle and all members were there. Unbeknown to us, the bill was called up. Two or three members from our side of the aisle were there. It was passed out of the Committee on Ways and Means without adequate hearing, without adequate analysis of the bill by either the department of labor and industries or from any other body or any other authority as far as we know.

"The information which we have says it will cost approximately \$2.7 million for the coming biennium. Now this may be a reasonable thing to expect in the industrial insurance area. However, I think that we should have a chance not only to analyze the bill for ourselves but to get some information from the department of labor and industries and from the administration on what effect this bill will have and what the necessity for the bill is.

"Certainly we want to help in this area of state government, but we believe that we should have an opportunity to study the bill, to analyze it, to know what we are doing before we are asked to vote upon it.

"I think that we should put this bill back in the Committee on Rules and Joint Rules for third reading and give us at least a chance to study it over the weekend before it comes up for final passage."

Senator Greive:

"Mr. President:

"In answering Senator Ryder, I would like to point out to him that unfortunately he was not at the Ways and Means hearing because there was a full explanation and the director of the department of labor and industries did testify.

"Fortunately this is a very simple bill. It involves bringing up those who are on total permanent disability and the widows of injured workmen over the years to what a present widow or person presently going on total permanent disability receives by the act that we passed two years ago. When we acted in 1965, if you will recall, we did not pick up the old timers. We only brought them as far as the 1961 figure.

"We have a sheet that was handed out and if Senator Ryder would like to merely have us delay the bill for a very short time, we can have this reproduced and put on the members' desks. This is prepared by the department of labor and industries, in which Mr. Petrie, the director of the department said that fatal pensions, in other words, 3,174 widows would be increased from \$125.00 to \$140.00 per month.

"Total permanent disability pensions, there are 654 total permanently disabled workmen, unmarried at the time of injury, who would increase from \$165.00 to \$185.00 per month.

"Two, there are 2,126 total permanently disabled workmen married with wife or invalid husband who would be increased from \$190.00 to \$215 per month.

"Three, there are 112 total permanently disabled women married with able bodied husbands. This would be increased from \$155.00 to \$175.00 per month. I might say parenthetically that these last in the third category are women who were total permanently disabled.

"Then there are sixty-five attendant cases. These would increase from \$100 to \$115. These are the ones who are so hopelessly disabled they must have attendants or somebody in attendance. They would increase to \$115.00.

"In summary the widows would get a monthly increase of \$15.00 a month and the number of pensioners is 3,174. The biennial cost for widows would be \$1,142,640.

"The total permanently disabled single workmen would get a monthly increase of \$30.00 and the number of pensioners is 654, which would increase the cost \$330,920.

"Total permanently disabled female workers with able bodied husbands, the number of pensioners is 112. The total cost per biennium is \$53,760 for an increase of \$20.00 per month.

"Attendants, \$15.00 per month increase and the number of persons is sixty-five. The biennial cost is \$23,400.

"The total biennial cost for all of the people involved which includes the attendants comes to 6,131 including the sixty-five attendants and it would be \$2,809,320.

"They say that they know over a period of time that some of these people actually die and then some others who didn't receive it before, even though they were total permanent disabilities because they, for one reason or another, were not on the rolls, so they would be added, so actually they have reduced this \$2,809,320 to \$1,726,520 for the 1967-1969 biennium.

"Now I can't say that Mr. Petrie testified in favor of this particular measure. I can say that he was most fair and I got the impression that he was very definitely for it when he testified. He didn't say he endorsed it but he explained the figures. He was very clear on them. I don't think there is any surprise about this. This is not a matter where we are entering into a new field of economy or a new field of business or any complicated problem. In the first place, it went to the proper committee which was Labor. The Committee on Labor considered it. It came out. It did not really need to go to the Committee on Ways and Means. It went to Ways and Means only because Senator Durkan felt that if it had a financial impact it should go there, and when he made his point, we felt in caucus that it was only proper that it should go there. We are sorry that we couldn't give you an extra day's notice, but we didn't realize he wanted it there until today, so it went there. He considered it. There were no questions. There could have been questions there. It is a very simple bill and the director of the department of labor and industries has explained the situation. Senator Durkan has reported it out so that he realizes that when the budget does come over, he can fit in the amount of the increase, provided it passes.

"Joe Davis got up and made a very short speech. He pointed out the policy of increasing out of the general fund injured workmen's compensation. This is a matter that goes back to 1947 when the policy was first established and continuously over the years others have been increased. This also has been increased. It doesn't seem to me that it is complicated enough to require a great deal of study. If there is any desire on the part of our Republican colleagues to study this, I would be very happy to reproduce the sheet that I have read from and put it on everyone's desk."

At the request of Senator Rasmussen the report of the Committee on Labor and Social Security on Senate Bill No. 407 was read by the Secretary.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, members of the Senate:

"We did have a full meeting on this particular piece of legislation. Notices were sent out. The secretary read the notice. We endeavored to have everybody that was interested at that particular meeting. The various people from the department of labor and industries were there. People from the department of employment security were there. There were spectators in the room. I have no knowledge whom they represented, but we had nobody that appeared in opposition to this bill.

"The director of the department of labor and industries, Mr. Petrie, gave us information that we asked. He did not indicate personally what his position was or the Governor's position. I am sure, however, as I know the rest of you are that the Governor, as humane as he is, would not object to legislation of this type where you are giving 3,174 widows a \$15.00 a month increase. That does not equal what the cost of living increase has been since the time we gave them their last increase, and I might say that in the 1965 session when we passed legislation that increased some of the back pensioners, there were a large number of these widows who thought that they were getting increases on this and they did not. I received many telephone calls right after the last session and I have received them just before this session. They have asked us to please take some action to help them meet the cost of living and I

urge you gentlemen and lady not to delay this bill. It is of great interest, maybe not to the whole state, but to the people affected and I think it should be discussed tonight."

Senator Ryder:

"Mr. President:

"In answer to Senator Rasmussen, a couple of days delay is not going to cost the widows and pensioners one penny. It would merely let us have an opportunity to take a look at the bill and study it from our own angle. I have seen the sheet Senator Greive spoke about. I saw it for the first time in the Committee on Ways and Means this afternoon after I went to the meeting and the bill was passed out. The bill was not even in my bill book when it was referred to the Committee on Ways and Means this morning.

"I do not believe that it is fair to the members of this body that a bill should be railroaded through, regardless of how good it might be, in this fashion. I think that we all should have an opportunity to take a look at it, that we all should have an opportunity to use our own methods and our standards of analyzing it and our own authorities for asking questions as to exactly what it does, not only in the area of workmen's compensation, but the impact on the general fund.

"Now I want to reiterate that this does not mean that I am against this bill. Given an opportunity to study it, I may very well be for it. It sounds on the surface as if it is a very good bill and one that should be passed. However, I am making a very strong protest against railroading this bill or any other bill through the Senate in this fashion."

MOTION

It was moved by Senator Greive that the rules be suspended, that Senate Bill No. 407 be advanced to third reading, the second reading considered the third and the bill placed on final passage.

Senator Ryder demanded a roll call and the demand was sustained by Senators Neill, Lewis, Andersen, Faulk, McCutcheon, Pritchard, Metcalf, Greive, Bailey and Washington.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive was lost by the following vote: Yeas, 29; nays, 16; excused, 4.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—29.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Guess, Lennart, Lewis, Metcalf, Neill, Pritchard, Redmon, Ryder, Twigg, Williams, Woodall—16.

Excused: Senators Freise, Hallauer, Herr, Peterson (Ted)—4.

Senate Bill No. 407 was passed to Committee on Rules and Joint Rules for third reading.

Senate Bill No. 256, by Senators Durkan, Ridder, Peterson (Lowell), Canfield and Rasmussen:

Amending teachers' retirement provisions to provide credit for service over thirty-five years and extends permissible subsequent service without pension reduction.

The bill was read the second time by sections.

On motion of Senator Greive, Senate Bill No. 256 on second reading was made a special order of business for 10:00 p.m.

Senate Bill No. 67, by Senators Freise, Hanna and Washington (by Departmental request):

Amending the occupational driver's license law.

REPORT OF STANDING COMMITTEE

Senate Bill No. 67:

Senate Chamber,

Olympia, Wash., February 7, 1967.

Amending the occupational driver's license law (reported by Judiciary Committee): MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 26, after "may" and before "the" strike "authorize [order]" and insert "order"

On page 1, section 1, line 27, after "person" and before the period insert "upon a showing of compliance with Chapter 46.28"

On page 2, section 1, line 1, after "and the" insert "order for the"

On page 2, section 1, line 3, after "the" and before "is" strike "authorize [order]" and insert "order"

On page 2, section 1, line 8, after "granted an" and before "for" strike "authorization" and insert "order"

On page 2, section 1, line 12, after "court" and before "to" strike "authority" and insert "order"

On page 2, section 1, line 18, after "The" and before "occupational" strike "[order for issuance of an]" and insert "order for issuance of an"

Wes C. Uhlman, Chairman,

Fred H. Dore, Vice Chairman.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Mike McCormack, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

It was moved by Senator Uhlman that the committee amendment to page 1, section 1, line 26 be adopted.

The motion was carried.

It was moved by Senator Uhlman that the committee amendment to page 1, section 1, line 27 be adopted.

On motion of Senator Uhlman, the following amendment to the committee amendment on page 1, section 1, line 27, was adopted:

On page 1, section 1, line 26, after "may" and before "the" strike "authorize [order]" and insert "order"

On page 1, section 1, line 27, after "person" and before the period insert "upon a showing of compliance with chapter 46.29"

On motion of Senator Uhlman, the committee amendment to page 1, section 1, line 27 as amended was adopted.

On motion of Senator Uhlman, the committee amendments to page 2, section 1, were adopted.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 3, following line 2, add a new section as follows:

NEW SECTION. Sec. 3. There is added to chapter 169, Laws of 1963 and to chapter 46.29 RCW a new section to read as follows:

Any person who has had or may have his driver's license suspended or revoked as provided in this chapter, and if such person is engaged in an occupation or trade making it essential that he operate a motor vehicle, such person may file with the director a verified petition together with a fee for ten dollars setting forth in detail his need for operating a motor vehicle. Thereupon, if petitioner gives proof of his ability to respond in damages for any liability thereafter incurred as provided for in RCW 46.29.090, the director may issue an occupational driver's license to such person. Such occupational driver's license shall be subject to the same restrictions and conditions as those set forth under the provisions of RCW 46.20.390."

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Greive that the following amendment be adopted:

On page 3, following section 2, add:

"NEW SECTION: Sec. 3. The director of licenses may not suspend or revoke the license of a driver involved in an accident who has not been adjudged guilty in connection with such accident or who has not forfeited bail after being charged with a traffic offense as the result of such accident."

Debate ensued.

POINT OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Greive yield to a question:

"Senator Greive, I notice you are using the term, 'guilty.' That connotes a criminal charge. Do you mean guilty of negligence or guilty of a traffic violation?"

Senator Greive:

"I might state these exact words were taken from the law as it is, 'adjudged guilty in such accidents or has forfeited bail after being charged with a traffic offense as a result of such accidents.'

"Obviously the law points out that if you go to court in a negligence case, obviously it would revoke your license anyway and you don't have your right to drive. That is clear in the law. This adds another requirement. Normally a justice court case comes up many months before a personal injury action or negligence claim. They usually come up within thirty days and they have to be either found guilty or have forfeited bail. Then they have no right to drive. They might be totally innocent and be deprived of the right to drive."

Debate ensued.

MOTION

On motion of Senator Uhlman, Senate Bill No. 67 was ordered to retain its place on the second reading calendar for Monday, February 13, 1967.

Senate Bill No. 70, by Senators Ryder, Sandison and Foley (by Public Pension Commission request):

Authorizing a retirement plan for the faculties of community colleges.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the following amendment was adopted:

On page 2, section 4, line 27, after "up to" strike "forty-five" and insert "seventy-five"

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 70 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator McCormack:

"Mr. President, would Senator Ryder yield to a question?

"Senator Ryder, acknowledging that this is permissive, would a new faculty member in a community college coming in from the common school system, from a high school, carry his present pension system, not PIWA? Would he be able to keep his present retirement system under this bill?"

Senator Ryder:

"Yes, if he is a member of a teachers' retirement system, he would be able to continue."

Senator McCormack:

"So the only persons who would be required to take PIWA would be new hires in the system who were not carrying any state retirement program at the present time?"

Senator Ryder:

"That is correct."

Senator Neill:

"Mr. President, I would like to ask Senator Ryder to yield to some questions for the record:

"In order that we may know what the intent is, Senator Ryder, as a prime sponsor of Senate Bill No. 70, is it your intention that the faculties of community colleges be hereby made eligible for the retirement system under the Teachers' Insurance and Annuity Association?"

Senator Ryder:

"As of right now, Senator Neill?"

Senator Neill:

"Yes."

Senator Ryder:

"No, it is not. We have as you know several bills introduced governing the organization of community colleges. I would envision that there is going to be quite a difference of opinion and we may be right down to the dying days of the session before this is finally decided as to just what the organization would be. My plan is this: If we pass this in the Senate today, that it would be held ready for passage in the House as soon as the community college organization is settled and that bill is passed. I would not intend that this bill should be finally passed and signed by the Governor until the community college organization is worked out."

Senator Neill:

"The second question, Senator Ryder:

"When this bill leaves the Senate as far as we are concerned it is passed. We can't control the House. Therefore, should this bill be passed, is it your intention as a prime sponsor that you are trying to permit the faculties of the community colleges to come under the Teachers' Insurance and Annuity Association enjoyed by the senior institutions?"

Senator Ryder:

"Yes, as soon as the organization of the community colleges is worked out."

Senator Mardesich:

"Mr. President, will Senator Ryder yield:

"Senator Ryder, is it also not your intention that not only should they come under the retirement system of the institutions of higher education, but should have a uniform system; that each college should not establish a system of its own separate from the other junior colleges? It appears to be possible under this bill."

Senator Ryder:

"Senator Mardesich, it is of course possible, but very, very improbable because there is only one system that takes this in on a national basis and this bill is worded after the bill which was passed to allow the faculties of our colleges to take advantage of PIWA, and they all went into the PIWA. At least most of them did. There was only just a handful that remained under the teachers' retirement system. It would be very improbable that there would be any other system that they could join. But I would think it highly improper that we pass a measure which named a certain system in the bill."

Senator McCutcheon:

"Mr. President, would Senator Ryder yield:

"Is there a prohibition in the bill that it shall not take effect until the community colleges are set up under a statewide system and the present seventeen control boards

or whatever the number is, are abolished? In other words, it anticipates the consolidation of the community colleges under a different system than we now have? The specific question is: Is there a provision that it shall not take effect?"

Senator Ryder:

"No, Senator McCutcheon, there is not. As I explained in answer to Senator Neill's question, it would be our intention to hold the bill in the House until the reorganization is done. Now the reason for this is that we feel the reorganization bill may not be passed until very late in the session, at which time there would probably not be time to pass this bill through both houses."

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, I would like to ask Senator Ryder a question:

"Senator Ryder, I would like to have faith and confidence in this pension commission because I think it can do the state and the employees a lot of good. Now you proposed this bill and you say your intent is if something else happens this will take effect. What is wrong with putting it in the bill, the options we have on pensions systems?"

Senator Ryder:

"In effect, Senator Rasmussen, it is in there."

Senator Rasmussen:

"In effect, but nobody can see it there."

Senator Ryder:

"Senator Rasmussen, I think that it would be improper to name any type of private insurance company or type of private insurance agency in a bill, to say here you either have to join this one or stay with teachers' retirement."

Senator Rasmussen:

"What would be wrong with wording an amendment saying you may join the same retirement system that the rest of the colleges in the state have, or remain a member of the teachers' retirement system?"

Senator Ryder:

"In effect this is what it says. It says the board of directors of each community college district are authorized and empowered to assist the faculties of their respective institutions in the purchase of old age annuities or retirement income plans under such rules and regulations as the board of directors of said institution may prescribe."

Senator Rasmussen:

"You would be able to make it very clear that it would have to be the same system that the rest of the colleges and universities are now on or they would have to remain part of the teachers' retirement system. You are leaving this wide open in the wording that is in the bill at the present time."

Senator Sandison:

"Mr. President, if I could answer Senator Rasmussen:

"It is very clear here—the board of directors of each community college district — There are no community college districts as such now. They will only come into existence if the proposed legislation which is still in the Senate passes. Other than that I don't see that this would have any force and effect."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 70 and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Those voting nay were: Senators Lennart, McCutcheon—2.

Excused: Senators Freise, Hallauer, Herr, Peterson (Ted)—4.

Engrossed Senate Bill No. 70 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Lewis:

"Mr. President, point of personal privilege:

"Mr. President and members of the Senate, we have just discussed at great length a problem of community colleges and I thought that you might like to know that Saturday evening, February 11, at 7:00 o'clock on Channel 4, the program 'Viewpoint,' Senator Sandison and Representative Lynch will be discussing some of the problems of community colleges and four year colleges as they relate to this session. I thought particularly Senator Mardesich might like to look in on this and hear the various viewpoints as they are expressed."

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 256 on second reading.

Senate Bill No. 256, by Senators Durkan, Ridder, Peterson (Lowell), Canfield and Rasmussen:

Amending teachers' retirement provisions to provide credit for service over thirty-five years and extends permissible subsequent service without pension reduction.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 256 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 256 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Excused: Senators Freise, Hallauer, Herr, Peterson (Ted)—4.

Senate Bill No. 256 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

THIRD READING OF BILLS

Engrossed Senate Bill No. 370, by Senators Durkan, Greive and Woodall:

Providing for a data processing and communications committee and abolishing the state voting machine committee.

POINT OF ORDER

Senator Ryder:

"Mr. President, I raise a point of order on the consideration of this bill.

"Under Rule 61, reading of bills, it says that every bill shall be read on three separate days unless the Senate deems it expedient to suspend this rule. Now this bill was read on second reading this morning. It was passed into the Committee on Rules and Joint Rules for third reading. The Committee on Rules and Joint Rules brought it out again but it is still the same day. We did not adjourn. We merely recessed until 8:00 p.m. tonight, and my point of order is that this bill cannot be considered until the next working day."

Senator Greive:

"Mr. President:

"I must confess I have to agree with him."

RULING BY THE PRESIDENT

The President:

"The President ruling upon the point of order as presented by Senator Ryder:

"The President is of the opinion that the point of order as presented by Senator Ryder is well taken according to the stipulations of Rule 61."

MOTION

It was moved by Senator Greive that the rules be suspended and that the Senate do now consider Engrossed Senate Bill No. 370 on third reading.

Senator Ryder demanded a roll call and the demand was sustained by Senators Lennart, Neill, Atwood, Chytil, Guess, Washington, Bailey, Greive and Rasmussen.

ROLL CALL

The Secretary called the roll and the motion was lost by the following vote: Yeas, 27 nays, 18; excused, 4,

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—27.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—18.

Excused: Senators Freise, Hallauer, Herr, Peterson (Ted)—4.

MOTION

At 10:20 a.m., on motion of Senator Greive, the Senate adjourned until noon, Monday, February 13, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-SIXTH DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Monday, February 13, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Tom Connelly, Color Bearer, and Polly Peterson, presented the Colors.

Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Our heavenly Father, we thank Thee for the Sabbath rest and the promise of a new week. Grant to each of us that inner serenity which makes for orderliness of mind and objectivity of decision. Help us so to employ our talents that we shall merit Thy commendation. Thou hast created us social beings and ordained that we should live together in mutual enrichment; guide then the Senators as they continue to wrestle with the complex problems of this relationship. Amen."

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

The Secretary read:

MOTION

It was moved by Senator Uhlman that the Committee on State Government be relieved of further consideration of Senate Bill No. 411.

Debate ensued.

The motion was carried.

On motion of Senator Uhlman, Senate Bill No. 411 was referred to the Judiciary Committee.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:30 p.m.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Washington State Senate from both sides of the aisle have called to the attention of those of us on the rostrum that this is February 13, and that Lincoln Day observances are being held in many parts of the country and the state. These Senators and the President believe that it is especially appropriate and proper that inasmuch as one honored member of the Senate is one of the best informed and most qualified persons in the country to talk upon the subject, that at this time we should hear from our own good friend, the Honorable Ernest W. Lennart."

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Neill, Ryder, Bailey and Greive to act as a committee of honor to escort Senator Lennart to the rostrum.

The President:

"Members of the Senate, ladies and gentlemen:

"You are all very much aware and sometimes painfully so that a great many introductions emanate from this particular position. But I should like to say that over the many years it has never been my privilege to introduce anyone that I am sure is more

welcome than our own Ernie Lennart. It is with great pride and tremendous pleasure that I present to you the Honorable Ernest Lennart, Senator from Whatcom county."

Senator Lennart:

"Mr. President, my Honored Senators:

"There are subjects upon which nothing new can be said and still retain the fervor awakened upon their first enunciation. If the song was true when it started on its journey it would be sung as long as hearts vibrate and tongues retain the gift of speech. If the product was genuine when it left the Creator's hand it would neither be dimmed by age nor cheapened by familiarity, for honor is not decreased by contact and truth is never out of tune. If none of the old stories are ever to be retold many a noble inspiration would be lost and many a beautiful tale remain untold.

"This is an age in which science and inventions have done the great and the marvelous. But in the rush of modern enterprise a few minutes contemplation can do no harm. We must not only learn, we must remember. We must not only acquire but we must retain. The newest is not always the best. Modern literature is ablaze with beauty and yet millions upon millions turn to one, thumb-worn text for their final consolation.

"Remembering these examples it would be profitable sometimes to turn one side to rugged lasting qualities of whatever age or garb they have appeared. The hero of an hour will pass as swiftly as he came. The flashlight will dazzle and blind but when the eyes are rubbed the impression has all passed away but the landscape coming into view slowly with the beginning of dawn becoming more resplendent and distinct with the ascending power of the sun and fading gently away from the vision at the approach of night will stay with the mind a long time to brighten and to share.

"And men are like impressions. There are more men of the flashlight type than there are fireflies in a summer's night in the midwest. But there is no nobler example of the enduring and the immortal than Abraham Lincoln. Whoever tells a new story of him must tell it to the new born to whom all things are new for to the aged and experienced his virtues have long been familiar.

"His was the power that commanded admiration and the humanity that invited love. Mild but inflexible, great but simple, just but merciful, he had a head that commanded men and a heart that attracted babes. His conscience was with him for continual use. It was not behind him but with him for he knew that a pursuing conscience is an accuser, not a guide, and brings remorse instead of comfort. He wore a crown of power with justice, reason and mercy and faced defeat with humility and courage.

"His greatness did not depend upon his title, for greatness was his when the title was bestowed. He leaned upon no fiction of nobility and kissed no hands to obtain his rank but the crown of nobility and power was bestowed upon him in the log hut in Kentucky in 1809 when he and Nancy Hanks first met, by a power which unlike earthly potentates never confers a title without a character to adorn it. When we observe the tremendous advantages of his humble birth, when we realize that the privations of youth are the pillars of strength in maturer years then we shall cease to wonder that out of such obscure surroundings as watched the coming of Abraham Lincoln should spring forth the colossal and supreme figure of modern history.

"Groves are better than temples, fields are better than gorgeous carpeting, rail fences are better than the lines of kneeling slaves, if you are raising heroes and founding governments.

"Those who understand these things and have felt the heart of nature beat will not wonder that this man could stand the shock and fury of war and yet retain that calm serenity which enabled him to hear above the storm that developed him, the low, smothered cry which demanded the freedom of a race.

"As you look for attributes that dazzle and bewilder you will have to look for them elsewhere than in the character of Lincoln. It was not by show or by glitter or by sound that the great moments of history were marked or the great deeds of mankind were wrought. The precept will be forgotten unless the deed is remembered. The strongest sound of martial music will fade away on the wind but the grim and deadly courage of the soldier waiting and watching without a word will mark the spot where pilgrims of every age will stop and worship forever.

"No character in the world more clearly saw the substance of worth and the mockery of show and no career ever set in such everlasting light that although vanity and pretence may flourish for a day there can be no lasting virtue not founded on the truth.

"The life of Lincoln moved upon that high plain which the surroundings of his youth inspired. If fortune denies the luxuries of wealth she makes generous compensation to those two who have faced privations together. It is not wealth alone that makes the world but character and character is best formed amid those surroundings where every waking hour is filled with struggle, where no flag of truce is ever set and only darkness stays the conflict. Give me the hut that is small enough, poverty that is deep enough and a love that is great enough and I will give you from them the best there is in a human character.

"This lad, uncouth and poor without aid or accidental circumstances blazed a path across the sky so luminous and so clear that there is not one to match it to be discovered in the heavens and throughout its whole majestic length there is no spot or blemish on it.

"The love of justice and fair play and that respect for order and the law which underlie every nation which would long endure were deeply imbedded in his nature. These are qualities destitute of show and whose names are never set to music, but unless there is in the human breast a deep sense of their everlasting value that nation will neither command respect in the hour of its prosperity nor sympathy in the hour of its decay. These are the qualities which will stand the test when the hurricanes sweep by. These are the joints of oak that will ride the storm and when the clouds move by and the waves are still, ride on serenely in their course. Times will come when nothing but the best can save a nation: There are dangers at such times. The hurricane will come like the rushing of the sea, then it is time to decide whether a nation can stand any such perilous surroundings.

"The American character has nearly always proven superior to any test. No danger can be so great and no calamity so sudden as to put it entirely off its guard. There is now rooted in the American breast a faith that no matter how dark the night there will somehow appear at the appointed hour, a light, which shall reveal the upright form of justice and the law, still working hand in hand, still supreme of chaos and despair, the image and the substance of the world's sublime reliance.

"I should not try, if all the time were mine to depict Lincoln as an orator, a politician, a lawyer or a statesman. His virtues and his accomplishments in the services which he performed have long been familiar.

"But it is not by the grandeur of his power that he has most appealed to me but rather by the softer homelier trait which brings him down to a closer and more intimate view.

"The mountain whose summit reaches up to the clouds is never more magnificent to the observer on the plain below than when, by some clear and kindly light, its smaller outlines are revealed.

"Lincoln is never more imposing than when the milder attributes of his nature were exposed. He was genuine, he was affectionate, and after all is said and the end is reached, what is there without these two? You may measure the height, you may sound the depth, you may gain great rewards and reknown, you may quiver at the electric current of applause, the time will come when these will fall from you like the rags that cover your body. The robes of power and the husks of pretense will alike be stripped from you and you will stand there in the end as you stood in the beginning—revealed. Under such a test Abraham Lincoln stands erect for no one loved the milder, nobler qualities more earnestly than he. Whatever he pretended to be, he was. He needed no embellishment.

"None have less to fear from such a test than Abraham Lincoln and his strength in this regard arose, it seems to me, from the preservation through all his life of that fondness for his early home, of the tender recollections of his family and their struggles which always kept his sympathy so warm and young. He was never so great but that the ties of his youth still bound him. He was never so far away but that he could still hear the note of the evening birds in the groves of his nativity.

"They say that the tides of the ocean ebb and flow by a force which though remote always retains its source. And so it was with this man. Whether he rose or fell, whether he stood in the giant-like repose which distinguished him among his fellow men or whether he exercised those unusual qualities which to my mind made him the foremost statesman of the world yet he always retained those tender recollections of his early home. In whatever field he stood he felt the benign influence of those early recollections. They were the rock to which he clung in time of storm, the anchor which held his head to the wind, the balm which sustained him in defeat and ennobled him in the hour of triumph.

"I shall not say he had his faults for is there any chance that man can walk through this vale of tears without them? Is there hope that his fellow man would

have failed to detect and proclaim them? He was not small in anything, he was carved in deep lines like all heroic figures for dangerous altitudes and great purposes and as we move away from him and years and events come between us his form will still be visible and distinct for such characters based upon faith and virtue and that affection which is the seed of both are not the servants but the masters of time.

"How long names will remain in history no human mind can discover but this we know that even against the havoc and confusion of time the name of Lincoln will remain immovable. And when the drifting winds and the shifting sands of Egypt shall have crumbled the pyramids into dust the immortal name of Lincoln will stand there as a beacon light to oppressed peoples through countless civilizations that will come and that will vanish through the ages.

"In his life he was a great American. He is no longer so. He is one of those great men of whom there are few in history who lose their identity in death. Lincoln belongs to the people in every land. He is of their race and their kindred. The common people in every land love that haggard, careworn, furrowed face with the sad but tender eyes looking upon you. This the common people worship. In this worship there is faith and hope. A great people who could produce and bring forth in time of emergencies such men as Lincoln and Lee are sound to the core. Such leaders are needed more now than ever before. May I earnestly but respectfully say one departing word from this platform:

"This torn and bleeding world is calling today for the help of the America of Abraham Lincoln."

PRESIDENT'S PRIVILEGE

The President:

"Senator Lennart:

"Throughout the world many wonderful and inspirational orations will be given to observe the memory of Abraham Lincoln. But everyone I am sure, through their standing ovation and spontaneous reception of your brilliant remarks are of the opinion that none will quite possess the warmth and sincerity and background of knowledge that yours does. Thank you ever so much."

PERSONAL PRIVILEGE

Senator Neill:

"Mr. President, Senator Lennart:

"The sands of time coupled with the acceleration of redistricting dictate that this may be the last time that, as one of our colleagues, you appear before us on Lincoln's birthday in the Senate. I want to say to you, Senator Lennart, that when the sands of time catch up with me and I leave these halls as we all must do, that the memory which I will cherish most is the association I have had with you and the memory I have had of these wonderful addresses that you have given us over the years on Lincoln's Day. God bless you, Ernie."

Senator Knoblauch:

"Mr. President:

"I would like to also say a word about Senator Ernest Lennart. I don't know of a man in this Senate that is as well respected as our good friend Senator Lennart. The good Lord surely did the world a favor when he placed Senator Lennart on earth. I know everyone who has had contact with him must have a strong affection for this man who I would say is a great example of a human being. He is most sincere. He is friendly. He is honest. Best of all, he is a great friend."

Senator McCutcheon:

"Mr. President, Senator Morgan and members of the Senate:

"Senator Lennart and I have been personal friends since 1941 when we were both members of the Washington State House of Representatives, both of us with a background of experience in World War I. I have been associated with Senator Lennart ever since and he never ceases to amaze me in his ability to introduce new thoughts that are thought arresting. I cannot say very much more, Senators, except, Senator Neill, I must rise to disagree with what you said that this may be his last term because I do not think so. I think he can be elected in any district in the state and I am going to prod him and urge him to try to come back. I notice by the little book I have in my

hand here that it records his age as seventy-two and I think he is truthful. He is twice as good now as he was. You know certain liquids and beverages get better with age, and he is one of them. He is in far better health than he was two years ago. He is like Senator Raugust and myself. He is just beginning to live. Upstairs is where you look to see whether a man's got his brains with him yet or whether he is getting senile, and I will say to Senator Lennart he will be worth more than half of us here on the floor five years from now."

Senator Greive:

"Mr. President:

"I would merely like to say on behalf of Senator Lennart that as I have served in these halls there are some things that make me jealous: I would like to claim Senator Lennart and President Lincoln for our Party."

Senator Washington:

"Senator Greive, in answer to your statement, I think we can all take pride. I feel at this point like speaking to the members rather than to Senator Lennart because in his speech of course he points out how universal the greatness of Lincoln is and Lincoln was. He brings to us the viewpoint of one who was not born on these shores. Many times those who are from far away see things much more clearly than we do. I think he has pointed out to us perhaps one of the genius marks of America, that the two heroes that we do honor, Lincoln and Washington, are much more honored for what they did for humanity in the form of government, rather than the heroes of any other countries like Napoleon or Caesar, those who we think of mainly just as warriors.

"But we on the Democratic side need not take a back seat on this universal day because Abraham Lincoln was first elected as a Republican, but let us remember our history, that in 1864, the last election I believe, the country united. There was no Republican Party. As I recall he was nominated on the National Union ticket as a method of showing the uniform and great backing of the entire north. He was not nominated on a Republican ticket. He was nominated on a fusion ticket. He had been a Republican and was a Republican, and Vice President Johnson was a Democrat. But he recognized there needed to be a universal action to win the Civil War. Republicans, Democrats and everyone alike backed him, so I think although the Republicans certainly have the great honor of having him as first President and mainly a founder of the party, since he was in the final term elected on a fusion ticket and nominated on a fusion ticket of Democrats and Republicans. We should remember that he is a universal man, a man of all parties, and particularly the way you bring it to us, Senator Lennart, he is one that fills us all with pride, and it fills us with pride that this is the type of country that could bring you from the shores of Sweden to tell us and make us have a greater love and respect for the great American, Abraham Lincoln."

Senator McMillan:

"Mr. President, lady and gentlemen of the Senate:

"I wish to congratulate Senator Lennart on his fund of knowledge of Abraham Lincoln and the depth of feeling that he does impart to the remarks that he made on Lincoln's Birthday. I have heard the remarks of Senator Lennart over the years on several occasions and each time that I hear them, I find something new that the Senator brings out in his remarks. Particularly today as I listened to his remarks, the depth of feeling, the inflection, the tone, the manner of delivery indicates to me that this is no sham or staged exhibition, but the Senator has a depth of feeling regarding Abraham Lincoln that few people today have. I wish to say again that I congratulate Senator Lennart on his fund of knowledge and his ability to bring out the greatness of Abraham Lincoln."

PARLIAMENTARY INQUIRY

Senator Woodall:

"Mr. President, point of inquiry:

"Did the reporter take this speech as given?"

REPLY BY THE PRESIDENT

The President:

"Yes, Senator Woodall."

MOTION

Senator Woodall:

"Mr. President:

"I would like to move that the rules be suspended and that this particular address be spread upon the Journal of the Senate and copies be made and furnished to each member."

The motion was carried.

Senator Woodall:

"Mr. President:

"I just want to say further that I am sorry Senator Nat Washington is trying to steal Lincoln away from us. I think he is in our Party and rightly belongs there and you should not disturb his rest, Senator, by trying to tie him in with your Party.

"I also want to say that I was one of those who in 1941 first knew Senator Lennart when he was elected to the House of Representatives. Anything I would say would be merely repetitious for the other fine things that have already been said concerning him."

Senator Rasmussen:

"Mr. President:

"I was not going to rise and say anything in support of Senator Lennart because I think that through the years Senator Lennart has made a record that is the equal of President Lincoln's and in many Republican caucuses I know that he has led the Republicans in support of the common man and this is what Lincoln was known for: his support and fighting for the common man. This is what Senator Lennart has done through all the years of service that I have served with him, and many of the rest of you have, also. I would surely hope that Senator Lennart comes back so that his wisdom and counsel and guidance can be extended to the Republicans in their caucus and on the floor so they think more of the common man. I urge Senator Lennart to come back again and keep up the fight."

Senator Stender:

"Mr. President:

"I have listened to Senator Washington's relation of the history of Lincoln and the book I read didn't relate that part of it at all. I wonder, Senator Washington, if you got him confused with either Eisenhower or somebody else."

Senator Washington:

"Senator, if you will check, I believe you will find that in 1864 Lincoln and Johnson ran on what was known as the National Union ticket."

Senator Lennart:

"Mr. President and members of the Senate:

"I am greatly privileged to have been so honored. I believe I have come out of it better than I am in real life and it is a tremendous tribute.

"Where do we go from here? We have in this great state the means for great material prosperity and we have in this Senate many problems. We have among us many races of which I am one from which we can extract the best that each can give. We have peace-loving people among us and we have those adventurous souls who like to follow the strange trails over the hill into the unknown. But common to all of us is the enduring courage and kindness and patience of the American people. In spite of war, in spite of misunderstanding, the spirit of the Immortal Lincoln is marching on with the years. It is marching on with the conviction that in the preservation of the Union, there is our strength and eventual peace with its trend of good will for all.

"Thank you."

MOTION

At 1:05 p.m., on motion of Senator Greive, the Senate recessed until 2:05 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:05 p.m.
The Secretary read:

SENATE RESOLUTION 1967 - 18

By Senators Uhlman and Ridder:

Whereas, There has been no major revision of the school code since 1909; and

Whereas, Reflecting the general social and technological advancements of our society, contemporary concepts of education bear little resemblance to those in vogue in the first decade of this century, the intervening period having evolved comprehensive changes in the fields of curricula, school administration, transportation of pupils, district organization, teachers' certification, teaching methodology, fiscal support, and many other facets of the educational process; and

Whereas, The laws relating to education have not kept pace with these changes in an orderly fashion, with the result that Title 28 RCW is replete with obsolete, obscure and conflicting provisions which vastly complicate the administration and operation of our education system; and

Whereas, In examining and recompiling Title 28 during the 1961-1963 biennium, the statute law committee noted the need for a substantive or quasi-substantive revision of such laws pursuant to the recommendations of a policy making body; and

Whereas, the Joint Committee on Education created by chapter 130, Laws of 1965 extraordinary session (Chapter 44.33 RCW) is so composed and has been granted by such statute the necessary powers to convene advisory committees and other adjuncts so as to effect such revision to Title 28 as may be necessary to afford this state an up-to-date, comprehensive, and comprehensible school code;

Now, Therefore, Be It Resolved, By the Senate, that the joint committee on education, with such technical assistance as may be provided by the statute law committee, and in cooperation with such other public and private agencies concerned with the administration of the common schools and higher education as it may deem proper, shall prepare a bill for submission to the forty-first legislature to accomplish a revision of Title 28 RCW.

It was moved by Senator Uhlman that the resolution be adopted.

Debate ensued.

On motion of Senator McCormack, Senate Resolution No. 18 was made a special order of business under the first order of business for tomorrow.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 10, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 70, Senate Bill No. 324 and Senate Bill No. 370, have inspected same, and find them correctly engrossed.

....., Chairman.

We concur in this report: R. Frank Atwood, Frank W. Foley, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., February 10, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 8, have inspected same, and find it correctly enrolled.

....., Chairman.

We concur in this report: R. Frank Atwood, Frank W. Foley, Perry B. Woodall.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., February 8, 1967.

Donald G. Hansey, to the position of member of the Washington State Aeronautics Commission, appointed by the Governor February 23, 1966, for a term ending December 31, 1970, succeeding Robert E. Klatt (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Al Henry, Chairman.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., February 8, 1967.

John C. Long, to the position of member of the Washington State Aeronautics Commission, appointed by the Governor January 31, 1966, for a term ending December 31, 1969, succeeding Dewitt C. Rowland (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Al Henry, Chairman.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., February 8, 1967.

Robert H. Putnam, to the position of member of the Washington State Personnel Board, appointed by the Governor June 8, 1965, for a term ending January 4, 1971, succeeding John T. Conlin (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Al Henry, Chairman.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., February 8, 1967.

Hazel E. Link, to the position of director of the Department of Civil Defense, appointed by the Governor August 1, 1966, for the term ending at the Governor's pleasure, succeeding Ensley Llewellyn (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Al Henry, Chairman.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., February 8, 1967.

Daniel B. Ward, to the position of director of the Department of Commerce and Economic Development, appointed by the Governor January 1, 1966, for the term ending at the Governor's pleasure, succeeding Robert E. Rose (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Al Henry, Chairman.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., February 8, 1967.

Chester W. Ramage, to the position of member of the State Personnel Board, reappointed by the Governor January 5, 1967, for a term ending January 5, 1973, succeeding himself (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 11:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Empowering state patrol to spot check vehicles (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

....., *Chairman,*
....., *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, William A. Gissberg, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 31:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Providing additional funds for treatment of alcoholism, and increasing beer and wine licensing fees (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Damon R. Canfield, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 61:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Authorizing payment of travel expenses of prospective employees from out of state (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 63:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Regulating retail installment sales (reported by Judiciary Committee):

MAJORITY recommends that Substitute Senate Bill No. 63 be substituted therefor and the substitute bill do pass.

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 65:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Pertaining to banks and trust companies (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass as amended.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 89:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Making uniform the collateral security requirements for depositaries of the state and political subdivisions (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 97:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Nat Washington.

MOTION

On motion of Senator Durkan, the committee report was adopted and Senate Bill No. 97 was referred to the Committee on Ways and Means.

Senate Bill No. 131:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Establishing salary for administrator of the courts (reported by Committee on State Government):

MAJORITY recommends that it do pass as amended.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 161:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Authorizing cities and counties to contract for mental health services (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 163:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Authorizing warrants and arrests by teletype (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 169:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Extending regulation of housing standards (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 239:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Increasing salaries of certain officials in commission form cities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that Substitute Senate Bill No. 239 be substituted therefor and the substitute bill do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Fred H. Dore, George Kupka, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 284:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Providing changes in treatment of sexual psychopaths (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Herbert H. Freise, H. B. (Jerry) Hanna, Karl Herrmann, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 303:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Providing a method of payment of maintenance costs for diking, drainage and sewer improvement districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C.

Donohue, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 304:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Permitting increased awards under state employee suggestion program (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 315:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Providing additional funds for the law enforcement officers' training fund (reported by Committee on Cities, Towns and Counties):

Recommends that it do pass. Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

MOTION

On motion of Senator Durkan, the committee report was adopted and Senate Bill No. 315 was referred to the Committee on Ways and Means.

Senate Bill No. 400:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Allowing retired policemen to elect classification as vested members (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Memorial No. 8:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Memorializing Congress to restore veteran's pensions (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Reengrossed House Bill No. 55:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Amending the public works contracts law (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Joint Memorial No. 9:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Expressing legislative support of extension of navigation on Columbia River (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass. Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Glssberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Jack Metcalf, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 10, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 8, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 10, 1967.

Mr. President:

The House has passed: House Bill No. 309,
Engrossed House Bill No. 310,
Engrossed House Bill No. 376,
Engrossed House Bill No. 397,
House Bill No. 422,
House Bill No. 423, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 11, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 71,
Substitute House Bill No. 88,
Substitute House Bill No. 91,
Substitute House Bill No. 165,
House Bill No. 315,
Engrossed House Bill No. 206,
House Bill No. 281,
House Bill No. 433,
Engrossed House Bill No. 487,
Engrossed House Bill No. 489, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., February 11, 1967.

Mr. President:

The House has passed: Senate Bill No. 436 with the following amendment:

On page 1, section 1, beginning on line 14, after "duties" strike "requiring the use of the members' own private materials, facilities, and personnel," and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate concurred in the House amendments of Senate Bill No. 436.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 436, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 28; nays, 18; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Foley, Greive, Henry, Herr, Knoblauch,

Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Ryder, Stender, Twigg, Washington, Woodall—28.

Those voting nay were: Senators Donohue, Faulk, Freise, Gissberg, Guess, Herrmann, Keefe, Lennart, McMillan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Talley, Uhlman, Williams—18.

Absent or not voting: Senators Hallauer, Hanna, Sandison—3.

Senate Bill No. 436, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate returned to the second order of business.

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 13, 1967.

Mr. President:

Your committee on Claims and Auditing, to whom was referred Senate Bill No. 436, have inspected same and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., February 13, 1967.

Mr. President:

Your committee on Claims and Auditing, to whom was referred Senate Bill No. 436, have inspected same and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: Marshall A. Neill, Perry B. Woodall.

MOTION

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

THIRD READING OF BILLS

Engrossed Senate Bill No. 370, by Senators Durkan, Greive and Woodall:

Providing for a data processing and communications committee and abolishing the state voting machine committee.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 370 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 370, and the bill passed the Senate by the following vote: Yeas, 30; nays, 19.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington, Woodall—30.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams—19.

Engrossed Senate Bill No. 370, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 8,
Senate Bill No. 436.**

Senate Bill No. 407, by Senators Keefe, Bailey, Greive, Rasmussen, Stender and Ridder:

Increasing additional insurance payments for prior pensioners.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Senate Bill No. 407 was placed on final passage.

Debate ensued.

PERSONAL PRIVILEGE

Senator Chytil:

"Mr. President, I would like to speak on a point of personal privilege.

"Mr. President and lady and gentlemen of the Senate:

"I am going to vote for the bill. Friday evening I voted not to boost it for the reason that to do so circumvented the rules of this body. I just wanted to make that clear for the record."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 407, and the bill passed the Senate by the following vote: Yeas, 48; nays, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Voting nay was: Senator Guess—1.

Senate Bill No. 407, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Ryder, the rules were suspended to permit members to file a protest on the motion to advance Senate Bill No. 407 to third reading.

EXPLANATION OF VOTE

We, the undersigned, protest the processing of Senate Bill 407. Introduced February 8, 1967, S.B. 407 was rushed through the Labor and Ways and Means Committees and brought to the floor on second reading on a supplemental calendar on the evening of February 10, 1967, apparently as a result of Democrat caucus action.

Little time was given or available for notice to interested persons, or to study the need for the bill or whether coordination or supplementation with social security benefits was feasible or advisable or to verify the claimed financial impact of the bill.

We, who resisted suspension of the rules, to advance the bill to third reading and final passage did so, to buy time to consider the above questions, not because we were any less concerned for the welfare of the recipients of industrial insurance pension awards. We did so in the realization that not one person would or could lose one cent in increased benefits by following the Senate's regular rules of procedure.

Dated February 13, 1967.

John N. Ryder
Walter B. Williams
R. Frank Atwood
Joe Chytil
Jack Metcalf
Marshall A. Neill
Damon R. Canfield
Sam C. Guess

Lawrence John Faulk
Joel Pritchard
Robert B. Twigg
Ernest W. Lennart
Harry B. Lewis
Fred G. Redmon
James A. Andersen

MOTION

On motion of Senator Greive, the Senate returned to the sixth order of business.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 437, by Senators Foley, Mardesich, Atwood and Henry:

An Act relating to allocation and distribution of motor vehicle fuel taxes to cities and towns; removing matching requirements for the use of such funds; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 2, chapter 79, Laws of 1965 extraordinary session and RCW 82.36.020; and amending section 82.40.290, chapter 15, Laws of 1961 as last amended by section 2, chapter 113, Laws of 1963 and RCW 82.40.290.

Referred to Committee on Highways.

On motion of Senator Foley, the rules were suspended to permit additional names as sponsors to Senate Bill No. 437.

Senate Bill No. 438, by Senators Woodall, Peterson (Ted) and Kupka:

An Act relating to consumer protection; and amending section 17, chapter 216, Laws of 1961 and RCW 19.86.170.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 439, by Senators Neill and Uhlman:

An Act relating to prosecuting attorneys; and amending section 36.27.030, chapter 4, Laws of 1963, and RCW 36.27.030.

Referred to Judiciary Committee.

Senate Bill No. 440, by Senators Ridder, Talley and Peterson (Lowell):

An Act relating to elections and voter registration therefor; and adding a new section to chapter 9, Laws of 1965 and to Title 29 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 441, by Senators Kupka, Williams and Henry:

An Act relating to accountancy; amending section 11, chapter 226, Laws of 1949 and RCW 18.04.120; amending section 13, chapter 226, Laws of 1949 and RCW 18.04.140; amending section 15, chapter 226, Laws of 1949 and RCW 18.04.160; amending section 19, chapter 226, Laws of 1949 and RCW 18.04.200;

amending section 21, chapter 226, Laws of 1949 and RCW 18.04.220; amending section 27, chapter 226, Laws of 1949 and RCW 18.04.280; amending section 28, chapter 226, Laws of 1949 and RCW 18.04.290; and amending section 34, chapter 226, Laws of 1949 and RCW 18.04.350.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 442, by Senators Gissberg, Metcalf, Canfield, Ridder, Henry and Mardesich.

An Act relating to education; providing for changes in the boundaries of intermediate school districts; appointing a legal adviser; providing for the selection of temporary intermediate school directors; amending section 3, chapter 139, Laws of 1965 and RCW 28.19.320; amending section 24, chapter 157, Laws of 1965 as amended by section 10, chapter 139, Laws of 1965 and RCW 28.20.013; and adding a new section to chapter 139, Laws of 1965 and to chapter 28.19 RCW.

Referred to Committee on Education.

MOTION

On motion of Senator Metcalf, the rules were suspended to permit additional names as sponsors to Senate Bill No. 442.

Senate Bill No. 443, by Senators Herrmann, Durkan and Connor:

An Act relating to motor vehicles; making it illegal to abandon a motor vehicle; establishing financial responsibility therefor; providing a procedure for the reporting of stolen and abandoned vehicles, the storage of vehicles when recovered or abandoned, and the disposition thereof; amending section 46.52.110, chapter 12, Laws of 1961 as last amended by section 2, chapter 23, Laws of 1965 extraordinary session and RCW 46.52.110; adding six new sections to chapter 12, Laws of 1961 and to chapter 46.52 RCW; prescribing penalties; and providing an effective date.

Referred to Judiciary Committee.

Senate Bill No. 444, by Senators Talley, Chytil and Henry:

An Act relating to public highways; authorizing and directing the state highway commission to make a feasibility study of adding to the state system a highway from SSH No. 1-R north to Randle and from SSH No. 1-R south to Cougar; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 445, by Senators Greive, Connor and Pritchard:

An Act relating to limited access highways and freeways; and amending sections 47.54.010 and 47.54.020, chapter 13, Laws of 1961 and RCW 47.54.010 and 47.54.020.

Referred to Committee on Highways.

Senate Bill No. 446, by Senators Guess and Washington:

An Act relating to lost or destroyed evidence of indebtedness; and amending section 4, chapter 61, Laws of 1965 extraordinary session and RCW 39.72.010.

Referred to Judiciary Committee.

Senate Bill No. 447, by Senators Woodall, Mardesich and Henry:

An Act relating to firemen of cities and towns; and amending section 4, chapter 91, Laws of 1947 and RCW 41.16.040.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 448, by Senators Morgan, Knoblauch and Kupka:

An Act relating to the establishment and development of community mental health programs; authorizing the director of institutions to make payment of grants in aid to assist counties in establishing and operating such programs; providing for procedures, standards, appointments and the promulgation of rules and regulations; specifying powers and duties; designating the department of institutions as the "state mental health authority"; and repealing sections 72.06.080 and 72.06.090, chapter 28, Laws of 1959 and RCW 72.06.080 and 72.06.090.

Referred to Committee on Ways and Means.

Senate Bill No. 449, by Senators Morgan, Knoblauch and Kupka:

An Act relating to mental retardation and mental health; authorizing state agencies to accept and disburse federal funds for mental retardation programs; and providing for the establishment, development and coordination of state and local services for mentally retarded persons.

Referred to Committee on Ways and Means.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as follows:

Engrossed House Bill No. 71, by Representatives O'Brien, Jueling and Bagnariol (by Legislative Council request):

An Act relating to state libraries; and adding a new section to chapter 207, Laws of 1943, and to chapter 27.04 RCW.

Referred to Committee on Higher Education and Libraries.

Substitute House Bill No. 88, by Committee on Natural Resources:

An Act relating to public lands; amending section 142, chapter 255, Laws of 1927 as last amended by section 1, chapter 79, Laws of 1963 and RCW 79.01.568; amending section 143, chapter 255, Laws of 1927 and RCW 79.01.572; amending section 144, chapter 255, Laws of 1927 as amended by section 40, chapter 271, Laws of 1951 and RCW 79.01.576; amending section 146, chapter 255, Laws of 1927 and RCW 79.01.584; amending section 148, chapter 255, Laws of 1927 and RCW 79.01.588; and amending section 149, chapter 255, Laws of 1927 and RCW 79.01.592.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Substitute House Bill No. 91, by Committee on Natural Resources:

An Act relating to the donation of lands to the United States government for the development of a national historical park.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Substitute House Bill No. 165, by Committee on Agriculture:

An Act relating to horticultural plants; amending sections 1, 2, 3 and 20, chapter 221, Laws of 1961 and RCW 15.13.010 through 15.13.030 and 15.13.200; and adding new sections to chapter 221, Laws of 1961 and to chapter 15.13 RCW.

Referred to Committee on Agriculture and Horticulture.

Engrossed House Bill No. 206, by Representatives Goldsworthy, Zimmerman, Lux, Flanagan, Spanton, Hill, Amen, Lewis, Mahaffey, Bluechel, Newhouse, Lynch, Bledsoe, Kiskaddon, Holman, Farr, Reese, Brazier, Chapin,

Cunningham, Wolf, McDougall, Kink, Haussler, DeJarnatt, Backstrom, O'Brien, Humiston and Richardson (by Executive request):

An Act providing for the attachment of fiscal notes to bills and resolutions of the legislature; prescribing procedures; amending section 43.41.020, chapter 8, Laws of 1965 and RCW 43.41.020.

Referred to Committee on Ways and Means.

House Bill No. 281, by Representatives Swayze, Bottiger and Wolf (by Departmental request):

An Act relating to elections; establishing a procedure for new residents to vote a special ballot limited to the offices of president and vice-president; adding a new chapter to chapter 9, Laws of 1965 and to Title 29 RCW; and making an appropriation.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 309, by Representatives Richardson, Day and Newhouse:

An Act relating to irrigation districts; empowering an irrigation district to acquire, by conveyance without cost, a water system from a water district wholly within the irrigation district's boundaries; and amending section 2, chapter 138, Laws of 1923, as last amended by section 1, chapter 141, Laws of 1965, and RCW 87.03.015.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 310, by Representatives Day, Bledsoe, Richardson and Moon:

An Act relating to drugging of livestock; and providing penalties.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 315, by Representatives Cunningham, Bluechel and Bottiger (by Departmental request):

An Act relating to state government; authorizing the appointment of a deputy director in the department of general administration; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.19 RCW.

Referred to Committee on State Government.

Engrossed House Bill No. 376, by Representatives McDougall, Harris, Marsh, Thompson and Bozarth:

An Act relating to commerce; prescribing civil and criminal defenses; amending section 1, chapter 229, Laws of 1959 and RCW 9.78.010; repealing section 3, chapter 229, Laws of 1959 and RCW 9.78.030; adding a new section to chapter 249, Laws of 1909 to chapter 9.01 RCW; adding a new section to Title 4 RCW; and prescribing penalties.

Referred to Judiciary Committee.

Engrossed House Bill No. 397, by Representatives Bluechel, Kalich and Brazier (by Departmental request):

An Act relating to sustained yield forest management of certain state-owned lands; adding two new sections to chapter 79.56 RCW; repealing section 1, chapter 175, Laws of 1933, as last amended by section 1, chapter 301, Laws of 1955 and RCW 79.56.010; and repealing section 1, chapter 73, Laws of 1939 and RCW 79.56.020.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 422, by Representatives Mahaffey, Anderson, Kirk, Cunningham, Sheridan, Veroske, Hoggins, King, Marzano, Chatalas, Ceccarelli and Gallagher:

An Act relating to the Washington state teachers' retirement system; amending section 48, chapter 80, Laws of 1947 as amended by section 21, chapter 274, Laws of 1955, and RCW 41.32.480; amending section 2, chapter 22, Laws of 1961 extraordinary session and RCW 41.32.493; amending section 6, chapter 132, Laws of 1961 and RCW 41.32.561; amending section 4, chapter 76, Laws of 1957 as amended by section 1, chapter 96, Laws of 1959, and RCW 28.81.170; amending section 57, chapter 80, Laws of 1947 as last amended by section 3, chapter 37, Laws of 1959, and RCW 41.32.570; adding three new sections to chapter 80, Laws of 1947 and to chapter 41.32 RCW; making an appropriation; and declaring an effective date.

Referred to Committee on Education.

House Bill No. 423, by Representatives Wolf, Cunningham and Day:

An Act relating to veterans; and amending section 1, chapter 64, Laws of 1909, as last amended by section 7, chapter 180, Laws of 1947, and RCW 73.04.080.

Referred to Committee on State Government.

House Bill No. 433, by Representatives McDougall, Veroske and Moon (by Departmental request):

An Act relating to the Washington state dairy products commission; and amending section 6, chapter 44, Laws of 1965 extraordinary session and RCW 15.44.033.

Referred to Committee on Agriculture and Horticulture.

Engrossed House Bill No. 487, by Representatives Newhouse, Berentson, Bozarth and Moon (by Departmental request):

An Act relating to agriculture; amending sections 43.23.010 through 43.23.110, chapter 8, Laws of 1965 and RCW 43.23.010 through 43.23.110; repealing and reenacting sections 43.23.150 and 43.23.160, chapter 8, Laws of 1965 and RCW 43.23.150 and 43.23.160; and adding new sections to chapter 8, Laws of 1965 and chapter 43.23 RCW.

Referred to Committee on Agriculture and Horticulture.

Engrossed House Bill No. 489, by Representatives Bledsoe, Goldsworthy and Bottiger (by Departmental request):

An Act relating to elections; adding new sections to chapter 9, Laws of 1965 and to chapter 29.36 RCW; and providing penalties.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

At 3:10 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, February 14, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-SEVENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Tuesday, February 14, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Craig Thomas, Color Bearer, and Jean Kirkpatrick, presented the Colors.

Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Our God and Father before whom we all stand equal; we thank Thee for our democratic institutions and for those who represent us here. Bless the Senators now as they turn anew to their task. Make them bold to act in accordance with their own best insights and in every way function as a truly representative government, despite the ripples of alarm we constituents may raise. Harden them against the abrasive wear of our bi-partisan system and the continual picking away of constituents who will not consider views different from their own.

"Grant, O God, that the promise of this week may be amply fulfilled through a happy mating of the knowledge of what is possible and the vision of what must be. Amen."

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Resolution No. 18.

On motion of Senator McCormack, the following amendment was adopted:

On page 2, line 3, after the words "common schools", strike the words "and higher education"

The President declared the question before the Senate to be the adoption of Senate Resolution No. 18 as amended.

The motion was carried and the resolution as amended was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., February 13, 1967.

Robert L. Mikalson, to the position of member of the State Highway Commission, appointed by the Governor July 15, 1965, for a term ending July 1, 1971, succeeding himself (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

Nat Washington, *Chairman.*
Al Henry, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, Wilbur G. Hallauer, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred C. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 130:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Prescribing code of ethics for public officials (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman.*

We concur in this report: H. B. (Jerry) Hanna, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 217:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Eliminating single judge superior court judicial districts (reported by Judiciary Committee):

MAJORITY recommends that it do pass.
Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: R. Frank Atwood, Herbert H. Freise, R. R. Bob Greive, Karl Herrmann, Mike McCormack, John T. McCutcheon, Walter B. Williams.

Senate Bill No. 217:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Eliminating single judge superior court judicial districts (reported by Judiciary Committee):

MINORITY recommends that it do not pass.
....., *Chairman,*
....., *Vice Chairman.*

We concur in this report: H. B. (Jerry) Hanna, Marshall A. Neill.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 232:

Senate Chamber,
Olympia, Wash., February 12, 1967.

Referring a bill to the people which will abolish capital punishment (reported by Judiciary Committee):

MAJORITY recommends that it do pass.
Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: R. Frank Atwood, R. R. Bob Greive, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 286:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Regulating motor vehicle wreckers (reported by Committee on Highways):

MAJORITY recommends that it do pass.
Nat Washington, *Chairman,*
Al Henry, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, Wilbur G. Hallauer, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Frances Haddon Morgan, Ted G. Peterson, Fred G. Redmon, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 293:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Extending joint highways single cab card pilot program through 41st legislature (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, **Herbert H. Freise**, **Sam C. Guess**, Wilbur G. Hallauer, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Frances Haddon Morgan, Ted G. Peterson, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 294:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Authorizing a permanent single document program for registration of interstate commercial vehicles (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, Wilbur G. Hallauer, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Frances Haddon Morgan, Ted G. Peterson, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 332:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Permitting leasing of state forest board lands to counties for park purposes (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. (Slim) Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 5:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Investing of pension funds, constitutional amendment (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass., *Chairman*.

We concur in this report: Larry Faulk, Karl Herrmann, George Kupka, Mike McCormack, David E. McMillan, Joel M. Pritchard, John H. Stender, Nat Washington, Perry Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 101:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Repealing statute which provides for use of certain pesticide poisons for control of rodents or predatory animals under special permit (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 142:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Revising certificate requirements for sale or transportation of Irish seed potatoes (reported by Committee on Agriculture and Horticulture):

Recommends that it do pass. Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 173:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Prescribing due date for corporation license fees (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass. George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Jaems E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 236:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Changing restrictions on controlled atmosphere storage of fruits and vegetables (Reported by Committee on Agriculture and Horticulture):

Recommends that it do pass. Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 297:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Changing generally the Washington pesticide application act (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass. Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 13, 1967.

Mr. President:

The House has concurred in the Senate amendment to House Bill No. 215, and has passed the bill as amended by the Senate.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 13, 1967.

Mr. President:

The House has passed: Engrossed Substitute House Bill No. 121,

Engrossed House Bill No. 179,

Engrossed House Bill No. 490,

Engrossed House Joint Resolution No. 1, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIAL AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 450, by Senators Donohue, Mardesich and Neill:

An Act relating to the uniform commercial code; amending section 9-302, chapter 157, Laws of 1965 extraordinary session and RCW 62A.9-302; and providing an effective date.

Referred to Judiciary Committee.

Senate Bill No. 451, by Senators Gissberg, Marquardt, Dore, Lewis and Redmon:

An Act relating to management of resources after an enemy attack; and prescribing penalties.

Referred to Committee on State Government.

Senate Bill No. 452, by Senators Andersen and Williams:

An Act relating to liabilities of husband and wife for antenuptial and separate debts; and amending section 10, page 452, Laws of 1873 as amended section 2405, Code of 1881, and RCW 26.16.200.

Referred to Judiciary Committee.

Senate Bill No. 453, by Senators McCormack, Bailey, Neill and Guess:

An Act relating to the legislature; creating a joint committee on nuclear energy; providing for the selection, term, and reimbursement of certain expenditures of the members of the committee, and conferring rights, powers, duties; and prescribing the functions of the committee.

Referred to Committee on State Government.

Senate Bill No. 454, by Senators Dore, Uhlman, Greive, Atwood and Hanna:

An Act relating to the Washington state bar association; amending section 7, chapter 94, Laws of 1933 and RCW 2.48.050; and adding a new section to chapter 94, Laws of 1933 and to chapter 2.48 RCW.

Referred to Judiciary Committee.

Senate Bill No. 455, by Senators Dore and Uhlman:

An Act relating to destruction of court exhibits; and amending section 36.23.070, chapter 4, Laws of 1963 and RCW 36.23.070.

Referred to Judiciary Committee.

Senate Bill No. 456, by Senator Dore:

An Act relating to insurance; providing for group insurance for depositors and depositor members of federally insured financial institutions; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.24 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 457, by Senators Hallauer and Henry:

An Act relating to certain obligations issued or guaranteed by federal government or its agencies; providing that such obligations may be used as collateral security for the deposit of public or other funds, and in lieu of bonds, recognizances, or undertakings; and amending section 2, chapter 249, Laws of 1941, and RCW 39.60.040.

Referred to Committee on State Government.

Senate Bill No. 458, by Senators Dore, Talley, Hanna, Connor, Greive, Keefe, Kupka, Morgan and Ridder:

An Act relating to revenue and taxation; providing for the allocation and distribution of a portion of retail sales tax revenues to cities and towns; and adding a new section to chapter 15, Laws of 1961 and to chapter 82.08 RCW.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Ryder, the rules were suspended to permit additional names as sponsors to Senate Bill No. 451, Senate Bill No. 453, Senate Bill No. 454 and Senate Bill No. 458.

Senate Bill No. 459, by Senators Stender, Dore and Peterson (Ted):

An Act relating to working conditions of female employees; and amending section 1, chapter 84, Laws of 1951 as amended by section 1, chapter 41, Laws of 1965 and RCW 49.28.070.

Referred to Committee on Labor and Social Security.

Senate Bill No. 460, by Senator Talley:

An Act relating to water and sewer districts; providing a method for the merger thereof into sewer districts; prescribing powers, duties, and functions in relation thereto; providing for an election; providing for the transfer of property and payment of liabilities; granting powers to sewer districts; providing for issuance of revenue bonds; and authorizing assessments.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 461, by Senators McCormack, McCutcheon and Lennart:

An Act relating to elections; providing for electronic storage and retrieval systems for registration records in the office of the secretary of state; prescribing powers and duties in relation thereto; making information public; providing for random sampling of initiative and referendum petitions; and amending section 29.07.130, chapter 9, Laws of 1965 and RCW 29.07.130.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 462, by Senators Gissberg, Lewis and Mardesich:

An Act relating to public lands, and amending section 1, chapter 387, Laws of 1955 and RCW 79.16.175.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Joint Memorial No. 12, by Senators Metcalf, Rasmussen and Stender:

Requesting reduction in income tax for parents and guardians providing support for their children or dependents in institutions of higher learning.

Referred to Committee on Higher Education and Libraries.

Senate Concurrent Resolution No. 6, by Senators McCutcheon, Greive and Lennart (by Intergovernmental Relations Committee request):

Providing for special interim committee for oversight with regard to federal grant programs.

Referred to Committee on State Government.

FIRST READING OF HOUSE BILLS AND RESOLUTION

The following were read first time by title and acted upon as indicated:

Engrossed Substitute House Bill No. 121, by Committee on Revenue and Taxation:

An Act relating to the taxation of property; adding a new chapter to chapter 15, Laws of 1961 and to Title 84 RCW; and providing an effective date. Referred to Committee on Ways and Means.

Engrossed House Bill No. 179, by Representatives Bledsoe, O'Dell, Jolly, Thompson and Anderson:

An Act relating to water pollution control; amending section 2, chapter 216, Laws of 1945 and RCW 90.48.020; amending section 3, chapter 216, Laws of 1945 and RCW 90.48.021; amending section 6, chapter 216, Laws of 1945 and RCW 90.48.024; amending section 7, chapter 216, Laws of 1945 and RCW 90.48.025; amending section 8, chapter 216, Laws of 1945 and RCW 90.48.026; amending section 11, chapter 216, Laws of 1945 and RCW 90.48.035; amending section 14, chapter 216, Laws of 1945 and RCW 90.48.080; amending section 17, chapter 216, Laws of 1945 and RCW 90.48.110; amending section 18, chapter 216, Laws of 1945 and RCW 90.48.120; amending section 1, chapter 71, Laws of 1955 and RCW 90.48.160; amending section 2, chapter 71, Laws of 1955 and RCW 90.48.170; amending section 3, chapter 71, Laws of 1955 and RCW 90.48.180; amending section 4, chapter 71, Laws of 1955 and RCW 90.48.190; amending section 5, chapter 71, Laws of 1955 and RCW 90.48.200; amending section 6, chapter 71, Laws of 1955 and RCW 90.48.210; adding new sections to chapter 90.48 RCW and directing the codification of certain thereof; repealing section 12, chapter 216, Laws of 1945 and RCW 90.48.060; and repealing section 19, chapter 216, Laws of 1945 and RCW 90.48.130.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 490, by Representatives Lynch, Harris, Sawyer, Gladder, Richardson and Kopet (by Departmental request):

An Act relating to institutions; providing for the establishment of the Interlake School for mentally deficient persons; and declaring an emergency. Referred to Committee on Public Institutions.

Engrossed House Joint Resolution No. 1, by Representatives Moon, Gorton and Whetzel (by Legislative Council request):

Constitutional amendment to allow assessment of agricultural, timber and open space lands on basis of use rather than value.

Referred to Committee on Ways and Means.

APPOINTMENT OF SPECIAL COMMITTEE

The President observed within the bar of the Senate Tacoma City Councilman Richard Haley and appointed a special committee consisting of Senators Kupka, Knoblauch, McCutcheon and Faulk to act as a committee of honor to escort Mr. Haley to the rostrum.

With leave of the Senate, business was suspended to permit Mr. Haley to address the Senate and to present a box of Brown and Haley candy to each Senator as a token of St. Valentine's Day.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:05 p.m.

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

MOTION

It was moved by Senator Stender that the Committee on Higher Education and Libraries be relieved of further consideration of Senate Joint Memorial No. 12.

Debate ensued.

With leave of the Senate, Senator Stender was permitted to withdraw the motion.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 14, 1967.

Mr. President:

The Speaker has signed: House Bill No. 215, and the same is herewith transmitted.
Sidney Snyder, Assistant Chief Clerk.

House of Representatives,
Olympia, Wash., February 14, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 8,
Senate Bill No. 436, and the same are herewith transmitted.

Sidney Snyder, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed House Bill No. 215.

SECOND READING OF BILLS

It was moved by Senator Greive that the Senate immediately consider Senate Concurrent Resolution No. 4, Senate Bill No. 199, Senate Bill No. 197, Senate Bill No. 205, Senate Bill No. 206, Senate Bill No. 282, Senate Bill No. 330 and Senate Bill No. 346 on second reading in that order.

Senate Concurrent Resolution No. 4, by Senators Herrmann, Freise, Redmon, Connor, Peterson (Ted), Kupka, Lennart, Ridder, Herr, Peterson (Lowell) and Andersen:

Providing for joint interim committee on insurance.

The resolution was read the second time in full.

It was moved by Senator Stender that the following amendment be adopted:

On page 2, after line 9, and before line 10 insert: "*Be It Further Resolved*, That none of the matters coming to the attention of the committee for study shall be used so as to promote or induce 'indictment and trial by newspaper'. The purpose of the committee study on insurance practices shall be to develop facts with respect to this industry and its business practices. News media shall be allowed at open committee hearings where statements and rebuttals and other explanations are exchanged by witnesses and no other committee matters be released unless by approval of the entire committee."

Debate ensued.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Stender yield to a question:

"As I understand the amendment it would require that the full committee, every member of that committee approve every release that comes out of that committee, is that correct?"

Senator Stender:

"The amendment provides for the approval of the entire committee. In other words they have to decide how the news will be disseminated. The committee would have control over what was released so far as the news media is concerned."

Debate ensued.

Senator Stender demanded a roll call and the demand was sustained by Senators Pritchard, Metcalf, Uhlman, Greive, Dore, Peterson (Ted), Guess, Lewis and Redmon.

ROLL CALL

The Secretary called the roll and the motion was lost by the following vote: Yeas, 14; nays, 35.

Those voting yea were: Senators Atwood, Chytil, Guess, Lennart, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Stender, Twigg, Williams, Woodall—14.

Those voting nay were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Ryder, Sandison, Talley, Uhlman, Washington—35.

It was moved by Senator Williams that the following amendment be adopted:

On page 1, line 14 after "that" and before the period on page 2, line 25, strike all matter and insert "the legislative council shall make a study of how the public's interest is being furthered, as well as protected, under the present insurance code and the rules and regulations promulgated incident thereto, and shall report their findings to the forty-first session of the state's legislature"

Debate ensued.

POINT OF ORDER

Senator Williams:

"Point of order, Mr. President:

"The amendment proposed by Senator Atwood and myself does not change the scope of the examination at all. It only questions which agency should do it, and I think a discussion of whether or not we should have an investigation is not pertinent."

POINT OF INQUIRY

Senator Durkan:

"Mr. President, would Senator Herrmann yield to a question:

"Senator Herrmann, under the proposed amendment, do you think that the Council would be able to carry out the mandate that was instructed to you in the last session of the legislature? I would like to have a full explanation. The thing that concerns me about the proposed amendment, Senator Herrmann: Is it too restrictive from your standpoint? Would the Council be able to do the job as compared with the committee that the resolution would create?"

Senator Herrmann:

"I think that the job can best be done by a special committee designed for that purpose, and I feel that the legislative council now is top-heavy and overburdened in many instances. They are not able to do the job because of the work load which is extremely great. They certainly are attempting to do a thorough job, but I believe that a special committee is designed to zero in on the problems that are confronting the public and I think we are best equipped to do the job for the public. I think that the same is true in highways and many of the other matters of vital importance to the public. I feel this question of insurance is a matter that is extremely vital. I don't believe that any of us can disagree with the fact that our insurance is extremely important to us in our everyday living. It is an absolute public need and necessity.

"I believe it can best be handled by a committee that is designed to study this particular industry alone and believe me, it is complicated enough so that we really have to have technical help, technical advice to get in and really do the job and get to the bottom of these things like credit life insurance, where it is shown that there has been an overcharge of \$1 billion nationally, the matter of assigned risk, the matter of school insurance—there are so many bases in the insurance industry that have never been looked at and I say that we have pioneered the field. We have gained a lot of information and experience in this field and if you adopt this proposed amendment, the people of the state are going to suffer."

RULING BY THE PRESIDENT

The President:

"Senator Williams, the President believes that Senator Herrmann confined his remarks to the motion."

POINTS OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Herrmann yield to a question:

"Senator Herrmann, I take it from your argument then that the Legislative Council is inadequate for this task and would whitewash any proceedings that they might undertake, is that the gist of what you are trying to say?"

Senator Herrmann:

"Not at all, Senator. I think they would do the second best job, but I think the best tool is the tool that we have at the present time that has come up with the first major reform in twenty years. I think we are well on the road to improving the insurance industry. I think we have gotten some cooperation from them. Surely we are getting opposition, but I feel that this is the best device that we have at the present time. I say it is superior to a subcommittee under the legislative council."

Senator Atwood:

"I just wanted to make this clear. I thought that the Council was being impugned or the inference was that it was owned by the insurance industry or something, and I wanted to make that clear so that I completely understand your remarks. I take it then, Senator Herrmann, the legislative council is not owned by or managed by the insurance industry?"

Senator Herrmann:

"Mr. President:

"I have not attempted, Senator, to impugn the motives of any individual Senator or the legislative council. I think they have done an overall job that is commendable. But I do differ with you in saying a subcommittee of the legislative council can do a better job than an independent committee to zero in on the subject at hand."

Debate ensued.

The President stated the question to be the adoption of the amendment by Senator Williams.

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Herrmann, the rules were suspended, Senate Concurrent Resolution No. 4 was advanced to third reading, the second reading considered the third and the resolution was placed on final passage.

Debate ensued.

Senator Rasmussen:

"Mr. President, would Senator Herrmann yield to a question:

"Senator Herrmann, I have been very interested in the remarks. Is there any way that we can get this \$100,000 out of the insurance industry to help with the investigation?"

Senator Herrmann:

"Senator, we do have a tax now, a premium tax of one percent and also two percent in some instances that is bringing in \$25 million. We are only spending \$1,300,000 of that in the Insurance Commissioner's office. It was the purpose of the tax to take care of matters of this kind. There is over \$20 million a year going into the general fund from the industry at the present time or from the premium tax."

Senator Rasmussen:

"Doesn't some of that go to the firemen?"

Senator Herrmann:

"I think from fire insurance, yes."

Debate ensued.

Senator Atwood:

"Mr. President, would Senator Herrmann yield?"

"Senator Herrmann, I didn't quite understand your remarks about the appropriation. The resolution reads, 'not to exceed \$100,000.' Are you asking the Ways and Means for \$100,000?"

Senator Herrmann:

"We asked for \$50,000 last time, Senator, and the Committee on Ways and Means gave us \$35,000. We would be asking for \$100,000. All we are asking is the opportunity to present our case and it will be up to the judgment of the Committee how much they want to give us."

Senator Atwood:

"Fine, that is what I wanted to make clear. This bill itself does not carry an appropriation?"

Senator Herrmann:

"It does not. It only sets the ceiling."

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 4 and the resolution was adopted by the following vote: Yeas, 43; nays, 6.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hal-lauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Woodall—43.

Those voting nay were: Senators Atwood, Donohue, Guess, Peterson (Ted), Stender, Williams—6.

Senate Concurrent Resolution No. 4, having received the constitutional majority, was declared passed.

Senate Bill No. 199, by Senators Herrmann, Connor, Freise, Redmon and Andersen (by Joint Legislative Interim Committee on Insurance request) (by Insurance Commissioner request):

Supplementing insurance code.

On motion of Senator Herrmann, Substitute Senate Bill No. 199 was substituted for Senate Bill No. 199 and the substitute bill was placed on second reading and read the second time by sections.

It was moved by Senator Stender that the following amendment be adopted:

On page 5, section 4, subsection (8), lines 15 and 16, after "*who are*" strike "*incompetent or*".

Debate ensued.

POINTS OF INQUIRY

Senator Stender:

"Mr. President, would Senator Herrmann yield?"

"Senator Herrmann, in section four, all of the various reasons for refusal or denial of an insurance certificate are set out. In section 4, subsections (1), (2), (3), (4),

(5), (6), (7) and (8) all deal with the matter of qualifications by which an insurer could receive a certificate or not receive one, is that correct?"

Senator Herrmann:

"Yes, that is correct."

Senator Stender:

"If he meets all of these requirements, is it necessary then to determine that he is competent or incompetent? Would he not be issued a certificate in the first place? Doesn't that just leave a word that could be a matter of personal feeling or something else that could create a problem between the insurance commissioner and the industry that has no relationship at all to an insured."

Senator Herrmann:

"Senator, I don't think that it would be necessary to make an issue out of this particular word. If the amendment was adopted, I cannot see where it would improve the bill. I think the way it is set up now it is properly worded and I don't see anything but an assist to the insurance commissioner in leaving the wording as it is now. On the other hand if your amendment should carry, I don't think it would do any serious damage to the bill."

Debate ensued.

Senator Gissberg:

"Mr. President, I direct this question to anyone that might be familiar with the present posture of the Administrative Procedures Act as to whether or not the insurance commissioner's office is covered by that act."

Senator Dore:

"It is exempt."

Senator Gissberg:

"The question I raise and I will direct this then to Senator Herrmann, is the section that we are dealing with, the subject of Senator Stender's proposed amendment, the entire section 4 gives authority to the insurance commissioner to revoke a certificate of authority of an insurer if the commissioner himself finds apparently upon hearsay evidence which would be reliable information—presumably hearsay evidence could be 'reliable information'—that one of the officers or directors is incompetent or untrustworthy. Now that seems to be rather sweeping power and I have no quarrel with it so long as there is some form by which the insurer can contest the findings of the insurance commissioner who does act on the hearsay evidence and does find one of the officers to be incompetent or untrustworthy. Is there a quorum that is available to the insurer under the terms of the present Insurance Code or do we fall back on the Administrative Procedures Act? Can anyone answer the question?"

Senator Dore:

"Mr. President:

"As I understand it, we discussed this problem Saturday I believe and the insurance commissioner is specifically exempt."

Senator Herrmann:

"I believe the recourse would be to the courts and you will note that there is one provision on page 26 of the bill that sets up the procedure there on show cause. I doubt if there is any appellate procedure in the Insurance Code. To my knowledge there is not. I think the recourse, Senator, would be to the courts.

"You might have been familiar with what took place in this situation. A domestic company we knew had violated insurance investments and in our hearing we heard many, many people who have children in school say there had been no payments. It seems this company about twenty years ago wrote a lot of educational policies. We had people like firemen and policemen and day laborers come in that had put their life savings into these companies and when the time came to pay off, the money was not there and as some of the witnesses testified, they were informed that they

could go to the bank and get the money. One said he went to the bank and they laughed at him. I think you know the company to which I refer. The insurance commissioner has attempted to set up tools whereby he wouldn't have to go through this long, continuous court battle that has taken years to bring to a head and finally take over the management of this company and rehabilitate it. I don't think that we have to fear that these powers will be abused. I think the abuse was on the other side. I think that the company here abused its privilege of being immune, and this will put some very badly needed teeth in the law that the insurance commissioner is attempting to enforce."

Senator Freise:

"Mr. President:

"I just checked with Fred Bruhn, deputy insurance commissioner, and he said that under RCW 48.04 they are subject to review and also subject to review by the superior court and the supreme court on the denials of these certificates of authority."

Debate ensued.

The President stated the question to be the adoption of the amendment by Senator Stender.

The motion was lost on a rising vote and the amendment was not adopted.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Substitute Senate Bill No. 199 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 199, and the bill passed the Senate by the following vote: Yeas, 49; nays, 0.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—49.

Substitute Senate Bill No. 199, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 1:15 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, February 15, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-EIGHTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, February 15, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Canfield, Freise, McCormack and Redmon.

On motion of Senator Greive, Senator McCormack was excused.

On motion of Senator Atwood, Senators Canfield, Freise, and Redmon were excused.

The Color Guard, consisting of Pages Craig Thomas, Color Bearer, and Julie Taylor, presented the Colors.

Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Almighty God who hast ordained that we should live out our days in a world of growing complexity where no simple answers will do nor easy short-cuts be found, bless the members of this chamber with an instinct for what is basic, a wisdom to distinguish between the symptom and the disease. Temper their idealism with just enough compromise to make it workable and whatever telling blows they give, or take keep alive in them their pride of office, their enthusiasm for cause, and their expectation of results. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 101:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Eliminating termination date on nonresidents' retail sales tax exemption (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer, David E. McMillan, Frances Haddon Morgan, Robert C. Ridder, John N. Ryder, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 204:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Changing rules for exemptions, refunds, etc., relating to motor vehicle fuel tax (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Fred H. Dore, Frank W. Foley, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer,

David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 226:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Deleting the maximum limit for each member in a group life insurance contract for public employees (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 237:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Providing for health and accident insurance premiums for employees of state's educational institutions and school districts (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass as amended.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 250:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Authorizing sale of land for R. H. Thomson expressway (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, Wilbur G. Hallauer, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 270:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Relating to limitations on indebtedness of certain divisions of local government (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Fred H. Dore, Frank W. Foley, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer, David E. McMillan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 371:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Creating Washington state building authority (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Frank W. Foley, R. R. Bob Greive, Wilbur G. Hallauer, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 376:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Supplements constitutional amendment changing what constitutes common school fund and providing for common school construction fund (reported by Committee on Education):

MAJORITY recommends that it do pass as amended.

Robert C. Ridder, *Chairman.*

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 394:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Raising the age of kindergarten pupils (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman.*

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 395:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Providing counsel for intermediate school districts (reported by Committee on Education):

MAJORITY recommends that it do pass as amended.

Robert C. Ridder, *Chairman.*

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 17:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Submitting to voters constitutional amendment creating state building authority (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Frank W. Foley, R. R. Bob Greive, Wilbur G. Hallauer, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

Washington State Patrol Headquarters,
Olympia, Wash., February 13, 1967.

Mr. Ward Bowden,
Secretary of the Senate,
Washington State Senate,
Olympia, Washington.

Dear Mr. Bowden:

Would you please extend to the Senate the Washington State Patrol's sincere thanks and appreciation for their passage of Senate Resolution 1967-13.

This gesture of support on the part of the Senate is especially heart warming at this time in light of the many issues at point concerning law enforcement.

Those of us who are charged with the responsibilities of enforcing the laws of this State are most encouraged to hear that our efforts are appreciated and that we are being supported.

Sincerely,
Will Bachofner, *Chief.*

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 14, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 140,
Engrossed House Bill No. 250, and the same are herewith transmitted.

Sidney Snyder, *Assistant Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS AND MEMORIAL

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 463, by Senators Morgan, Washington, Connor, Stender, Herr, Ridder and Dore:

An Act providing a comprehensive system of highways, toll bridges and ferries for the transportation of persons and property across the waters of the Puget Sound region of this state; amending section 3, chapter 10, Laws of 1961 as amended by section 7, chapter 9, Laws of 1961 extraordinary session and RCW 47.56.365; amending section 19, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.360; amending section 20, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.370; amending section 21, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.380; amending section 22, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.390; amending section 2, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.410; amending section 3, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.420; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 2, chapter 79, Laws of 1965 extraordinary session and RCW 82.36.020; amending section 82.40.290, chapter 15, Laws of 1961 as last amended by section 2, chapter 113, Laws of 1963 and RCW 82.40.290; making an appropriation; and declaring an emergency and providing an effective date.

Referred to Committee on Highways.

On motion of Senator Washington, the rules were suspended to permit additional names as sponsors to Senate Bill No. 463.

Senate Bill No. 464, by Senators McCormack, Uhlman and Woodall:

An Act relating to liability of parents for the wilful or malicious torts of their minor children; and amending section 1, chapter 99, Laws of 1961 and RCW 4.24.190.

Referred to Judiciary Committee.

Senate Bill No. 465, by Senators McMillan, Donohue and Redmon:

An Act relating to private property rights.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 466, by Senators McCormack, Neill and Hanna:

An Act relating to courts of record; providing for the appointment of court commissioners and referees; and amending section 1, chapter 124, Laws of 1909 as amended by section 1, chapter 42, Laws of 1961 and RCW 2.24.010.

Referred to Judiciary Committee.

Senate Bill No. 467, by Senators Talley, Foley and Henry:

An Act relating to public highways; authorizing and directing the state highway commission to make a feasibility study of adding to the state system a highway from Ridgefield to Primary State Highway No. 1 in the vicinity of Woodland and Wall boom; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 468, by Senator Durkan:

An Act relating to revenue and taxation; and amending section 2, chapter 168, Laws of 1965 extraordinary session and RCW 84.36.126.

Referred to Committee on Ways and Means.

Senate Bill No. 469, by Senator Mardesich:

An Act relating to state parks and recreation; providing for the acquisition of certain land by the state parks and recreation commission; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.51 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 470, by Senators Uhlman, Ridder, Herr and Peterson (Lowell):

An Act establishing a crime information center under the direction of the Washington state patrol; providing rules and regulations for the operation thereof; assigning costs of terminal facilities; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.43 RCW.

Referred to Judiciary Committee.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 470.

Senate Bill No. 471, by Senators Greive, Cooney and Williams:

An Act relating to the authority of counties, cities, towns and other political subdivisions of the state to lease or convey real property; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 472, by Senator Gissberg:

An Act relating to the leasing and sale of state lands by the department of natural resources; and amending section 24, chapter 255, Laws of 1927, as last amended by section 5, chapter 257, Laws of 1959 and RCW 79.01.096.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 473, by Senator Gissberg:

An Act relating to hospital district indebtedness; and amending section 6,

chapter 264, Laws of 1945 as last amended by section 2, chapter 157, Laws of 1965 and RCW 70.44.060.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 474, by Senators Greive, Uhlman and Marquardt:

An Act relating to port districts; establishing a formula for the determination of salary and compensation for port district commissioners of port districts having a population of three hundred fifty thousand or more persons; and amending section 4, chapter 348, Laws of 1955 as amended by section 1, chapter 72, Laws of 1957 and RCW 53.12.250.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 475, by Senators Keefe, Gissberg, Sandison, Dore, Peterson (Lowell), Faulk, Uhlman and Henry:

An Act relating to education; providing for financial assistance to students attending post-secondary schools; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 476, by Senators Herr, Andersen and Knoblauch:

An Act relating to counties; authorizing the conversion of overhead electric and communication facilities to underground facilities; authorizing the conversion or installation of ornamental street and road lighting facilities to be served from underground electrical facilities; authorizing contracts with electric utilities and communication utilities to effect such conversion or installation; authorizing the establishment of county road improvement districts to carry out the purposes of this act; authorizing the establishment of utility conversion guaranty funds; requiring the removal of existing overhead service lines; and adding new sections to chapter 36.88 RCW, and to chapter 4, Laws of 1963.

Referred to Committee on Public Utilities.

Senate Bill No. 477, by Senators Washington and Redmon:

An Act relating to highways; providing for the distribution of highway construction funds, to be derived from additional excise taxes on motor vehicle fuels and the sale of limited obligation bonds as authorized herein, to the state, counties and cities, pursuant to prescribed administrative procedures and conditions; creating an urban arterial board and an urban arterial trust account in the motor vehicle fund; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 2, chapter 79, Laws of 1965 extraordinary session and RCW 82.36.020; amending section 82.36.100, chapter 15, Laws of 1961 as amended by section 2, chapter 7, Laws of 1961 extraordinary session and RCW 82.36.100; amending section 3, chapter 22, Laws of 1963 extraordinary session and RCW 82.37.030; amending section 19, chapter 22, Laws of 1963 extraordinary session and RCW 82.37.190; amending section 82.40.020, chapter 15, Laws of 1961 as amended by section 3, chapter 7, Laws of 1961 extraordinary session and RCW 82.40.020; amending section 82.40.290, chapter 15, Laws of 1961 as last amended by section 2, chapter 113, Laws of 1963 and RCW 82.40.290; amending section 46.68.100; chapter 12, Laws of 1961 as amended by section 6, chapter 7, Laws of 1961 extraordinary session and RCW 46.68.100; amending section 36.81.121, chapter 4, Laws of 1963 and RCW 36.81.121; amending section 35.77.010, chapter 7, Laws of 1965 and RCW 35.77.010; adding a new section to chapter 46.68 RCW; declaring an emergency and providing effective dates.

Referred to Committee on Highways.

Senate Joint Memorial No. 13, by Senators Durkan, Gissberg and Peterson (Lowell):

Memorializing Congress concerning effects of increased social security benefits on welfare.

Referred to Committee on Labor and Social Security.

MOTION

On motion of Senator Ryder, the rules were suspended to permit additional names as sponsors to Senate Bill No. 475.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 140, by Representatives Thompson, O'Dell and Jolly:

An Act relating to water resources; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.21 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 250, by Representatives Zimmerman, Thompson and Smythe:

An Act relating to game and game fish; increasing nonresident and fishing license fees; amending section 77.32.150, chapter 36, Laws of 1955 as amended by section 9, chapter 176, Laws of 1957 and RCW 77.32.150; and amending section 77.32.160, chapter 36, Laws of 1955 as amended by section 10, chapter 176, Laws of 1957 and RCW 77.32.160.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

SECOND READING OF BILLS

Senate Bill No. 197, by Senators Herrmann, Herr and Cooney (by Joint Legislative Interim Committee on Insurance request):

Placing insurance companies under certain provisions of this consumer protection act.

The bill was read the second time by sections.

On motion of Senator Herrmann, the following amendments were adopted:

On line 13 after "tions" and before "prohibited" strike "permitted,"

On line 17, after "RCW 19.86.020" insert "except that nothing required or permitted to be done pursuant to Title 48 RCW shall be construed to be a violation of RCW 19.86.020"

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 197 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 197 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan,

Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Cooney, Guess, Hanna, Lewis, Pritchard—5.

Excused: Senators Canfield, Freise, McCormack, Redmon—4.

Engrossed Senate Bill No. 197, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 205, by Senators Herrmann, Freise and Connor:

Requiring certain records of insurance companies to be kept for inspection of insurance commissioner.

REPORT OF STANDING COMMITTEE

Senate Bill No. 205:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Requiring certain records of insurance companies to be kept for inspection of insurance commissioner (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass as amended.

On line 11, after "least" and before "years" strike "five" and insert "two"

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

The bill was read the second time by sections.

On motion of Senator Herrmann, the committee amendment was adopted.

It was moved by Senator Stender that the following amendment be adopted:

On page 1, add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. Insurers may not cancel any contract on account of any incident, happening or liability of any nature for which the insured was not directly responsible."

POINT OF ORDER

Senator Herrmann:

"Point of order, Mr. President:

"I believe that this amendment would change the scope and object of the bill."

The President:

"Do you wish to speak on the point, Senator Herrmann?"

Senator Herrmann:

"No, I submit it to you."

Senator Stender:

"Mr. President:

"Speaking on the point of order raised by Senator Herrmann, I would like to point out the bill itself has to do with the requirements of keeping records and recording. Of course the amendment has to do with the very question in the bill in that the matters that are kept, insofar as the insurance company is concerned, would be matters that were directly attributable to the particular insured under these contracts so that when we are talking about these matters of insurance cancellations, that

records are actually kept at the place and for the time established in this bill. The amendment is therefore germane to the particular bill."

RULING BY THE PRESIDENT

The President:

"Senator Herrmann, members of the Senate, the President ruling upon the point of order presented by Senator Herrmann:

"The President believes that the amendment proposed by Senator Stender relates to the same subject and merely adds a provision which prohibits cancellation of insurance policies when the insured is not at fault. Therefore the President rules that the point of order as presented by Senator Herrmann is not well taken."

Debate ensued.

POINT OF INQUIRY

Senator Talley:

"Mr. President, I wonder if Senator Herrmann would yield to a question:

"Senator Herrmann, it is my understanding this is just a bill to handle the matter of how long the insurance companies shall keep records. You have some bills drafted that would take care of the subject that Senator Stender is trying to amend into the bill, don't you?"

Senator Herrmann:

"Yes, Senator Talley and Mr. President, we have Senate Bill No. 429 under study that will be patterned after the North Carolina statute which will set forth the statutory requirements under which companies may cancel policies, and under Senate Bill No. 429 which we hope to have out of the committee on Friday, there are specific grounds set forth making it mandatory that policies can only be cancelled for the reasons set forth. We have also made it mandatory under this proposed legislation that the notice contain the exact grounds for cancellation. The bill provides that it must be sent by registered mail with return receipt with fifteen days' notice to the insured in every instance so that he may obtain other coverage. I don't know whether Senator Stender's particular provision would be covered in the act but I do think that this amendment would be more properly incorporated in Senate Bill No. 429 than it would in this bill which only requires the keeping of records."

Debate ensued.

The motion was carried and the amendment was adopted.

The President called upon President Pro Tempore Al Henry to preside.

On motion of Senator Talley, Senate Bill No. 205 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 206, by Senators Herrmann, Freise and Connor:

Requiring standardization and prescribing requisites of certain forms, clauses and binders of insurance contracts.

On motion of Senator Herrmann, Substitute Senate Bill No. 206 was substituted for Senate Bill No. 206 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Substitute Senate Bill No. 206 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Herrmann yield:

"Senator Herrmann, these do not relate to insurance policy forms, do they?"

Senator Herrmann:

"No, only to these matters of finder receipts and loss payable clauses under the contract, but not to the policy."

Senator Rasmussen:

"Could you inform me if your committee has given any consideration to the standardization of insurance forms as such, the size and type of print that they have and the way they are made up?"

Senator Herrmann:

"Yes, we have given considerable consideration and it is mentioned in our report. We went into some detail on it, quoting court decisions on the particular subject, Senator Rasmussen."

Senator Rasmussen:

"Have you prepared bills to implement your report?"

Senator Herrmann:

"We have made requests to the insurance commissioner that he attempt to do this by regulation. We felt that we were getting into a field that would be very, very difficult to establish by legislation. As an administrative officer, the insurance commissioner has very broad authority and we have attempted to suggest the exercise of rule-making authority, rather than trying to work out these highly complicated, highly sensitive matters by statute. I think if we are going to go into that field, we would have to make a depth study on the matter and it would take more time and resources than we have in this interim. If the insurance commissioner does not act on this matter to our satisfaction, I think that future legislation would then be warranted."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 206 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senator Peterson (Ted)—1.

Excused: Senators Canfield, Freise, McCormack, Redmon—4.

Substitute Senate Bill No. 206, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 282, by Senators Herrmann, Kupka and Redmon:

Limiting amount of credit life insurance under a group policy.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Senate Bill No. 282 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued:

POINT OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Herrmann yield to a question:

"Senator Herrmann, many banks have insured customers where they borrow and I have seen these things where I have been engaged. Sometimes the insurance is a lot larger than the loan. Would this bill affect this?"

Senator Herrmann:

"No, Senator, it would not change the present law on that. The law would remain the same. Under the group protection we do not change the law as to the amount of the loan."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 282, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Hallauer, Ridder—2.

Excused: Senators Canfield, Freise, McCormack, Redmon—4.

Senate Bill No. 282, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 330, by Senators Dore, Herrmann and Redmon:

Removing rate filing requirement for insurance on policyholders whose annual premium exceeds \$10,000.

The bill was read the second time by sections.

On motion of Senator Dore, the following amendment by Senators Herrmann and Dore was adopted:

In section 1, line 7, after "chapter exceeds" and before "thousand" strike "ten" and insert "twenty-five"

On motion of Senator Dore, Senate Bill No. 330 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 346, by Senators Herrmann, Woodall and Mardesich:

Authorizing issuance of variable and fixed annuities by domestic life insurance companies.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Senate Bill No. 346 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 346 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Len-

hart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senator Morgan—1.

Excused: Senators Canfield, Freise, McCormack, Redmon—4.

Senate Bill No. 346, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senators McCutcheon, Bailey and Washington demanded a call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President resumed the Chair.

Senate Joint Resolution No. 6, by Senators Gissberg, Neill and Dore:

Amending Constitution to permit creation of court of appeals.

The resolution was read the second time in full.

On motion of Senator McCutcheon, the following amendment was adopted:

Beginning on line 25 add: "*Be It Further Resolved*, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

On motion of Senator McCutcheon, the rules were suspended, Engrossed Senate Joint Resolution No. 6 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

On motion of Senator Gissberg, the rules were suspended and Engrossed Senate Joint Resolution No. 6 was returned to second reading for the purpose of amendment.

On motion of Senator Gissberg, the following amendment was adopted:

In line 17, after "of" strike "selection" and insert "election"

On motion of Senator McCutcheon, the rules were suspended, Reengrossed Senate Joint Resolution No. 6 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

POINT OF ORDER

Senator Rasmussen:

"Point of order, Mr. President:

"I would like to have the minute clerk report to you if I said that the court was corrupt in any manner, and if she finds or you find that that is in the record, then Senator McCutcheon can carry on. But if it is not in the record, I ask him to

apologize. I have not said that the court was corrupt in any way. I ask to have the record read. This is a false statement and requires an apology."

Senator McCutcheon:

"Mr. President, may I answer?"

REPLY BY THE PRESIDENT

The President:

"The President should like to advise the Senators that no record is made of remarks by any Senator on final passage."

Senator McCutcheon:

"Mr. President and to the Senator from the 28th District, I was merely repeating statements that you have made off the floor. I don't know whether you have ever made them on the floor or not, but this morning you broached the matter—"

Senator Rasmussen:

"Mr. President, point of order:

"Senator McCutcheon is impugning my motives. He is indicating that I have made statements off of the floor. He has no supporting evidence whatsoever. I make my statements in public on this floor for the purpose of being on the record. Now if Senator McCutcheon can substantiate his statements, let him do so on the floor. But he is indicating to the body that I have indicated members of the court are corrupt. I have never given any such indication. I deny it categorically and I ask Senator McCutcheon to produce his proof."

Senator McCutcheon:

"I am very glad he is apologizing to the court because what he said this morning was that lawyers are reluctant to talk about the operation of the court for fear of retaliation. Now this is a free and open debate here. No one is impugning anybody's motives. I think Senator Rasmussen believes what he says. I believe that he honestly believes that the court is influenced. He says that he is not impugning motives. He believes that this court is influenced by salary increases. I get the distinct impression that in view of being influenced, they are deviating in their opinions. Now I don't think that is true at all. I have engaged in the practice of law in the state of Washington for thirty years or more. I have never known a judge to hold it against a lawyer in writing his opinions. Maybe there have been one or two. They are all human. But as a group and as a court, it is an insulting thing to say—it is almost slanderous, if you want to have it right straight between the eyes, Senator Rasmussen. You have slandered the Supreme Court on this floor. You have inferred that they were influenced in their decisions—"

Senator Rasmussen:

"Point of order, Mr. President:

"I think the Senator is exceeding the bounds of senatorial courtesy. He is now accusing me of slandering the court. I submit that I have never made any statements here that would slander the court in any manner whatsoever. I would ask the President to ask Senator McCutcheon to confine his remarks to the bill in question, Senate Joint Resolution No. 6."

RULING BY THE PRESIDENT

The President:

"Senator Rasmussen, would you please confine your remarks to the bill in question, Senate Joint Resolution No. 6."

Senator McCutcheon:

"Mr. President:

"Are you addressing me? You called me, 'Senator Rasmussen.' Now I demand an apology. Some members as you know can dish it out but can't take it!"

Debate ensued.

Senator Keefe demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Joint Resolution No. 6 and the resolution passed the Senate by the following vote: Yeas, 47; nays, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Those voting nay were: Senators McMillan, Rasmussen—2.

Reengrossed Senate Joint Resolution No. 6, having received the constitutional majority, was declared passed.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 2:10 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:10 p.m.

On motion of Senator Bailey, Senator Morgan was excused.

SECOND READING OF BILLS

Senate Bill No. 67, by Senators Freise, Hanna and Washington (by Departmental request):

Amending the occupational driver's license law.

On motion of Senator Greive, Senate Bill No. 67 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 86, by Senators Atwood, Guess and Washington:

Authorizing granting of degree of bachelor of science by state colleges.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 86 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 86 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Rid-

der, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Bailey, Durkan, Rasmussen—3.

Excused: Senator Morgan—1.

Senate Bill No. 86, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 167, by Senators Neill and Washington:

Providing WSU electrical research experiment station to be located near existing hydro-electric facility.

The bill was read the second time by sections.

It was moved by Senator Stender that the following amendment be adopted:

In section 1, line 11, after "facility" strike "along the Columbia river" and insert "in Washington state"

Debate ensued.

On motion of Senator Neill, the amendment by Senator Stender was laid upon the table.

On motion of Senator Neill, the rules were suspended, Senate Bill No. 167 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 167 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Woodall—46.

Absent or not voting: Senators Twigg, Williams—2.

Excused: Senator Morgan—1.

Senate Bill No. 167, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 291, by Senators Donohue, McMillan and Mardesich:

Making agricultural marketing act applicable to state agencies and governmental units.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Senate Bill No. 291 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 291 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Bailey—1.

Excused: Senator Morgan—1.

Senate Bill No. 291, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 88, by Senators Greive, Ryder and Stender:

Permitting aliens to acquire, hold and dispose of lands.

REPORT OF STANDING COMMITTEE

Senate Bill No. 88:

Senate Chamber,

Olympia, Wash., February 7, 1967.

Permitting aliens to acquire, hold and dispose of lands (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

On page 5, section 7, line 8, after ".150" strike all the material down to the period on line 9.

On page 5, section 9, beginning on line 18, strike all of the material down to and including "RCW," on line 32.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, John T. McCutcheon, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 88 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 88 and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard,

Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—46.

Those voting nay were: Senator Talley—1.

Absent or not voting: Senator Bailey—1.

Excused: Senator Morgan—1.

Engrossed Senate Bill No. 88, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 143, by Senators Hallauer, Peterson (Lowell), Guess, Chytil and Cooney:

Creating a department of water resources.

The bill was read the second time by sections.

On motion of Senator Hallauer, the following amendment was adopted:

On page 3, section 7, beginning on line 28, strike all the material down to the period on line 32 and insert "such divisions shall be supervised by an assistant director, appointed by and serving at the pleasure of the director"

It was moved by Senator Washington that the following amendment be adopted:

On page 4, section 8, line 18, after "act." insert "The director in exercising the powers, duties and functions of the Columbia Basin commission as set forth in chapter 43.49 RCW may create and maintain in the department a Columbia Basin division."

On motion of Senator Hallauer, the following amendments were adopted:

On page 5, section 9, line 33, after "the" and before "use" insert "beneficial"

On page 9, section 16, line 12, after "resources." insert "All such employees so transferred shall continue to be governed by the provisions of chapter 41.06 RCW without any loss of rights granted therein: *Provided*, That employees with six months' continuous service in exempt positions immediately prior to the effective date of this act, transferred into classified positions as a result of this act, shall receive permanent status in such positions on the effective date of this act; otherwise such employees shall be required to serve six months' probationary period from the effective date of this act."

On motion of Senator Hallauer, the rules were suspended, Engrossed Senate Bill No. 143 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Guess yield to a question:

"Senator, due to the fact that this bill appears to be quite broad in the field of water resources, was there any reason why the activities of the Water Pollution Control Commission were not included?"

Senator Guess:

"Yes, Senator, very definitely the Water Pollution Control Commission was not put under this bill because this bill has to do with the administration of the Water Pollution Control Commission and it is a regulatory commission and has a different function in government. We thought that it would be much better to maintain a separation of authority in this bill and we didn't want to get the Water Pollution Commission into an area of administration. Senator Hallauer may wish to enlarge upon that but this was considered several times and it was the considered judgment of the committee to leave the Pollution Control Commission out."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 143 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marguardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Durkan, Henry, Ryder—3.

Excused: Senator Morgan—1.

Engrossed Senate Bill No. 143, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Greive, the Senate returned to the first order of business.

MOTIONS

It was moved by Senator Greive that each Senator be furnished four additional rolls of postage stamps.

The motion was carried.

At 3:05 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, February 16, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-NINTH DAY**MORNING SESSION**

Senate Chamber,

Olympia, Wash., Thursday, February 16, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Herr.

On motion of Senator Talley, Senator Herr was excused.

The Color Guard, consisting of Pages Dale Rowe, Color Bearer, and Linda Deife, presented the Colors.

Reverend Charles Loyer, pastor of the Westminister United Presbyterian Church of Olympia, offered prayer as follows:

"Almighty God who hast invited us to share in Thy purposes for man: we are grateful for the insight and industry of our legislators. Bless them as they undertake the care of the body politic and seek to correct the infirmities of its aging constitution. Give them wisdom, objectivity, and a surgeon's purposefulness; for it were better to indulge exploratory surgery today than an autopsy tomorrow. Amen."

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

The Secretary read:

MOTION

On motion of Senator Ridder, the Committee on Education was relieved of further consideration of House Bill No. 422.

On motion of Senator Ridder, House Bill No. 422 was referred to the Committee on Ways and Means.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 15, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 88, Senate Bill No. 143, Senate Bill No. 197, Senate Joint Resolution No. 6, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

Senate Bill No. 17:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Permitting women to sue alone in actions for personal injuries (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, H. B. (Jerry) Hanna, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 33:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Authorizing donation of state lands for San Juan Island National Historical Park (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that Substitute Senate Bill No. 33 be substituted therefor and the substitute bill do pass.

Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 42:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Amending Uniform Commercial Code (reported by Judiciary Committee):

MAJORITY recommends that Substitute Senate Bill No. 42 be substituted therefor and the substitute bill do pass.

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, R. R. Bob Greive, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 110:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Implementing law relating to motor vehicle driver's licenses (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Larry Faulk, Sam C. Guess, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 236:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Providing levy by counties of excise tax on sale of real estate be permanent continuing tax not requiring annual county reenactment (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 261:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Amending requirements for publication by county of notice of intention to sell property (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 307:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Prescribing procedure for disposal of real property in urban renewal areas (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 317:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Relating to certain contracts of indemnity (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, William A. Gissberg,
R. R. Bob Greive, H. B. (Jerry) Hanna, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 328:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Providing for change of venue in municipal courts by filing affidavit of prejudice
(reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J.
Durkan, Frank W. Foley, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, H. B.
(Jerry) Hanna, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Perry B.
Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 355:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Providing for the issuance of classified driver's license (reported by Committee on
Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Frank W. Foley, Sam
C. Guess, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Reuben A. Knoblauch,
Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M.
Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 364:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Authorizing multi-purpose community centers (reported by Committee on Cities,
Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, Al Henry, George Kupka,
Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman,
Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 381:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Authorizing counties to acquire land for highways and open spaces (reported by
Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 405:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Providing for issuance of general obligation bonds to finance construction of sewers (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that Substitute Senate Bill No. 405 be substituted therefor and the substitute bill do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Fred H. Dore, George Kupka, Ted G. Peterson, Joel M. Pritchard, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Memorial No. 1:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Memorializing congress to authorize income tax deductions for political contributions (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Dewey C. Donohue, Fred H. Dore, R. R. Bob Greive, Wilbur G. Hallauer, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 116:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Authorizing creation of utility local improvement districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, George Kupka, Ted G. Peterson, Joel M. Pritchard, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

PERSONAL PRIVILEGE

Senator Stender:

"Mr. President, point of personal privilege:

"I think every one of us here has noted a series of newspaper articles by the Seattle Post Intelligencer and I would like to address my remarks to Senator Herrmann's pen pals, Mr. President. I notice over a short period of time there has been a big play in this particular newspaper about this great army of insurance lobbyists and what not and they have a picture of lobbyists sticking out of everywhere and even one looking through the state flag. I think that the matter deserves a little comment."

Senator Talley:

"Mr. President:"

The President:

"For what purpose does Senator Talley rise?"

Senator Talley:

"I would like to make a request. This involves Senator Herrmann, too. I think he should be on the floor while the remarks are being made."

Senator Stender:

"I wasn't talking about Senator Herrmann. I was talking about his pen pals. Now yesterday morning on the front page of the Seattle P.I., there was an article about some amendments that were headlined as 'crippling amendments' to the insurance package. These were the amendments by Senator Atwood, Senator Williams and myself. None of them were crippling. Today there is another one of those articles which says: 'We applaud Senate extension of the interim committee's life this week and urge the house to ratify it swiftly. In passing, we also congratulate the majority of the Senate for batting down a foolish proposal by Senator John Stender that would have restricted news of committee activities.'"

"Now yesterday it was a 'crippling' amendment. Today it is a 'foolish' amendment. I would like to have it known here that so far as I am concerned I think it is about time that this particular legislative matter was put in context and not be just as a newspaper stunt for the interests of somebody that wants to write stories. There is nothing in this Senate that comes through here as being foolish. There is nothing in here that is trying to cripple anybody as far as I can find out. Yesterday I proposed an amendment to protect the consumer and I see not one single word of mention in these news articles about that amendment, and that was the only amendment that had anything to do with protecting the consumer. I think it is about time this thing was put in context."

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 478, by Senators McMillan, Donohue and Herrmann:

An Act relating to state jurisdiction over Indians, reservations, and other lands; amending section 1, chapter 240, Laws of 1957 as amended by section 1, chapter 36, Laws of 1963 and RCW 37.12.010.

Referred to Committee on State Government.

Senate Bill No. 479, by Senators Foley and Henry:

An Act relating to intergovernmental disposition of certain public lands; authorizing the exchange of certain properties in Clark county; preserving leases; and adding new sections to chapter 133, Laws of 1953 and to chapter 39.33 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 480, by Senators Andersen, Gissberg and Neill:

An Act relating to the Administrative Procedure Act; and amending section 13, chapter 234, Laws of 1959 and RCW 34.04.130.

Referred to Committee on State Government.

Senate Bill No. 481, by Senators Stender, Ridder and Peterson (Ted):

An Act relating to industrial insurance; and amending section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959, and RCW 50.20.120.

Referred to Committee on Labor and Social Security.

Senate Bill No. 482, by Senators Henry, Gissberg and Neill:

An Act relating to the director of aeronautics; changing his salary provisions; amending section 4, chapter 165, Laws of 1947 as amended by section 1, chapter 289, Laws of 1961 and RCW 14.04.040; and declaring an emergency.

Referred to Committee on State Government.

Senate Bill No. 483, by Senators Henry, Durkan and Redmon:

An Act relating to public health and safety; and amending section 2, chapter 111, Laws of 1931 and RCW 70.74.020.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 484, by Senators Mardesich, Sandison and Stender:

An Act relating to banks, mutual savings banks, savings and loan associations, trust companies, and other state supervised financial institutions; and authorizing student loans insured by the federal government.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 485, by Senators Williams, Mardesich, and Peterson (Ted):

An Act relating to marine recreation; requiring marine recreational use permits for pleasure boats; providing a method for distribution of funds acquired from the issuance of such permits; providing penalties; and declaring an effective date.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 486, by Senators Herr, Andersen and Kupka:

An Act relating to cities and towns; authorizing the conversion of overhead electric and communication facilities to underground facilities; authorizing contracts with electric utilities and communication utilities to effect such conversion; authorizing the establishment of local improvement districts to carry out the purposes of this act; requiring the removal of existing overhead service lines; and adding a new chapter to chapter 7, Laws of 1965 and to Title 35 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 487, by Senators Neill, Henry and McMillan:

An Act relating to education; and amending section 2, chapter 154, Laws of 1965 extraordinary session as amended by section 1, chapter 171, Laws of 1965 extraordinary session and RCW 28.41.130.

Referred to Committee on Education.

Senate Bill No. 488, by Senators Peterson (Ted), Uhlman, and Marquardt:

An Act relating to liquified petroleum gases sold or supplied by certain nonprofit associations; amending section 5, chapter 115, Laws of 1921 as last amended by section 1, chapter 132, Laws of 1959 and RCW 24.32.050; amending section 18, chapter 115, Laws of 1921 and RCW 24.32.260; and adding a new section to chapter 115, Laws of 1921 and to chapter 24.32 RCW.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 489, by Senators Knoblauch, Kupka and Stender:

An Act making an appropriation for the several counties of the state; providing a formula for the distribution of the general fund money so appropriated; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 490, by Senators Metcalf, Lennart and Chytil:

An Act relating to revenue and taxation; amending section 84.52.050, chapter 15, Laws of 1961, as amended by section 1, chapter 143, Laws of 1961, and RCW 84.52.050; adding new sections to chapter 15, Laws of 1961 and to chapter 84.52 RCW; and providing an effective date.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 491, by Senators Washington and Neill:

An Act relating to education; providing for the creation of community college development districts; providing for elections; prescribing powers and duties in relation thereto; providing for acquisition of property; appointing directors and prescribing terms of office; providing for special assessments; and adding a new chapter to Title 28 RCW.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 492, by Senators Twigg, Woodall and Gissberg:

An Act relating to business corporations; amending section 6, chapter 53, Laws of 1965 and RCW 23A.08.030; and amending section 46, chapter 53, Laws of 1965 and RCW 23A.08.430.

Referred to Judiciary Committee.

Senate Bill No. 493, by Senators Talley, Sandison, Woodall, Peterson (Lowell), Rasmussen, Mardesich, Chytil, Atwood, Lewis, Hanna, Donohue and Ridder:

An Act relating to predatory animals; establishing a bounty on certain wild animals; providing for hearings; providing for notice to the state game commission and imposition of controls; and adding new sections to chapter 36, Laws of 1955 and to chapter 77.24 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

MOTION

On motion of Senator Talley, the rules were suspended to permit additional names as sponsors to Senate Bill No. 493.

Senate Bill No. 494, by Senators Guess, Keefe and Woodall:

An Act relating to motor vehicles; and amending section 2, chapter 137, Laws of 1965 and RCW 46.44.0941.

Referred to Committee on Highways.

Senate Bill No. 495, by Senators Greive, Dore and Stender:

An Act making an appropriation to the department of public assistance for the relief of nursing homes.

Referred to Committee on Ways and Means.

Senate Bill No. 496, by Senators McMillan, Donohue and Greive:

An Act relating to public highways; authorizing and directing the state highway commission to make a feasibility study of adding a section to the north state highway; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 497, by Senators Mardesich and Metcalf:

An Act relating to firemen's pensions; and amending section 3, chapter 82, Laws of 1957 as amended by section 3, chapter 5, Laws of 1959, and RCW 41.16.090.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 498, by Senators McCormack, Hanna and Neill:

An Act relating to state highways and to the state highway system.

Referred to Committee on Highways.

Senate Bill No. 499, by Senators Herr, Peterson (Lowell), and Connor:

An Act relating to insurance; amending sections 2 and 3, chapter 268,

Laws of 1947 as amended by sections 2 and 3, chapter 197, Laws of 1961 and RCW 48.44.020 and 48.44.030; and adding a new section to chapter 48.44 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 500, by Senators McCormack, Peterson, (Lowell), Foley, Redmon and Peterson (Ted):

An Act relating to anadromous fish; providing for a compact between the states of Washington, Oregon and Idaho relative to anadromous fish in the waters of the Columbia and Snake rivers and providing for the ratification thereof.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

MOTION

On motion of Senator McCormack, the rules were suspended to permit additional names as sponsors to Senate Bill No. 500.

Senate Bill No. 501, by Senators McCormack, Sandison, Ryder, Lewis and Hallauer:

An Act relating to education.

Referred to Committee on Higher Education and Libraries.

MOTION

On motion of Senator McCormack, the rules were suspended to permit additional names as sponsors to Senate Bill No. 501.

Senate Bill No. 502, by Senators McCormack, Sandison, Ryder, Lewis and Hallauer:

An Act relating to education.

Referred to Committee on Higher Education and Libraries.

MOTION

On motion of Senator McCormack, the rules were suspended to permit additional names as sponsors to Senate Bill No. 502.

Senate Bill No. 503, by Senators Greive, Connor, Marquardt, Herr, Ridder, Williams, Pritchard, Peterson (Ted), Ryder, Andersen, Uhlman and Dore:

An Act relating to revenue and taxation; and granting real property tax exemptions under specified circumstances.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 503.

Senate Bill No. 504, by Senators Greive, Dore and Faulk:

An Act relating to publication and sale of certain written material.

Referred to Committee on State Government.

Senate Bill No. 505, by Senators Greive, Dore, Connor, Marquardt, Herr, Ridder, Williams, Pritchard, Peterson (Ted), Ryder, Andersen, Stender and Uhlman:

An Act relating to public recreation, sports and culture; establishing a stadium commission; levying taxes; amending section 82.02.020, chapter 15, Laws of 1961 and RCW 82.02.020; and amending section 8, chapter 15, Laws

of 1965 and RCW 67.28.900; adding new sections to chapter 67.28 RCW; repealing sections 1 through 7, chapter 15, Laws of 1965 and RCW 67.28.010 through 67.28.070; and making an appropriation.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 505.

Senate Bill No. 506, by Senators Greive, Connor, Herr, Ridder and Uhlman:

An Act relating to revenue and taxation; amending section 82.16.020, chapter 15, Laws of 1961, as last amended by section 21, chapter 173, Laws of 1965 extraordinary session, and RCW 82.16.020; and adding new sections to chapter 15, Laws of 1961 and to chapter 82.16 RCW.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 506.

Senate Bill No. 507, by Senator Cooney:

An Act relating to communications; prohibiting the interception, recording, or divulging thereof; adding new sections to chapter 249, Laws of 1909 and to chapter 9.73 RCW; and prescribing penalties.

Referred to Judiciary Committee.

Senate Joint Resolution No. 20, by Senators Ridder, Metcalf and Gissberg: Amending constitution to change voting requirements as to excess levies.

Referred to Committee on Constitution, Elections and Legislative Processes.

SECOND READING OF BILLS

Senate Bill No. 205, by Senators Herrmann, Freise and Connor:

Requiring certain records of insurance companies to be kept for inspection of insurance commissioner.

The Senate resumed consideration of Senate Bill No. 205 on second reading.

It was moved by Senator Stender that the rules be suspended, that Senate Bill No. 205 be advanced to third reading, the second reading considered the third and the bill placed on final passage.

Debate ensued.

With leave of the Senate, Senator Stender was permitted to withdraw the motion.

Senate Bill No. 205 was ordered engrossed and passed to the Committee on Rules and Joint Rules for third reading.

Senate Bill No. 330, by Senators Dore, Herrmann and Redmon:

Removing rate filing requirement for insurance on policyholders whose annual premium exceeds \$10,000.

The Senate resumed consideration of Senate Bill No. 330 and the amendments thereto on second reading.

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 330 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Redmon:

"Mr. President, would Senator Dore yield to a question:

"Senator, would this bill allow the state of Washington or any of its subdivisions to shop around for insurance?"

Senator Dore:

"I believe it would apply to any person. Of course the state of Washington is, 'a person,' so I would say yes."

Debate ensued.

Senator Durkan:

"Mr. President, I would like to ask Senator Sandison a question:

"Senator, the one thing that interests me most in this bill is the question of up-rating the state of Washington. I think the citizens of the state are prejudiced in that there is only one rating bureau and a very good example of that occurred the other day in the Committee on Ways and Means, where we were talking about a local assessment bill for fire districts. It was pointed out that a fire station was built within I think half a block of Senator McMillan's house and it had absolutely nothing to do with lowering the rates, and we tried to discuss this with the rating bureau and got nowhere. Now I wonder if you would care to address yourself to this problem of the monopoly of the rating bureau in the state of Washington and if this bill is going to help?"

Senator Sandison:

"Senator Durkan, this is a little beyond what we were discussing but on the other hand it probably should be answered.

"Number one, I am not here to defend the rating bureau. I have my troubles with them, too, and I think at times it is a very high-handed organization. The only problem is in insurance and it seems that almost every state of the union, at least forty, do have some sort of rating organization very similar to the rating bureau. If the Interim Committee on Insurance in the next interim period wants to go into the activities of the rating bureau, I certainly would have no objections."

Debate ensued.

Senator Rasmussen:

"Mr. President, would Senator Sandison yield to a question:

"You speak of the rating bureau. What is it called?"

Senator Sandison:

"Washington State Survey and Rating Bureau."

Senator Rasmussen:

"Now when they make their rates, are all companies required to follow this rate?"

Senator Sandison:

"Yes, they are set up under the law and the companies, to the best of my knowledge—and there may be some exceptions, and I think Senator Greive is more knowledgeable on the exceptions than I—yes, they would be. Speaking for the vast majority of the companies as subscribers to the bureau, they would be obligated to follow that particular rate."

Senator Rasmussen:

"The subscribers to the rating bureau?"

Senator Sandison:

"Correct."

Senator Rasmussen:

"Now you say they are set up under the law?"

Senator Sandison:

"Yes, that is my understanding."

Senator Rasmussen:

"We passed a law saying that this one rating bureau establishes a rate for the whole state?"

Senator Sandison:

"Well, yes, as a matter of fact it is set up under the insurance code in recognition of the rating bureau. As I recall you were a member of the legislature when it passed."

Senator Rasmussen:

"I remember that was a thick bill and a lot of people didn't read it all the way through."

Senator Talley:

"Mr. President, would Senator Sandison yield?"

"Senator Sandison, this Washington State Survey and Rating Bureau is not financed by the state, it is financed by the insurance companies, isn't it?"

Senator Sandison:

"That is right. Every company pays a pro rata share into it. I want to make it clear that I am not here to defend the Rating Bureau. I am carrying on my own personal war with them. You will ruin my reputation here."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 330 and the bill passed the Senate by the following vote: Yeas, 34; nays, 12; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Gissberg, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Ryder, Stender, Talley, Uhlman, Washington, Williams, Woodall—34.

Those voting nay were: Senators Andersen, Donohue, Foley, Freise, Greive, Guess, Lewis, McMillan, Marquardt, Peterson (Ted), Sandison, Twigg—12.

Absent or not voting: Senators Lennart, Redmon—2.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 330, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 67, by Senators Freise, Hanna and Washington (by Departmental request):

Amending the occupational driver's license law.

On motion of Senator Greive, Senate Bill No. 67 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 3, by Senators Woodall and Greive (by Legislative Council request):

Increasing daily credit of prisoners working out fines.

On motion of Senator Woodall, Substitute Senate Bill No. 3 was substituted for Senate Bill No. 3 and the substitute bill was placed on second reading.

Substitute Senate Bill No. 3 was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Substitute Senate Bill No. 3 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Lennart:

"Mr. President, I would like to ask a question of the Senator from Yakima:

"First, I have always had a charitable heart about those people who inhabit the cells. Now this is a new one on me. Has the Senator from Yakima been taken possession of by the commandments of the charitable Samaritan all at once or what is this all about?"

Senator Woodall:

"I have no personal interest in this bill. None of my clients would ever possibly be affected by this."

Senator Kupka:

"Mr. President, would Senator Woodall yield:

"Senator, I realize that inflation has struck the institutions also, but are these people on a forty-hour week and are they covered by unemployment insurance?"

Senator Woodall:

"I think they are somewhat in the position of the firemen. They have a round the clock shift that they work on."

Senator Stender:

"Mr. President, could I ask Senator Woodall a question:

"Does this raise include board and room?"

Senator Woodall:

"Yes, board and room has always been one of the fringe benefits that they negotiate under their contract."

Senator Talley:

"Mr. President, would Senator Freise yield to a question:

"Is this just for prisoners in state penal institutions?"

Senator Freise:

"No, this does not apply to the penitentiary at all. It applies to county jails."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 3 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knob-

lauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Greive—1.

Excused: Senator Herr—1.

Substitute Senate Bill No. 3, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 157, by Senators Lewis, Freise and Kupka (by Executive request):

Authorizing establishment of work release program for prisoners.

The bill was read the second time by sections.

On motion of Senator Morgan, the rules were suspended, Senate Bill No. 157 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 157 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Durkan, Mardesich, Ryder—3.

Excused: Senator Herr—1.

Senate Bill No. 157, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 298, by Senators Durkan, Woodall and Keefe:

Amending the horse racing commission act.

On motion of Senator Woodall, Substitute Senate Bill No. 298 was substituted for Senate Bill No. 298 and the substitute bill was read the second time by sections.

On motion of Senator Keefe, the rules were suspended, Substitute Senate Bill No. 298 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 298 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Anderson, Atwood, Bailey, Canfield,

Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Freise, Hallauer, Stender—3.

Excused: Senator Herr—1.

Substitute Senate Bill No. 298, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 53, by Senators Ryder and Rasmussen:

Providing for the humane slaughter of animals.

The bill was read the second time by sections.

On motion of Senator Greive, the following amendment was adopted:

On page 3, section 10, beginning on line 16, after "group," strike all the matter down to and including "act." on line 19 and insert "Notwithstanding any other provisions of this act, ritual slaughter and the handling or other preparation of livestock for ritual slaughter is defined as humane."

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 53 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage:

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 53 and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—44.

Those voting nay were: Senator Talley—1.

Absent or not voting: Senators Durkan, Freise, Keefe—3.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 53, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 286, by Senators Knoblauch and Freise (by Departmental request):

Regulating motor vehicle wreckers.

On motion of Senator Knoblauch, Senate Bill No. 286 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 96, by Senators Ryder and Bailey (by Departmental request):

Revising state employees' retirement system laws.

REPORT OF STANDING COMMITTEE

Senate Bill No. 96:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Revising state employees' retirement system laws (reported by Committee on State Government):

Recommends that it do pass as amended.

On page 5, section 3, line 28 after "officials" and before "of" insert "*and employees*"

On page 6, section 4, line 20, following "separates" and before "after" insert "*or has separated*".

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

On motion of Senator Henry, the committee amendments were adopted.

It was moved by Senator McCutcheon that the following amendment be adopted:

On page 8, add a new section following section 4 as follows:

"Sec. 5. Section 19, chapter 274, Laws of 1947, as last amended by section 11, chapter 174, Laws of 1963 and RCW 41.40.180 are each amended to read as follows:

(1) On and after April 1, 1949, any member who has attained age sixty or over may retire upon his written application to the retirement board, setting forth at what time, not less than thirty days, nor more than ninety days subsequent to the execution and filing thereof, he desires to be retired: *Provided*, That in the national interest, during time of war engaged in by the United States, the retirement board may extend beyond age sixty, subject to the provisions of subsection (2) of this section, the age at which any member may be eligible to retire.

(2) On and after April 1, 1949, any member who has attained age seventy shall be retired forthwith on the first day of the calendar month next succeeding that in which the said member shall have attained the age of seventy: *Provided*, That a member who has attained the age of seventy is possessed of special skill in the performance of particular duties, the retirement board shall continue such member in service for such period or periods as may be applied for by the governing body of the political subdivision where the member is employed or the head of the department, agency, commission, board and offices of the state: *Provided Further*, That any member holding elective office, having a fixed term to which he has been elected, who has attained age seventy may, at any time thereafter while still in office, apply for and receive a retirement allowance under RCW 41.40.190 and RCW 41.40.290, if otherwise eligible therefor, while continuing to serve as an elective official but such person shall no longer be a member of the retirement system after his retirement as provided for in this subsection.

(3) On and after April 1, 1953, any member who has completed thirty years of service may retire on his written application to the retirement board setting forth at what time, not less than thirty days, nor more than ninety days subsequent to the execution and filing thereof, he desires to be retired, subject to war measures.

(4) The retirement board is authorized to waive advance notice of retirement upon good cause shown."

Renumber the remaining sections consecutively.

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Gissberg, Senate Bill No. 96 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 79, by Senators Hanna, Donohue, Lennart, Lewis and Talley:

Regulating the dairy industry and prices therein.

On motion of Senator Donohue, Substitute Senate Bill No. 79 was substituted for Senate Bill No. 79 and the substitute bill was placed on second reading.

On motion of Senator Hanna, Substitute Senate Bill No. 79 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 245, by Senators Neill and Hanna:

Preserving certain rights of action foreclosed under contractor's registration act.

The bill was read the second time by sections.

On motion of Senator Neill, the following amendment was adopted:

On page 1, section 1, line 9, after "not" strike the balance of section 1 and insert "apply to any agreement or contract or performance of work or breach of contract covering the period from August 1, 1963 to December 24, 1965 or action pending thereon not foreclosed by the entry of a final judgment by or against any person in the business of acting in the capacity of a contractor."

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 245 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 245 and the bill passed the Senate by the following vote: Yeas 45; nays, 1; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lenart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—45.

Those voting nay were: Senator Uhlman—1.

Absent or not voting: Senators Connor, Keefe—2.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 245, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 400, by Senators Herr, Peterson (Ted) and Talley:

Allowing retired policemen to elect classification as vested members.

On motion of Senator Woodall, Senate Bill No. 400 was ordered to retain its place on the second reading calendar for today immediately following Senate Bill No. 161.

Senate Bill No. 293, by Senators Bailey, Washington and Redmon (by Joint Highway Interim Committee request):

Extending joint highways single cab card pilot program through forty-first legislature.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 293 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 293 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Connor, Hanna—2.

Excused: Senator Herr—1.

Senate Bill No. 293, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 294, by Senators Bailey, Washington and Redmon (by Joint Highway Interim Committee request):

Authorizing a permanent single document program for registration of interstate commercial vehicles.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 294 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 294 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Connor—1.

Excused: Senator Herr—1.

Senate Bill No. 294, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 161, by Senators Henry, Kupka and Foley:

Authorizing cities and counties to contract for mental health services.

REPORT OF STANDING COMMITTEE

Senate Bill No. 161:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Authorizing cities and counties to contract for mental health services (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

On line 5, after "boundaries" and before "is authorized" strike "and having a mental health and/or retardation service."

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Henry, the committee amendment was adopted.

On motion of Senator Henry, the following amendment was adopted:

On line 7 strike "from" and insert "with"

On motion of Senator Kupka, the rules were suspended, Engrossed Senate Bill No. 161 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 161 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Connor, Pritchard—2.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 161, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 400, by Senators Herr, Peterson (Ted) and Talley:

Allowing retired policemen to elect classification as vested members.

REPORT OF STANDING COMMITTEE

Senate Bill No. 400:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Allowing retired policemen to elect classification as vested members (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 12, after "cause" and before the comma, insert "other than a felony conviction".

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendment was adopted.

On motion of Senator Talley, the following amendment was adopted:

On page 1, section 1, line 21, strike "*in this 1967 amendatory act*"

It was moved by Senator Woodall that the following amendment be adopted:

On page 2, section 1, line 11, after "act" insert "*Provided, That any member electing to be classified as a vested member shall not be eligible to accept similar employment from any public body while receiving the benefits provided hereunder.*"

Debate ensued.

It was moved by Senator Greive that the amendment be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Rasmussen, Uhlman, Herrmann, Connor, Kupka, Talley, Peterson (Ted), McCutcheon, Cooney and Keefe.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment was laid upon the table by the following vote: Yeas, 24; nays, 18; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Connor, Cooney, Donohue, Faulk, Foley, Greive, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—24.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Freise, Guess, Hallauer, Lennart, Lewis, Marquardt, Metcalf, Neill, Pritchard, Redmon, Stender, Twigg, Williams, Woodall—18.

Absent or not voting: Senators Bailey, Dore, Durkan, Gissberg, Hanna, Ryder—6.

Excused: Senator Herr—1.

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 400 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Talley yield to a question:

"Senator Talley, what is the potential fiscal impact on the cities of this state by reason of this bill?"

Senator Talley:

"Senator Atwood, I don't know. We had no testimony in the committee on this. The cities have come forward with no facts, as far as I know."

Senator Atwood:

"Would Senator Talley yield further:

"Would you agree that it has some great potential impact by allowing the five year additional drawing of a pension?"

Senator Talley:

"I can't see any reason why it should, Senator Atwood. We would mainly be doing the cities a service to get some of these people to retire earlier. You know there are

some men that ought to retire that are being carried along on part pension and on part time, anything just to get them up to their retirement time.”

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 400 and the bill passed the Senate by the following vote: Yeas, 27; nays, 14; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Chytil, Connor, Cooney, Durkan, Foley, Gissberg, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—27.

Those voting nay were: Senators Andersen, Canfield, Donohue, Faulk, Freise, Guess, Hallauer, Lennart, Lewis, Metcalf, Neill, Redmon, Twigg, Woodall—14.

Absent or not voting: Senators Atwood, Bailey, Dore, Marquardt, Pritchard, Ryder, Williams—7.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 400, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 1:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, February 17, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTIETH DAY

MORNING SESSION

Senate Chamber,

Olympia, Wash., Friday, February 17, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Morgan.

On motion of Senator Talley, Senator Morgan was excused.

The Color Guard, consisting of Pages Sidney Snyder II, Color Bearer, and Diane Adamson, presented the Colors.

Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

“As we gather here, O God, thoughts of that deadly struggle across the waters intrude upon our minds, and we pause to pray for all those whose lives may stand in jeopardy before the sun sets. Bring the contending powers to a conference table, we pray, and hasten that day when the brotherhood of man will be a glorious fact.

“As we share together these critical hours may our patriotism and our concern for brotherhood be reflected in a studied faithfulness to our several responsibilities. Grant

that we may give to our work the seriousness, the dedication and the united effort without which neither we nor the soldier can win or long survive. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 16, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred: Senate Bill No. 53,

Senate Bill No. 161,

Senate Bill No. 205,

Senate Bill No. 245,

Senate Bill No. 330 and Senate Bill No. 400, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Marshall A. Neill.

Senate Bill No. 184:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Authorizing a lien for towing and storage of vehicles (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,

....., *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 301:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Protecting pupils in public schools from mandatory personality testing, diagnosis, and treatment (reported by Committee on Education):

MAJORITY recommends that it do pass as amended.

Robert C. Ridder, *Chairman*.

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 320:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Amending generally the agricultural laws of state (reported by Committee on Agriculture and Horticulture):

Recommends that it do pass as amended.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint rules for second reading.

Senate Bill No. 412:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Regulating sale of kosher products and prescribing penalties (reported by Committee on Agriculture and Horticulture):

Recommends that it do pass as amended. Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 86:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Amending inspection fees for imported oyster seed (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass as amended.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 160:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Changing due date on catch fees to last day of the month (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 296:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Authorizing mutual benefit associations of producers of agricultural products (reported by Committee on Agriculture and Horticulture):

Recommend that it do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

GUBERNATORIAL APPOINTMENT

State of Washington, Office of the Governor,
Olympia, February 9, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the position of Member, State Board of Pharmacy, subject to your confirmation:

Sanford Thal, appointed January 21, 1967, for a term ending January 21, 1971, succeeding Clarence Olberg.

Sincerely,

DANIEL J. EVANS,
Governor.

Referred to Committee on Medicine, Dentistry, Public Health, Air and water pollution.

MOTIONS

On motion of Senator Uhlman, the Senate returned to the first order of business.

On motion of Senator Uhlman, the Committee on State Government was relieved of further consideration of Senate Bill No. 480.

On motion of Senator Uhlman, Senate Bill No. 480 was referred to the Committee on Judiciary.

On motion of Senator Uhlman, the Committee on State Government was relieved of further consideration of Senate Bill No. 504.

On motion of Senator Uhlman, Senate Bill No. 504 was referred to the Judiciary Committee.

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

SECOND READING OF BILLS

Senate Bill No. 67, by Senators Freise, Hanna and Washington (by Departmental request):

Amending the occupational driver's license law.

On motion of Senator Freise, Senate Bill No. 67 was ordered to retain its place on the second reading calendar for today immediately following consideration of Substitute Senate Bill No. 79.

Senate Bill No. 286, by Senators Knoblauch and Freise (by Departmental request):

Regulating motor vehicle wreckers.

The bill was read the second time by sections.

On motion of Senator Freise, the following amendment was adopted:

On page 4, section 5, line 22, after "wreckers" and before "records" insert "premises and"

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 286 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would Senator Knoblauch yield to a question:

"Senator, you have mentioned the particular concern in the 30th District. I think you are acquainted with the problem at 260th and the freeway where the freeway was built after the wrecking yard had been established and the department of highways built a high fill on one side. Under this act I would like for the record at least to show that under the circumstances that particular operator wouldn't be penalized to the end that he will be put out of business unless he has a high fence built."

Senator Knoblauch:

"I will be happy to put a statement in the record. It is our intent that this would permit the director of highways to specify that some fence should be erected and in those cases where some fence would be required, that 'some fence' could be a barbed wire fence."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 286 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Henry—1.

Excused: Senator Morgan—1.

Engrossed Senate Bill No. 286, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 96, by Senators Ryder and Bailey (by Departmental request):

Revising state employees' retirement system laws.

On motion of Senator McCutcheon, Senate Bill No. 96 was ordered to retain its place on the second reading calendar immediately following consideration of Senate Bill No. 63.

Substitute Senate Bill No. 79, by Committee on Agriculture and Horticulture:

Regulating the dairy industry and prices therein.

On motion of Senator Hanna, Substitute Senate Bill No. 79 was ordered to retain its place on the second reading calendar immediately following consideration of Senate Bill No. 270.

Senate Bill No. 67, by Senators Freise, Hanna and Washington (by Departmental request):

Amending the occupational driver's license law.

On motion of Senator Greive, Senate Bill No. 67 was ordered to retain its place at the beginning of the second reading calendar for this evening.

Senate Bill No. 93, by Senators McCormack, Hanna and Pritchard:

Permitting certain property owners to utilize existing port district sewer and water utilities.

REPORT OF STANDING COMMITTEE

Senate Bill No. 93:

Senate Chamber,
Olympia, Wash., January 19, 1967.

Permitting certain property owners to utilize existing port district sewer and water utilities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

On line 13, after "*commission.*" insert "*Such conditions and rates shall be sufficient to reimburse the port for call costs caused by or incidental to providing such utilities: Provided, That no port shall enter into an agreement or contract to provide sewer and/or water utilities if substantially similar utilities are available to such adjacent property owners from another source (or sources) which is willing to provide such utilities on a reasonable and nondiscriminatory basis.*"

....., Chairman.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

The bill was read the second time by sections.

It was moved by Senator McCormack that the committee amendment be adopted.

On motion of Senator McCormack, the following amendment to the committee amendment was adopted:

On line 2 of the committee amendment, after "costs" insert ", including reasonable amortization of capital outlays"

On motion of Senator McCormack, the committee amendment as amended was adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 93 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 93 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Keefe, Knoblauch, Kupka, Lenart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams—43.

Absent or not voting: Senators Bailey, Henry, Herr, Twigg, Woodall—5.

Excused: Senator Morgan—1.

Engrossed Senate Bill No. 93, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 16, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 72,

Engrossed House Bill No. 210,

Engrossed House Bill No. 261,

Engrossed Substitute House Bill No. 330, and the same are herewith transmitted.

Malcolm McBeath, Chief Clerk.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIAL AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 508, by Senator Talley:

An Act relating to sewer districts; providing procedure for consolidations and mergers thereof; and adding a new chapter to Title 56 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 509, by Senator Uhlman:

An Act relating to employment security; exempting certain ski instructors; and adding a new section to chapter 35, Laws of 1945 and to chapter 50.04 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 510, by Senators Washington, Andersen, Neill, Redmon, Knoblauch, Pritchard, Donohue, Uhlman, Williams, Mardesich, McCormack, Lennart, Freise, Hallauer, Peterson (Lowell), Ridder, Faulk and Marquardt:

An Act relating to regulation of outdoor advertising within the rights of way and upon lands adjacent to certain state highways; authorizing adoption of regulations and agreement with the federal government; authorizing maintenance of information centers; authorizing payment of compensation upon removal of signs; creating a special highway advertising control account; providing for permits and fees; defining a public nuisance; providing penalties therefor; amending section 1, chapter 96, Laws of 1961 and RCW 47.42.010; amending section 2, chapter 96, Laws of 1961 and RCW 47.42.020; amending section 4, chapter 96, Laws of 1961 and RCW 47.42.040; amending section 6, chapter 96, Laws of 1961 and RCW 47.42.060; amending section 10, chapter 96, Laws of 1961 as amended by section 55, chapter 3, Laws of 1963 extraordinary session, and RCW 47.42.100; amending section 11, chapter 96, Laws of 1961 and RCW 47.42.110; amending section 12, chapter 96, Laws of 1961 and RCW 47.42.120; amending section 13, chapter 96, Laws of 1961 and RCW 47.42.130; and adding new sections to chapter 96, Laws of 1961 and to chapter 47.42 RCW.

Referred to Committee on Highways.

Senate Bill No. 511, by Senator Mardesich:

An Act relating to public highways and toll bridges; and adding a new section to chapter 13, Laws of 1961 and to chapter 47.01 RCW.

Referred to Committee on Highways.

Senate Bill No. 512, by Senator Durkan:

An Act relating to public funds; and amending section 36.29.020, chapter 4, Laws of 1963 as amended by section 2, chapter 111, Laws of 1965, and RCW 36.29.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 513, by Senator Mardesich:

An Act relating to public highways; and amending section 47.20.050, chapter 13, Laws of 1961 and RCW 47.20.050.

Referred to Committee on Highways.

Senate Bill No. 514, by Senators Andersen and McCormack:

An Act relating to indebtedness of taxing districts; amending section 1, page 324, Laws of 1909, as last amended by section 1, chapter 163, Laws of 1953, and RCW 28.51.010; and amending section 1, chapter 143, Laws of 1917, as last amended by section 1, chapter 227, Laws of 1959 and RCW 39.36.020.

Referred to Committee on Ways and Means.

Senate Bill No. 515, by Senators Peterson (Lowell), Hanna, Cooney and Peterson (Ted):

An Act relating to veterans' preferences in public employment; and

amending section 1, chapter 189, Laws of 1945 as last amended by section 1, chapter 9, Laws of 1953 extraordinary session and RCW 41.04.010.

Referred to Committee on State Government.

Senate Bill No. 516, by Senators Stender and Knoblauch:

An Act relating to Green River watershed project in King county; providing for contribution by the state of Washington thereto; and making an appropriation.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 517, by Senator Stender:

An Act relating to the control of flood waters, and the protection of life and property therefrom; authorizing contributions by the state of Washington to its political subdivisions for flood control projects.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 518, by Senators Freise and Rasmussen:

An Act relating to industrial insurance; and amending section 51.24.010, chapter 23, Laws of 1961 as amended by section 7, chapter 274, Laws of 1961 and RCW 51.24.010.

Referred to Committee on Labor and Social Security.

Senate Bill No. 519, by Senators Woodall, Cooney and Greive:

An Act relating to actions by parents for death of or injury to their children; and amending section 9, page 4, Laws of 1869 as last amended by section 1, chapter 191, Laws of 1927 and RCW 4.24.010.

Referred to Judiciary Committee.

Senate Bill No. 520, by Senators Greive and Peterson (Ted):

An Act relating to crimes and punishment; amending section 1, chapter 32, Laws of 1965 and RCW 9.54.140; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 521, by Senators Gissberg, Guess and Mardesich:

An Act relating to public utility district commissioners; and amending section 4, chapter 1, Laws of 1931 as last amended by section 9, chapter 265, Laws of 1959, and RCW 54.12.010.

Referred to Committee on Public Utilities.

Senate Bill No. 522, by Senators Lennart, Dore and Peterson (Ted):

An Act relating to taxation and revenue.

Referred to Committee on Ways and Means.

Senate Bill No. 523, by Senators Herrmann, Connor and Woodall (by Joint Interim Committee on Insurance request):

An Act relating to insurance; amending section 18.14, chapter 79, Laws of 1947 as amended by section 11, chapter 193, Laws of 1957 and RCW 48.18.140; amending section 18.29, chapter 79, Laws of 1947 and RCW 48.18.290; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.18 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 524, by Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request):

An Act relating to insurance; adding a new section to chapter 79, Laws of 1947 and to Title 48 RCW; and declaring an emergency.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 525, by Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request):

An Act relating to insurance; amending section 6, chapter 229, Laws of 1951 and RCW 48.20.025; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.20 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 526, by Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request):

An Act relating to insurance; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.20 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 527, by Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request):

An Act relating to insurance; and adding a new section to chapter 79, Laws of 1947 and to Title 48 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

The President called upon Vice President Pro Tempore Kupka to preside:

Senate Bill No. 528, by Senator McCutcheon:

An Act relating to civil procedure; and providing discovery in personal injury litigation of the existence, nature and extent of applicable liability insurance.

Referred to Judiciary Committee.

Senate Bill No. 529, by Senators Herrmann, Dore and Woodall:

An Act relating to state government; authorizing the departments thereof to procure accidental death and dismemberment insurance for state employees and state elected officials including legislators while passengers on nonscheduled aircraft flights; and amending section 1, chapter 68, Laws of 1965 extraordinary session and RCW 43.01.120.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 530, by Senators Durkan, Foley and Dore:

An Act relating to state government and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for needful land acquisition and buildings for the department of general administration; providing ways and means to pay said bonds; making appropriations, and providing for submission of this act to a vote of the people.

Referred to Committee on Ways and Means.

Senate Bill No. 531, by Senators Durkan, Foley and Dore:

An Act relating to state government and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for needful land acquisition and buildings for the parks and recreation commission; providing ways and means to pay said bonds; making appropriations; and providing for submission of this act to a vote of the people.

Referred to Committee on Ways and Means.

Senate Bill No. 532, by Senators Durkan, Foley and Dore:

An Act relating to state government and the support thereof; authorizing

the issuance and sale of state general obligation bonds to provide for needful land acquisition and buildings for institutions of higher education and the department of institutions; providing ways and means to pay said bonds; making appropriations; and providing for submission of this act to a vote of the people.

Referred to Committee on Ways and Means.

Senate Bill No. 533, by Senators Mardesich, Woodall and Gissberg:

An Act relating to public employment; authorizing the transfer of membership from one state retirement system to another; prescribing procedures, functions, duties and responsibilities in relation thereto; and adding a new section to chapter 41.04 RCW.

Referred to Committee on State Government.

Senate Bill No. 534, by Senators Neill and Donohue:

An Act relating to trespass; amending section 1, page 124, Laws of 1890 as last amended by section 1, chapter 139, Laws of 1913 and RCW 9.83.060, and prescribing penalties.

Referred to Judiciary Committee.

Senate Bill No. 535, by Senators Washington and Williams:

An Act relating to highways; amending section 47.12.010, chapter 13, Laws of 1961 and RCW 47.12.010; and repealing section 62, chapter 170, Laws of 1965 extraordinary session and RCW 47.12.250.

Referred to Committee on Highways.

Senate Bill No. 536, by Senators Bailey and Dore:

An Act relating to the state-wide city employees' retirement system; amending section 3, chapter 71, Laws of 1947 as last amended by section 1, chapter 227, Laws of 1961 and RCW 41.44.030, and amending section 7, chapter 71, Laws of 1947 and RCW 41.44.070.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 537, by Senators Williams and Greive:

An Act relating to cities and towns; authorizing the issuance and sale of bonds for construction and development of public parks in conjunction with off-street parking space and facilities; amending section 35.41.010, chapter 7, Laws of 1965 and RCW 35.41.010; amending section 35.86.010, chapter 7, Laws of 1965 and RCW 35.86.010; amending section 35.86.020, chapter 7, Laws of 1965 and RCW 35.86.020; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 538, by Senators Bailey, Gissberg and Greive:

An Act relating to state government and state civil service; and amending section 15, chapter 1, Laws of 1961 and RCW 41.06.150.

Referred to Committee on State Government.

Senate Bill No. 539, by Senators Uhlman and Atwood:

An Act relating to crimes and criminal procedures; amending section 12, page 78, Laws of 1854, as last amended by section 1, chapter 112, Laws of 1919, and RCW 9.48.030; amending section 3, page 76, Laws of 1854, as last amended by section 1, chapter 52, Laws of 1951, and RCW 10.01.060; and amending section 87, page 115, Laws of 1854, as last amended by section 1062, Code of 1881, and RCW 10.49.010.

Referred to Judiciary Committee.

Senate Bill No. 540, by Senators Peterson (Ted), Talley and Marquardt:

An Act relating to taxation; and amending section 82.04.390, chapter 15, Laws of 1961 and RCW 82.04.390.

Referred to Committee on Ways and Means.

Senate Bill No. 541, by Senators Keefe, Guess and Morgan:

An Act relating to highways; adding the Spokane river bridge to the state highway system; providing for the retirement of obligations on certain toll facilities; adding a new section to chapter 13, Laws of 1961 and to chapter 47.20 RCW; and making appropriations.

Referred to Committee on Highways.

Senate Bill No. 542, by Senators Washington and Guess:

An Act relating to motor vehicle equipment; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.37 RCW.

Referred to Committee on Highways.

Senate Bill No. 543, by Senator Washington:

An Act relating to cemetery districts; providing an annexation procedure; and adding a new section to chapter 6, Laws of 1947 and to chapter 68.16 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 544, by Senators Washington, Donohue and Guess:

An Act relating to highways; amending section 47.04.020; chapter 13, Laws of 1961 as amended by section 3, chapter 24, Laws of 1963 and RCW 47.04.020; amending section 47.04.010, chapter 13, Laws of 1961 and RCW 47.04.010; amending section 1, chapter 24, Laws of 1963 and RCW 47.36.095; amending section 47.20.640, chapter 13, Laws of 1961 and RCW 47.20.640; amending section 47.08.060, chapter 13, Laws of 1961 and RCW 47.08.060; adding a new section to chapter 13, Laws of 1961 and to chapter 47.36 RCW; repealing section 2, chapter 24, Laws of 1963 and RCW 47.36.096; and repealing section 47.04.030, chapter 13, Laws of 1961 and RCW 47.04.030.

Referred to Committee on Highways.

Senate Bill No. 545, by Senator Washington:

An Act relating to public highways; amending section 47.10.706, chapter 13, Laws of 1961 and RCW 47.10.706; amending section 47.10.724, chapter 13, Laws of 1961 and RCW 47.10.724; repealing sections 1 through 11, chapter 163, Laws of 1965 extraordinary session and RCW 47.10.740 through 47.10.750; and making appropriations.

Referred to Committee on Highways.

Senate Bill No. 546, by Senators Washington and Hallauer:

An Act relating to employment of counsel by public utility districts; and adding a new section to chapter 54.16 RCW.

Referred to Judiciary Committee.

Senate Bill No. 547, by Senators Talley, Greive, Bailey and McCormack:

An Act to authorize the incorporation with respect to the several municipalities, including cities, towns, counties, and port districts in this state of nonprofit public corporations for the purpose of promoting industry, developing trade, and furthering the use of agricultural and natural resources; to provide the method of organizing such corporations and the management thereof; to specify the powers of such corporation; to authorize such corporations to issue bonds, payable solely from the revenues and receipts derived

from any such properties and to secure such bonds by pledges of such revenues and receipts and by mortgages on such property; to authorize the refunding of any such bonds; to provide that all bonds of such corporations shall be negotiable instruments; to provide for remedies in the event of default on such bonds; to exempt from taxation such corporations and their income, and their bonds and the income therefrom; to provide that such municipalities shall be not liable for any obligations or agreements of such corporation; to provide for the disposition of any earnings of the corporation; to provide that upon dissolution of such corporation all funds held by them and title to their properties shall vest in the municipalities, with respect to which they are organized; to provide for the filing of the articles of incorporation, deeds to such corporations, and their mortgages and certificates of dissolution without the payment of any taxes; and to provide that this act shall be cumulative and not restrictive of powers otherwise provided by law.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 548, by Senators Talley and Williams:

An Act relating to cities and towns, concerning annexation; adding new sections to chapter 7, Laws of 1965, and to chapter 35.13 RCW; amending section 35.13.090, chapter 7, Laws of 1965, as amended by section 7, chapter 88, Laws of 1965 extraordinary session and RCW 35.13.090; and amending section 35.13.172, chapter 7, Laws of 1965 and RCW 35.13.172.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 549, by Senators Rasmussen and Lennart:

An Act relating to elections; amending section 29.79.080, chapter 9, Laws of 1965 and RCW 29.79.080; and adding a new section to chapter 9, Laws of 1965 and to chapter 29.79 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 550, by Senators Rasmussen and Metcalf:

An Act relating to crimes and punishment; providing for personal recognition of persons accused of bailable crimes and offenses; and adding a new section to chapter 10.19 RCW.

Referred to Judiciary Committee.

Senate Bill No. 551, by Senators Greive, Cooney and Marquardt:

An Act relating to industrial insurance appeals; amending section 51.52.106, chapter 23, Laws of 1963 as last amended by section 4, chapter 165, Laws of 1965 extraordinary session, and RCW 51.52.106; amending section 51.52.120, chapter 23, Laws of 1961 as amended by section 1, chapter 63, Laws of 1965 extraordinary session and RCW 51.52.120; amending section 51.52.130, chapter 23, Laws of 1961 and RCW 51.52.130; amending section 51.52.132, chapter 23, Laws of 1961 as amended by section 2, chapter 63, Laws of 1965 extraordinary session and RCW 51.52.132; and adding new sections to chapter 23, Laws of 1961 and to chapter 51.52 RCW; and providing penalties.

Referred to Committee on Labor and Social Security.

Senate Bill No. 552, by Senator Talley:

An Act relating to cities and towns; and regulating construction and reconstruction work by and for cities of the first class.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 553, by Senators McCutcheon, Greive and Metcalf:

An Act relating to elections; amending section 29.13.010, chapter 9, Laws of 1965 as amended by section 2, chapter 123, Laws of 1965, and RCW 29.13.010; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 554, by Senators Washington, Dore, Faulk, Knoblauch, Ridder, Connor and Uhlman:

An Act relating to state government; creating a mass transit authority and prescribing its powers and duties; abolishing the Washington toll bridge authority and transferring its powers and duties and making an effective date.

Referred to Committee on Highways.

Senate Bill No. 555, by Senators Pritchard, Lewis and Henry (by Secretary of State request):

An Act relating to elections; and amending sections 29.27.072, 29.27.074 and 29.27.076, chapter 9, Laws of 1965 and RCW 29.27.072, 29.27.074 and 29.27.076.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 556, by Senator Lewis (by Secretary of State request):

An Act relating to elections; and adding a new section to chapter 9, Laws of 1965 and to chapter 29.04 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 557, by Senator Kupka:

An Act relating to motor vehicles and motor vehicle licensing; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.16 RCW.

Referred to Committee on Highways.

Senate Bill No. 558, by Senator Kupka:

An Act relating to off-street parking facilities owned by cities or towns and amending section 35.86.010, chapter 7, Laws of 1965 and RCW 35.86.010; amending section 35.86.040, chapter 7, Laws of 1965 and RCW 35.86.040; amending section 35.86.070, chapter 7, Laws of 1965 and RCW 35.86.070.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 559, by Senator Kupka:

An Act relating to labor relations; and providing a procedure for settlement of disputes arising in health care activities.

Referred to Committee on Labor and Social Security.

Senate Bill No. 560, by Senators Uhlman, Washington, McCutcheon, Lennart, Gissberg, Neill and Hanna:

An Act relating to solicitation of funds for charity; and providing penalties for offenses relating thereto.

Referred to Judiciary Committee.

Senate Bill No. 561, by Senators Herrmann, Dore and Connor:

An Act relating to insurance; and adding a new section to chapter 79, Laws of 1947 and to Title 48 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 562, by Senators Herrmann, Cooney and Woodall:

An Act relating to insurance; and amending section 19.04, chapter 79, Laws of 1947 and RCW 48.19.040.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 563, by Senators Keefe, Connor and Greive:

An Act relating to firemen's pensions; and amending section 3, chapter 82, Laws of 1957 as amended by section 3, chapter 5, Laws of 1959, and RCW 41.16.090.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 564, by Senators Dore, Morgan and McCormack:

An Act relating to real estate brokers and real estate salesmen; specifying that discrimination because of race, creed, color or national origin is a ground for suspension or revocation of the license of a real estate broker or salesman; and amending section 19, chapter 252, Laws of 1941 as last amended by section 12, chapter 235, Laws of 1953, and RCW 18.85.230.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 565, by Senator Dore (by Departmental request):

An Act relating to insurance; providing for the licensing and regulation of insurance premium finance companies; placing restrictions on the financing of insurance premiums by premium finance companies and other persons regulated by the insurance commissioner; adding a new chapter to chapter 79, Laws of 1947 and to Title 48 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 566, by Senators Andersen and Hanna:

An Act relating to public use of lands owned by the state of Washington. Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 567, by Senators Andersen, Durkan and Lewis:

An Act relating to school building sites; providing for their acquisition and sale; creating a special fund; and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 568, by Senator Andersen:

An Act relating to state-owned lands granted to the state of Washington by the enabling act; providing procedures whereby the full market value rental shall be ascertained when such lands are used for state park purposes; and repealing section 16, chapter 56, Laws of 1965 and RCW 79.08.107.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 569, by Senator Cooney:

An Act relating to game and game fish; adding a new section to chapter 36, Laws of 1955 and to chapter 77.16; defining crimes; and prescribing penalties.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Bill No. 570, by Senator Dore:

An Act relating to revenue and taxation; levying excise taxes on mobile homes and travel trailers; amending sections 82.50.010, 82.50.020, 82.50.040, 82.50.050, 82.50.070, 82.50.101, 82.50.130 through 82.50.160 and 82.50.180

through 82.50.200, chapter 15, Laws of 1961 and RCW 82.50.010, 82.50.020, 82.50.040, 82.50.050, 82.50.070, 82.50.101, 82.50.130 through 82.50.160 and 82.50.180 through 82.50.200; amending section 82.50.030, chapter 15, Laws of 1961 as last amended by section 29, chapter 173, Laws of 1965 extraordinary session and RCW 82.50.030; amending section 82.50.105, chapter 15, Laws of 1961 as last amended by section 1, chapter 92, Laws of 1965 extraordinary session and RCW 82.50.105; amending section 82.50.110, chapter 15, Laws of 1961 as amended by section 2, chapter 92, Laws of 1965 extraordinary session and RCW 82.50.110; amending section 82.50.120, chapter 15, Laws of 1961 as amended by section 9, chapter 199, Laws of 1963 and RCW 82.50.120; and adding a new section to chapter 15, Laws of 1961 and to chapter 82.50 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 571, by Senator Mardesich:

An Act relating to public highways; and amending section 47.20.010, chapter 13, Laws of 1961 as last amended by section 1, chapter 170, Laws of 1965 extraordinary session and RCW 47.20.010.

Referred to Committee on Highways.

Senate Bill No. 572, by Senator Andersen:

An Act relating to crimes and criminal procedure; prescribing penalties; and adding a new section to chapter 249, Laws of 1909 and to chapter 9.92 RCW.

Referred to Judiciary Committee.

Senate Bill No. 573, by Senator Mardesich:

An Act relating to telephone companies; prohibiting the leasing of transmission facilities to certain unfranchised television cable companies; and adding a new section to chapter 14, Laws of 1961 and to chapter 80.36 RCW.

Referred to Committee on Public Utilities.

Senate Bill No. 574, by Senator Mardesich:

An Act relating to State Government; and creating a transportation agency.

Referred to Committee on Highways.

Senate Bill No. 575, by Senator Mardesich:

An Act relating to state government; and creating a state transportation commission.

Referred to Committee on Highways.

Senate Bill No. 576, by Senator Durkan:

An Act relating to revenue and taxation and the local processing of state timber.

Referred to Committee on Ways and Means.

Senate Bill No. 577, by Senator Hallauer:

An Act relating to garnishments; amending section 6, chapter 56, Laws of 1893 and RCW 7.32.100; amending section 10, chapter 56, Laws of 1893 and RCW 7.32.150; amending section 9, chapter 56, Laws of 1893 as amended by section 2, chapter 44, Laws of 1933 extraordinary session and RCW 7.32.130; amending section 4, chapter 160, Laws of 1909, as amended by section 4, chapter 126, Laws of 1911 and RCW 12.32.040; amending section 8, chapter 160, Laws of 1909 and RCW 12.32.080; amending section 10, chapter 160, Laws of 1909 and RCW 12.32.100; and amending section 23, chapter 56, Laws of 1893, as last amended by section 1, chapter 13, Laws of 1963 and RCW 7.32.280.

Referred to Judiciary Committee.

Senate Bill No. 578, by Senator Durkan:

An Act relating to municipal corporations.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 579, by Washington, Knoblauch and Pritchard:

An Act relating to junkyards; defining terms; prohibiting location along certain highways; requiring certain junkyards to be screened; requiring removal of junk; providing authority to pay compensation in certain situations; declaring a nuisance; and providing penalties for violation of this act.

Referred to Committee on Highways.

Senate Bill No. 580, by Senator Mardesich:

An Act relating to state government; creating the state office of planning in the office of director of the budget and setting forth its powers and duties; creating the position of state planning officer and setting forth his powers and duties; creating a state planning advisory committee and setting forth its powers and duties; transferring certain powers and duties of the department of commerce and economic development to the office of director of the budget and making an effective date therefor; transferring certain books, records, documents, files and other writings and certain funds; amending section 43.41.020, chapter 8, Laws of 1965 and RCW 43.41.020; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.41 RCW.

Referred to Committee on State Government.

Senate Bill No. 581, by Senators Dore, Uhlman, Twigg and Marquardt:

An Act relating to the sale or other disposition of subdivided lands; adding a new chapter to Title 18 RCW; prescribing penalties; and declaring an emergency.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 582, by Senator Ryder:

An Act relating to banks and trust companies; authorizing establishment of branch banks on military reservations; and amending section 30.40.020, chapter 33, Laws of 1955 and RCW 30.40.020.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 583, by Senators Ridder and Rasmussen:

An Act relating to industrial insurance; and amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 extraordinary session, and RCW 51.32.090.

Referred to Committee on Labor and Social Security.

Senate Bill No. 584, by Senator Talley:

An Act relating to sewer districts and the annexation of territory thereto.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 585, by Senator Marquardt:

An Act relating to insurance; imposing a surcharge thereon and providing for the disposition thereof; conferring certain powers and imposing certain duties; providing for the promulgation of certain rules; and providing penalties.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 586, by Senator Gissberg:

An Act relating to state government; and providing for the distribution of funds to cities and towns.

Referred to Committee on Ways and Means.

Senate Bill No. 587, by Senator Washington:

An Act relating to public highways; and amending section 47.20.050, chapter 13, Laws of 1961 and RCW 47.20.050.

Referred to Committee on Highways.

Senate Bill No. 588, by Senators Sandison, Lewis, Ryder, Neill, Hallauer and McCormack:

An Act relating to education; and providing for a new four-year college in the state of Washington.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 589, by Senators Sandison, Lewis, Ryder, Neill, Hallauer, and McCormack:

An Act relating to public higher education.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 590, by Senators Peterson (Ted), Metcalf and Hallauer:

An Act relating to crimes and punishment.

Referred to Judiciary Committee.

Senate Bill No. 591, by Senators Uhlman and Atwood:

An Act relating to crimes and punishments; and providing for bail.

Referred to Judiciary Committee.

Senate Bill No. 592, by Senator Ridder:

An Act relating to education.

Referred to Committee on Education.

Senate Bill No. 593, by Senator Ridder:

An Act relating to education.

Referred to Committee on Education.

Senate Bill No. 594, by Senator Lewis:

An Act relating to education; and providing for a new four-year college in the state of Washington.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 595, by Senator Hanna:

An Act relating to public utilities.

Referred to Committee on Public Utilities.

Senate Bill No. 596, by Senator Talley:

An Act relating to counties.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 597, by Senators Rasmussen and Ridder:

An Act relating to hospital charges and rates.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 598, by Senator Talley:

An Act relating to education; and providing for the establishment of a four-year state college.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 599, by Senator Talley:

An Act relating to cities and towns.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 600, by Senator Durkan:

An Act relating to revenue and taxation.

Referred to Committee on Ways and Means.

Senate Bill No. 601, by Senator Durkan:

An Act relating to revenue and taxation.

Referred to Committee on Ways and Means.

Senate Bill No. 602, by Senator Kupka:

An Act relating to handicapped or retarded children.

Referred to Committee on Public Institutions.

Senate Bill No. 603, by Senator Bailey:

An Act relating to the regulation of businesses and professions; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 604, by Senator Andersen:

An Act relating to education; and making an appropriation.

Referred to Committee on Education.

Senate Bill No. 605, by Senator Washington:

An Act relating to highways and the support thereof.

Referred to Committee on Highways.

Senate Bill No. 606, by Senators Dore and Connor:

An Act relating to government; and providing for the consolidation of certain units of local government.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 607, by Senators Dore and Connor:

An Act relating to local units of government.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 608, by Senator Andersen:

An Act relating to community colleges.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 609, by Senator Andersen:

An Act relating to education; and providing for the creation and administration of community colleges.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 610, by Senator Andersen:

An Act relating to education; and making appropriations.

Referred to Committee on Education.

Senate Bill No. 611, by Senator Ridder:

An Act relating to education.

Referred to Committee on Education.

Senate Bill No. 612, by Senator Ridder:

An Act relating to vocational education.

Referred to Committee on Education.

Senate Bill No. 613, by Senator Dore:

An Act relating to state government; and establishing a legislative operations and facilities commission.

Referred to Committee on State Government.

Senate Joint Memorial No. 14, by Senators Metcalf, Bailey and Redmon:
Seeking income tax reductions for businesses contributing to certain secondary schools.

Referred to Committee on Higher Education and Libraries.

Senate Joint Resolution No. 21, by Senators Washington, Pritchard and McCormack:

Proposing a constitutional amendment to permit the holding of a new constitutional convention.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 22, by Senators McCutcheon and Talley:

Removing constitutional limitation on legislators assuming other public office.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 23, by Senators Uhlman, Williams, Gissberg and Marquardt:

Reducing school levy vote requirements.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 24, by Senators Gissberg and Kupka:

Providing for filling of vacancies in partisan offices.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 25, by Senators Williams and Uhlman:

Authorizing the use of tax revenues resulting from certain public improvements to help finance such improvements.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bills No. 510, 515, 547, 554, 560, 581, 588, 589 and Senate Joint Resolution No. 23.

Senate Joint Resolution No. 26, by Senators McCutcheon and Greive:

Providing for regular legislative apportionment.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 27, by Senators Woodall, Hallauer and Ryder:
Amending the Constitution concerning qualifications of judges.

Referred to Judiciary Committee.

The Vice President Pro Tempore called upon Senator Gissberg to preside.

Senate Concurrent Resolution No. 7, by Senator Kupka:

Commending Dr. Garrett Heyns.

On motion of Senator Kupka the rules were suspended to permit the additional names of Senators Freise and Herrmann as sponsors to Senate Concurrent Resolution No. 7.

On motion of Senator Kupka, the rules were suspended, Senate Concurrent Resolution No. 7 was advanced to second reading and read the second time in full.

On motion of Senator Kupka, the rules were suspended, Senate Concurrent Resolution No. 7 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 72, by Representatives Copeland, Garrett and Flanagan (by Legislative Council request):

An Act relating to the department of natural resources; authorizing development, operation and acquisition of outdoor recreation areas and participation in outdoor recreation funding measures; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.30 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 210, by Representatives Adams, Chatalas, and Humiston:

An Act relating to licensed practical nurses; amending section 1, chapter 222, Laws of 1949 as amended by section 1, chapter 15, Laws of 1963 and RCW 18.78.010; amending section 2, chapter 222, Laws of 1949 and RCW 18.78.020; amending section 5, chapter 222, Laws of 1949 and RCW 18.78.050; amending section 10, chapter 222, Laws of 1949 as amended by section 4, chapter 15, Laws of 1963 and RCW 18.78.090; amending section 18, chapter 222, Laws of 1949 and RCW 18.78.170; amending section 14, chapter 288, Laws of 1961 and RCW 18.88.285; adding two new sections to chapter 222, Laws of 1949 and to chapter 18.78 RCW; repealing section 5, chapter 15, Laws of 1963 and RCW 18.78.181; and providing penalties.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 261, by Representatives Swayze, Bottiger, Sawyer, Marzano, Humiston, Gallagher, Brouillet, Sheridan, Juelling and Newschwander:

An Act relating to the superior courts and the number of judges therein in certain counties; and amending section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 48, Laws of 1963, and RCW 2.08.061; and amending section 4, chapter 125, Laws of 1951, as amended by section 2, chapter 48, Laws of 1963, and RCW 2.08.062; and amending section 6, chapter 125, Laws of 1951, as last amended by section 1, chapter 35, Laws of 1963, and RCW 2.08.064; and declaring an emergency.

Referred to Judiciary Committee.

Engrossed Substitute House Bill No. 330, by Committee on Public Institutions and Youth Development:

An Act relating to crimes and punishment; granting counties power to employ probation officers; amending section 1, chapter 24, Laws of 1905 as last amended by section 1, chapter 227, Laws of 1957 and RCW 9.92.060; amending section 4, chapter 227, Laws of 1957 and RCW 9.95.210; and declaring an emergency.

Referred to Judiciary Committee.

Senator Gissberg called upon President Pro Tempore Henry to preside.

SECOND READING OF BILLS

Senate Bill No. 332, by Senators Gissberg, Peterson (Lowell), Lewis and Metcalf:

Permitting leasing of state forest board lands to counties for park purposes.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 332 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 332 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Dore, Faulk, Guess, Hallauer, Lennart—5.

Senate Bill No. 332, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Joint Resolution No. 5, by Senators Ryder, Sandison and Foley (by Public Pension Commission request):

Investing of pension funds, constitutional amendment.

The resolution was read the second time in full.

Senators Bailey, Cooney and Kupka demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Guess and Hallauer.

On motion of Senator Hanna, Senator Hallauer was excused.

On motion of Senator Neill, Senator Guess was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

On motion of Senator Ryder, the rules were suspended, Senate Joint Resolution No. 5 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Peterson (Ted):

"Mr. President, would Senator Ryder yield:

"Senator Ryder, is there a limitation percentagewise as to how much of the funds could be invested and, number two, with the drop in the market in November on

common stocks, there were some decidedly heavy drops and this would affect your fund materially, would it not? Some of the stocks have never come back since then and if you are investing in common stocks, you have to roll with the market."

Senator Ryder:

"In answer to your first question, any limitation which would be adopted would be up to the next session of the legislature, Senator Peterson. This is merely amending the Constitution so that the legislature would have control in what they want the pension system to invest, so the next legislature could put a limitation on it. The implementing legislation undoubtedly would be passed next session. Now insofar as the ups and downs of the stock market are concerned, yes, this is true, it does go up and down, but what we are talking about here are long range income markets from stocks which are what will help in paying the benefits afterwards and I think if you take a look at the bond market which was dropping last fall also, that has not come back either. Short term bonds have come back some but the long term bonds haven't and certainly not the corporate bonds."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 5 and the Resolution passed the Senate by the following vote: Yeas, 40; nays, 8; excused 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Washington, Williams, Woodall—40.

Those voting nay were: Senators Gissberg, Lennart, McCutcheon, McMillan, Mårdesich, Neill, Talley, Uhlman—8.

Excused: Senator Guess—1.

Senate Joint Resolution No. 5, having received the constitutional two-thirds majority, was declared passed.

Senate Joint Resolution No. 17, by Senators Neill, Sandison, Foley, Ryder, Atwood and Gissberg:

Submitting to voters constitutional amendment creating state building authority.

REPORT OF STANDING COMMITTEE

Senate Joint Resolution No. 17:

Senate Chamber,

Olympia, Wash., February 13, 1967.

Submitting to voters constitutional amendment creating state building authority (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

On page 1, line 13, after "government" insert " , excluding municipalities,"

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Frank W. Foley, R. R. Bob Greive, Wilbur G. Hallauer, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

The resolution was read the second time in full.

On motion of Senator Neill, the committee amendment was laid upon the table.

On motion of Senator Neill, the following amendment was adopted:

On line 19 before "The" insert "This section shall not be construed as authority to provide buildings through lease or otherwise to nongovernmental entities."

On motion of Senator Neill, the rules were suspended, Engrossed Senate Joint Resolution No. 17 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Neill yield to a question:

"Senator Neill, I agree with everything you have said except there is one thing about this resolution I don't understand. What we are trying to do is to circumvent the Constitution in a sense. We want to change it so we can do the things you told us about. Why don't we take off the debt limit and tell the people this is what we want to do and handle it in a straightforward manner?"

Senator Neill:

"Two reasons, Senator: First, we are not circumventing the Constitution. This would be the Constitution. Second, this would be allowing the bonded indebtedness to be increased for this specific purpose only. If we take off the debt limit, we would be taking it off every other operation of state government. I think we need to restrict this to capitol items of a long time life, not everyday operation of government."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 17 and the resolution passed the Senate by the following vote: Yeas, 46; nays, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Those voting nay were: Senators Greive, McMillan—2.

Excused: Senator Guess—1.

Engrossed Senate Joint Resolution No. 17, having received the constitutional two-thirds majority, was declared passed.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

Senate Bill No. 371, by Senators Neill, Sandison, Ryder, Gissberg, Foley and Atwood:

Creating Washington state building authority.

REPORT OF STANDING COMMITTEE

Senate Bill No. 371:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Creating Washington state building authority (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

On page 2, section 5, line 12, after "authority" strike "may" and insert "shall"

On page 3, section 8, line 9, after "the" strike "appropriate institution of higher learning" and insert "fund or funds from which the rental had been paid"

On page 3, section 8, line 13, after "overhead" strike all the material down to the period on line 16 and insert "which shall be recovered on a current basis and deposited in the fund from which overhead expenditures have been made. In determining whether excess funds remain at the conclusion of any lease, any unrecovered overhead allocated to the project shall first be reimbursed."

On page 3, section 9, line 21, after "buildings" insert "as provided in chapter 43.19 RCW"

On page 6, section 19, beginning on line 11, strike all the material down to and including "authority." on line 16, and renumber the remaining sections consecutively.

On page 6, section 21, line 24, after "the" and before "gen-" insert "next", and on line 25 strike "of November, 1968"

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Frank W. Foley, R. R. Bob Greive, Wilbur G. Hallauer, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Neill, the committee amendment to page 2 was adopted.

On motion of Senator Neill, the following amendment to the committee amendments to page 3 was adopted:

On the committee amendment to page 3, section 9, line 21, after "in" strike "chapter" and insert "section" and after "19" insert ".450"

On motion of Senator Neill, the committee amendments to page 3, as amended, were adopted.

On motion of Senator Neill, the committee amendments to page 6 were adopted.

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 371 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

The President resumed the Chair.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 371 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Durkan, Stender—2.

Excused: Senator Guess—1.

Engrossed Senate Bill No. 371, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 63, by Senators Woodall, Dore and Durkan (by Legislative Council request):

Regulating retail installment sales.

On motion of Senator Woodall, Substitute Senate Bill No. 63 was substituted for Senate Bill No. 63 and the substitute bill was placed on second reading.

Substitute Senate Bill No. 63 was read the second time by sections.

It was moved by Senator Kupka that the following amendment be adopted:

On page 1, strike section 1 and renumber remaining sections consecutively.

Debate ensued.

On motion of Senator Gissberg, the amendment was laid upon the table.

MOTION

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

SECOND READING OF BILLS

Substitute Senate Bill No. 63, by Senators Woodall, Dore and Durkan (by Legislative Council request):

Regulating retail installment sales.

The Senate resumed consideration of Substitute Senate Bill No. 63 on second reading.

It was moved by Senator Kupka that the following amendment be adopted:

On page 10, section 8, beginning on line 21, strike all of subsection (1) and insert:

"(1) The seller may not in a retail installment contract charge, receive or collect a service charge in excess of twelve dollars per annum per one hundred dollars of the principal balance on any sale not in excess of five hundred dollars; and not in excess of ten dollars per annum per one hundred dollars of the principal balance on any sale in excess of five hundred dollars; or a minimum of fifteen dollars."

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would Senator Kupka yield to a question:

"Do I understand from the reading of the amendment that in a contract sale that has to do with amounts up to \$500 that there would be a \$50 service charge to write the contract?"

Senator Kupka:

"It is an improvement over what is already in the bill. It is quite self explanatory. It will could be."

Senator Stender:

"Well, is the answer yes or no?"

Senator Kupka:

"It just depends on how you read it."

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Woodall, the rules were suspended, Substitute Senate Bill No. 63 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Uhlman yield:

"Senator Uhlman, what size is ten point type?"

Senator Uhlman:

"Ten point type is the next size larger than eight point type and the next size smaller than twelve point type."

Senator Rasmussen:

"Mr. President, Senator Uhlman is excused for that. That is the kind of answer you get from judiciary. Would Senator Bailey yield? Would you compare ten point type in relation to what we have in our bill book? What size is that?"

Senator Bailey:

"The bill book is fairly close to ten point type. Most of the contracts I think are written in six or even smaller types. Eight point type you can read in the newspapers and ten point type would be about the size of the editorials in the newspapers."

Debate ensued.

Senator Rasmussen:

"Mr. President, would Senator Uhlman yield:

"This is related to judiciary. On page 10, line 9, as I gather this particular section of the bill is related to the suede shoe artist that Senator Kupka was speaking about that comes to the house and sells either the woman or the man of the house something that they possibly don't want on reflection of what is in the contract. Now there is a proviso in here, 'Provided, That the time of sending notice of rescission you have not received and accepted a substantial part of the goods or services which you agreed to purchase.'

"Now my question is assume I am out on the road or at legislature for a week and some suede shoe artist comes by the house and sells my wife a vacuum cleaner, and this particular vacuum cleaner that she purchases is a \$350 vacuum cleaner that I can ordinarily buy down at George's store for a hundred dollars. But he at that time delivers the vacuum cleaner to my wife. Under this proviso then I could not, after talking it over with my wife, get out of this contract, is that right?"

Senator Woodall:

"Point of order, Mr. President:

"My point of order is that Senator Rasmussen said, if he stayed down at Olympia without seeing his wife for a week. He goes home every night and he can check within twenty-four hours."

Senator Rasmussen:

"Speaking to the point of order, Mr. President:

"I don't know if Senator Woodall knows if his wife is home every night. I am not sure either. She may be busy on other business. This is a serious question, Senator Uhlman."

Senator Uhlman:

"Mr. President, members of the Senate:

"In direct answer to Senator Rasmussen's question, the bill provides for twenty-four hours as a perfectly adequate cooling off period under this law. There are various

times in other states. Massachusetts I believe is forty-eight hours. I was not a member of the legislative council nor a member of the committee that considered this bill. I am speaking from perhaps less knowledge in this area than Senator Woodall, but I believe the testimony before the committee was the longest period of time in the country out of the three or four states that have statutes on similar off premises sales such as we are now discussing was forty-eight hours. Now forty-eight hours is perhaps the longest. The committee felt it should be twenty-four hours or no change from the original proposal in the legislation we have here. *NEW SECTION 12, (c)* provides you may return the goods or hold them at the seller's disposal. You don't have to return them yourself. You may hold the vacuum cleaner and tell the person who sold it to you to come pick it up and he either gets it or leaves it there."

Senator Rasmussen:

"Mr. President, would Senator Woodall yield:

"Senator Woodall, I do want to compliment you on this. It is a tremendous job. It isn't all we would like to have in the bill, but this is an improvement. This proviso bothers me and I think that it takes that portion out from under the twenty-four hour period where you can return the goods, is this correct?"

Senator Woodall:

"Partly correct. Would you like me to explain the reason for the proviso?"

Senator Rasmussen:

"Yes."

Senator Woodall:

"This was a compromise provision to take care of what we would call ethical car dealers who state that there are many, many instances where the husband and wife, one or both work, actually prefer to have you come to their home for the purpose of finalizing the deal, so we wrote that in the proviso and the car dealers pointed out that if you happen to have a certain car that someone wants now, it is worth one price if you can immediately make it available. It might be worth a lesser price if you had to wait. The idea was for instance the case of a school teacher, she teaches during the daytime and might actually prefer to have this particular sale consummated in the evening at her home so that if she took the car and made the deal and then the car dealer took her car in exchange, the dealer would not be subject to having the person change their mind twenty-four hours later. Now that was the purpose of the proviso. It does leave a loophole if a man physically or manually carries the vacuum cleaner from door to door and sells it, it is true he would not have this particular escape clause. I might state what we are doing here is an innovation in the law. Very few states have it, only about two. The concept originated in Australia. It has been adopted in parts of Canada and only a few states here. We are adopting the cooling off concept in a very limited way, but to the extent that we have, it is an improvement over the previous law."

Senator Rasmussen:

"Would Senator Woodall yield:

"Supposing I am one of these sharp salesman that happens to sell a roofing job to the lady of the house in the absence of the man, or it could be vice versa. I come and unload the roofing right on the ground. In effect this would be a consummation of a contract and I could not refuse it under this proviso?"

Senator Woodall:

"In the first place of course on an item that large the wife alone could not bind the community. It would take the concurrence of the husband and the husband has a basic right to disavow. Also it has not been consummated in that case because it has not been irrevocably committed to the use. In other words, the salesman has not put the roofing on the house. Again it would have to be within a twenty-four hour period. Normally if you are staying at home you would be aware and normally within twenty-four hours they would not have all of the items there. The area where it really gives some relief is the area of your encyclopedia vendors and some people who call on the phone and advise you that you have been the lucky one. You have been chosen as one of the homes in which they would like to leave this set of encyclopedias, coming to you absolutely free and would you like them to drop them by your home

and learn of it. Then of course when they go away you find you have signed a contract for some three hundred dollars. There you get a definite relief for this matter. It does not go as far. It does not give a complete protection, Senator Rasmussen, and you have very correctly pointed out the gaps in it. But the question was one of balancing equities in this matter and the committee came to this opinion."

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 63 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Guess—1.

Substitute Senate Bill No. 63, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 96, by Senators Ryder and Bailey (by Departmental request):

Revising state employees' retirement system laws.

The bill was read the second time by sections.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 8, following renumbered Sec. 6, add a new section as follows:

"Sec. 7. Section 20, chapter 274, Laws of 1947 as last amended by section 6, chapter 291, Laws of 1961 and RCW 41.40.190 are each amended to read as follows:

Upon retirement from service, as provided for in RCW 41.40.180, a member shall receive a service retirement allowance which shall consist of:

(1) An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement; and

(2) A basic service pension of one hundred dollars per annum; and

(3) A membership service pension, subject to the provisions of subdivision (5) of this section, which shall be equal to one one-hundred twentieth of his average final compensation for each year or fraction of a year of membership service credited to his service account; and

(4) A prior service pension which shall be equal to one-seventieth of his average final compensation for each year or fraction of a year of prior service not to exceed thirty years credited to his service accounts. In no event shall any original member upon retirement at age seventy with ten or more years of service credit receive less than nine hundred dollars per annum as a retirement allowance, nor shall any member upon retirement at any age receive a retirement allowance of less than seven hundred twenty dollars per annum if such member has [fifteen] *twelve* or more years of service credit, or less than [eight hundred forty] *one thousand and eighty* dollars per annum if such member has [twenty] *sixteen* or more years of service credit, or less than [nine-hundred-sixty] *one thousand four hundred and forty* dollars per annum if such member has [twenty-five] *twenty* or more years of service credit, or less than one thousand and eighty dollars per annum if such member has more than thirty years of service credit. In the event that the retirement allowance as to such member provided by subdivisions (1), (2), (3), and (4) hereof shall amount to less than the aforesaid minimum retirement allowance, the basic service pension of the member shall be increased from one hundred dollars to a sum sufficient to make a retirement allowance of the applicable minimum amount.

(5) To be eligible to receive the annuity portion derived from the member's accumulated contributions under subdivision (1) and the pension portions provided by the employer under subdivisions (2) and (3) of this section, a new member must have at least five years of membership service credited to his service account, unless he becomes eligible for benefits provided for herein under RCW 41.40.200, 41.40.210 and 41.40.220.

(6) Retirement allowances paid to members eligible to retire under the provisions of RCW 41.40.180 (2) 41.40.200, 41.40.210, 41.40.220, 41.40.230, 41.40.240 and 41.40.250 shall accrue from the first day of the calendar month immediately following the calendar month during which the member is separated from service. Retirement allowances paid to members eligible to retire under any other provisions of this chapter shall accrue from the first day of a calendar month but in no event earlier than the first day of the calendar month immediately following the calendar month during which the member is separated from service."

Renumber the remaining section "Sec. 8."

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Bailey that the following amendment by Senators Bailey and Chytil be adopted:

On page 8, following renumbered Sec. 7, add a new section as follows:

"Sec. 8. Section 18, chapter 274, Laws of 1947 as last amended by section 10, chapter 174, Laws of 1963 and RCW 41.40.170 are each amended to read as follows:

A member of the retirement system who has served or shall serve on active federal service in the military or naval forces of the United States and who left or shall leave an employer to enter such service shall be deemed to be on military leave of absence if he has resumed or shall resume employment as an employee within one year from termination thereof, or if he has applied or shall apply for reinstatement of employment and is refused employment for reasons beyond his control within one year from termination of the military service shall upon resumption of service within ten years from termination of military service or shall in all events after completing 25 years of creditable service have his service in such armed forces credited to him as a member of the retirement system: *Provided*, That no such military service in excess of five years shall be credited: *And Provided Further*, That he restore all withdrawn accumulated contributions, which restoration must be completed within three years of membership service following his first resumption of employment."

Renumber the remaining section "Sec. 9."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Rasmussen, Senate Bill No. 96 was ordered to retain its place on second reading immediately following consideration of Senate Bill No. 218.

Senate Bill No. 239, by Senator Chytil:

Increasing salaries of certain officials in commission form cities.

On motion of Senator Chytil, Substitute Senate Bill No. 239 was substituted for Senate Bill No. 239 and the substitute bill was placed on second reading.

Substitute Senate Bill No. 239 was read the second time by sections.

On motion of Senator Chytil, the rules were suspended, Substitute Senate Bill No. 239 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 239 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Anderson, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Lennart, McCormack—2.

Excused: Senator Guess—1.

Substitute Senate Bill No. 239, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 36, by Senator Lewis (by Departmental request):
Amending the motor vehicle code.

REPORT OF STANDING COMMITTEE

Senate Bill No. 36:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Amending the motor vehicle code (reported by Committee on Highways):
MAJORITY recommends that it do pass as amended.

On page 6, section 1, line 2, after "motor vehicle" and before the period insert "upon a public highway".

On page 13, section 17, line 22, after "or 46.16." and before "in" strike "074" and insert "[074] 075".

On page 17, section 22, line 2, after "through 46.16." and before "shall be" strike "360" and insert "[360] 350".

On page 17, section 24, line 21, after "46.16." and before ", and who" strike "360" and insert "[360] 350".

On page 61, section 82, line 1, after "[of licenses]" and before "a surety bond" strike "of the state of Washington" and insert "[of the state of Washington]".

On page 61, section 82, beginning on line 10, after "[of licenses]" and before the comma strike "of the state of Washington" and insert "[of the state of Washington]".

On page 66, section 97, beginning on line 13, strike all of the matter down to "Any motor" on line 15 and insert "A license issued on this application shall remain in force [until June 30, 1948, or] until suspended or revoked and may be renewed annually upon payment of a renewal fee of ten dollars."

On page 76, line 5, after "Sec. 117" insert "A new section is added to chapter 12, Laws of 1961 and 46.04 RCW to read as follows: "State" shall mean: Any state, territory, or possession of the United States, the District of Columbia, or any province of the Dominion of Canada."

Renumber the old Sec. 117 to read "Sec. 118" and renumber the remaining sections consecutively.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Larry Faulk, Herbert H. Freise, Sam C. Guess, Ernest W. Lennart, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendments to pages 6, 13, 17, 61 and 66 were adopted.

On motion of Senator Washington, the committee amendment to page 76 was laid upon the table.

On motion of Senator Freise, the rules were suspended; Engrossed Senate Bill No. 36 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 36 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Durkan, Lennart—2.

Excused: Senator Guess—1.

Engrossed Senate Bill No. 36, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 218, by Senators Bailey, Greive and Twigg:

Authorizing unions for fire fighters.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 218 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 218 and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—43.

Voting nay was: Senator Pritchard—1.

Absent or not voting: Senators Atwood, Durkan, Metcalf, Woodall—4.

Excused: Senator Guess—1.

Senate Bill No. 218, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator Greive that the Senate immediately consider Senate Bill No. 328 on second reading.

The motion was carried.

Senate Bill No. 328, by Senators Greive, Uhlman and Atwood:

Providing for change of venue in municipal courts by filing affidavit of prejudice.

The bill was read the second time by sections.

It was moved by Senator Greive that the following amendment be adopted:

On page 3 following line 24, add a new section as follows:

"NEW SECTION. Sec. 8. The provisions of this 1967 amendatory act shall apply only to cities having a population in excess of 100,000 and which are located in Class AA and Class A counties."

Renumber Sec 8 to read Sec. 9.

MOTION

At 3:00 p.m., on motion of Senator Greive, the Senate recessed until 7:30 p.m.

EVENING SESSION

The President called the Senate to order at 7:30 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 8:00 p.m.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 74:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Authorizing consolidation or contracting between diking districts and drainage districts (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that Substitute Senate Bill No. 74 be substituted therefor and the substitute bill do pass.

Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 95:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Amending the candidates and voters pamphlet law (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

....., *Chairman.*

We concur in this report: John L. Cooney, Dewey C. Donohue, Larry Faulk, Karl Herrmann, James E. Keefe, Ernest W. Lennart, Jack Metcalf, Mike McCormack, David E. McMillan, Joel M. Pritchard, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 193:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Establishing prevailing wage for public works contracts (reported by Committee on Labor and Social Security):

Recommends that it do pass.

A. L. Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 220:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Prescribing the procedure for selection of veniremen (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 271:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Extending industrial insurance coverage (reported by Committee on Labor and Social Security):

Recommends that it do pass as amended.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 306:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Providing for the disposition of certain fees and receipts of the horseracing commission (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Joe Chytil, John L. Cooney, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Ernest W. Lennart, August P. Mardesich, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wesley C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 315:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Providing additional funds for the law enforcement officers' training fund (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Wilbur G. Hallauer, Ernest W. Lennart, August P. Mardesich, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wesley C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 333:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Increasing food and clothing allowance for members of state soldiers' home colony (reported by Committee on State Government):
MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

MOTION

On motion of Senator Dore, the committee report was adopted and Senate Bill No. 333 was referred to the Committee on Ways and Means.

Senate Bill No. 354:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Preserving of lands for public recreation purposes (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Ernest W. Lenhart, August P. Mardesich, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wesley C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 363:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Preserving historic sites (reported by Committee on State Government):
MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 369:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Providing for position filing in freeholder elections and rotation of names on election ballots (reported by Committee on Constitution, Elections and Legislative Processes):
MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, Larry Faulk, R. R. Bob Greive, Jack Metcalf, Mike McCormack, David E. McMillan, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 373:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Increasing industrial insurance penalties (reported by Committee on Labor and Social Security):
Recommends that it do pass as amended.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 388:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Regulating contract bids insurance (reported by Committee on State Government):
MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon,
Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 392:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Providing changes in state employees' retirement allowances (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon,
John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 401:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Revising certain provisions of the exise tax on real estate sales (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey,
Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Frank W. Foley,
William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Ernest W. Lennart, August P.
Mardesich, Marshall A. Neill, A. L. Rasmussen, John N. Ryder, Gordon Sandison,
Wesley C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 404:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Providing public employees group insurance (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon,
Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 451:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Enacting the post-attack managment act (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon,
Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 453:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Creating a joint committee on nuclear energy (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 457:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Authorizing use of federally guaranteed obligations or security for deposits of public funds (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Memorial No. 6:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Memorializing Congress to make Indian tribal rolls and mailing lists available to enrolled members of the tribe (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 30:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Providing for daily remittance of moneys to state treasurer by state officers and agencies (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 179:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Revising water pollution control laws (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 183:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Allows department of public assistance to accept federal funds under the federal older American act of 1965 (reported by Committee on Labor and Social Security):
Recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Joint Resolution No. 13:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Allowing increases in compensation during terms of office (reported by Committee on Constitution, Elections and Legislative Processes):
MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, Larry Faulk, R. R. Bob Greive, Mike McCormack, David E. McMillan, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for Second Reading.

SECOND READING OF BILLS

It was moved by Senator McCutcheon that the Senate do immediately consider Senate Bill No. 96 on second reading.

The motion was carried.

Senate Bill No. 96, by Senators Ryder and Bailey (by Departmental request):

Revising state employees' retirement system laws.

The Senate resumed consideration of Senate Bill No. 96 on second reading.

On motion of Senator McCutcheon the following amendment by Senators McCutcheon, Bailey, Chytil and Gissberg was adopted:

In line 11 of the title, before "amending" insert "amending section 18, chapter 274, Laws of 1947 as last amended by section 10, chapter 174, Laws of 1963 and RCW 41.40.170; amending section 19, chapter 274, Laws of 1947, as last amended by section 11, chapter 174, Laws of 1963 and RCW 41.40.180; amending section 20, chapter 274, Laws of 1947 as last amended by section 6, chapter 291, Laws of 1961 and RCW 41.40.190;"

On motion of Senator McCutcheon, the rules were suspended, Engrossed Senate Bill No. 96 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 96 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams—44.

Absent or not voting: Senators Andersen, Herrmann, Twigg, Wopdall—4.
Excused: Senator Guess—1.

Engrossed Senate Bill No. 96, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The President declared the Senate to be at ease.

The President called the Senate to order at 8:45 p.m.

Senate Bill No. 328, by Senators Greive, Uhlman and Atwood:

Providing for change of venue in municipal courts by filing affidavit of prejudice.

The Senate resumed consideration of Senate Bill No. 328 on second reading, and the amendment proposed by Senator Greive.

With leave of the Senate, Senator Greive was permitted to withdraw his amendment.

On motion of Senator Greive, the following amendment was adopted:

On page 3, following line 24, add a new section as follows:

"**NEW SECTION.** Sec. 8. The provisions of this 1967 amendatory act shall apply only to those cities as to which the law requires that the judge be a qualified attorney."

Renumber the old Sec. 8 to read "Sec. 9."

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 328 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 328 and the bill passed the Senate by the following vote: Yeas, 38; nays, 3; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams—38.

Those voting nay were: Senators Lennart, Neill, Rasmussen—3.

Absent or not voting: Senators Andersen, Dore, Hallauer, Herrmann, Morgan, Twigg, Woodall—7.

Excused: Senator Guess—1.

Engrossed Senate Bill No. 328 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senators Greive, Connor and Peterson (Lowell) demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary proceeded to call the roll on the call of the Senate, at which time the following proceedings were had:

The President:

"The Sergeant at Arms will bring in Senator Herrmann."

Senator Greive:

"Mr. President, I move Senator Herrmann be excused."

Senator Rasmussen:

"I object."

The President:

"Senator Rasmussen has objected."

Senator Greive:

"Mr. President, has Senator Herrmann answered any of the roll calls this evening?"

The President:

"No, Senator."

MOTION

Senator Greive:

"Mr. President:

"I move that the rules be suspended and Senator Herrmann be excused."

The President:

"Senator Greive has moved that the rules be suspended and that Senator Herrmann be excused.

"For what purpose does Senator Rasmussen rise?"

POINT OF ORDER

Senator Rasmussen:

"Point of order, Mr. President:

"Our rules provide a roll call may not be interrupted even for a suspension of the rules."

Senator Greive:

"Mr. President:

"Senator Rasmussen doesn't know our rules. Our rules have no such provision."

Senator Rasmussen:

"Mr. President, would you check the rules? I think the President ruled on that last session and he has ruled on it this session. It is serious business when you put a Call of the Senate and it should be observed."

Senator Greive:

"Mr. President, to make a long story short, I would like anybody to show me what rule you can't suspend. I moved to suspend the rules and I ask the motion be put."

The President declared the Senate to be at ease.

The President called the Senate to order.

Senator Rasmussen:

"Mr. President:

"I withdraw my objection."

On motion of Senator Greive, Senator Herrmann was excused.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

Senate Bill No. 67, by Senators Freise, Hanna and Washington (by Departmental request):

Amending the occupational driver's license law.

The Senate resumed consideration of Senate Bill No. 67 on second reading and the amendment by Senator Greive.

With leave of the Senate, Senator Greive was permitted to withdraw his amendment.

It was moved by Senator Greive that the following amendment be adopted:

On page 3, following Senator Gissberg's amendment to page 3, section 2, add a new section as follows:

"NEW SECTION. Sec. 4. There is added to chapter 169, Laws of 1963 and to chapter 46.29 RCW a new section to read as follows:

The department may stay any suspension of a driver's license under RCW 46.29.110 for a period of one year following the date of suspension if

(1) The driver files proof of financial responsibility for the future as provided in this chapter,

(2) The driver's attorney files with the department an affidavit showing that he has examined and reviewed the facts and circumstances surrounding the accident and that, based upon his knowledge and belief, the driver would not be liable for damages in an action at law arising out of the accident, and

(3) It appears that the driver has not been previously involved in an accident while not covered under an automobile liability policy.

The department may extend the stay of suspension pending any litigation arising out of the accident if the driver is unable to file an affidavit under RCW 46.29.170.

The driver or his attorney shall advise the department of any settlement negotiations and the filing of any action at law for damages arising out of the accident, and shall advise the department of the outcome of any such action or negotiations.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Freise yield:

"As I read this amendment, it is not clear to me. 'The Department may stay any suspension.' Then it goes on:

"If the driver files proof of financial responsibility or the driver's attorney files with the department an affidavit showing that he has examined and reviewed the facts and circumstances surrounding the accident and that, based upon his knowledge and belief, the driver would not be liable for damages in an action at law arising out of the accident."

"Now, Senator, my question is this: If you as an attorney took this case and you were going to defend the man in court against these charges, would you file an affidavit with the department saying that the man in your opinion was guilty when it had not been determined by the court? You would be inclined to file the affidavit the other way and hope the court would determine in favor of your client, wouldn't this be true?"

Senator Freise:

"Mr. President, members of the Senate:

"In the first place, Senator Rasmussen, you slipped in an 'or' between subparagraphs (1) and (2) which is not there. In other words you can only get this suspension if you (1) show proof of financial responsibility in the future, and, (2) the driver's attorney files with the department an affidavit. I honestly do not believe that if an attorney reviews the facts and is satisfied to his own knowledge for instance that the driver would be liable, that he would file an affidavit to that effect. If the attorney reviewed the case and he was satisfied in his own mind that his client was not liable, he might file the affidavit, but if he honestly believes he was liable, he wouldn't file the affidavit."

Further debate ensued.

It was moved by Senator Lewis that the following amendment to the amendment be adopted:

On page 3 in Senator Greive's amendment, strike all of subsection (2) down to and including "accident," and renumber the remaining subsection (3) to read "(2)"

Debate ensued.

The motion was carried and the amendment to the amendment was adopted.

On motion of Senator Uhlman, Senate Bill No. 67 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 90, by Senators Kupka, Ryder, Faulk, Keefe and Atwood: Removing expiration date of urban transportation gas tax refunds.

The bill was read the second time by sections.

On motion of Senator Kupka, the rules were suspended, Senate Bill No. 90 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 90 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lenart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams—45.

Absent or not voting: Senators Stender, Woodall—2.

Excused: Senators Guess, Herrmann—2.

Senate Bill No. 90, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Atwood, Senator Stender was excused.

On motion of Senator Greive the Senate immediately resumed consideration of Senate Bill No. 67 on second reading.

Senate Bill No. 67, by Senators Freise, Hanna and Washington (by Departmental request):

Amending the occupational driver's license law.

The Senate resumed consideration of the amendment by Senator Greive as amended.

On motion of Senator Freise, the amendment as amended was adopted.

On motion of Senator Freise, the following amendment by Senator Gissberg to the title was adopted:

In line 6 of the title after "RCW 46.20.380" insert "; and adding new sections to chapter 46.29 RCW"

On motion of Senator Greive, the following amendment to the title was adopted:

In line 1 of the title, after "to" and before "occupational" insert "revocation of licenses and"

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 67 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Keefe, Greive and Knoblauch demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 67 and the bill passed the Senate by the following vote: Yeas, 39; nays, 4; absent or not voting, 3; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Twigg, Washington, Woodall—39.

Those voting nay were: Senators Ridder, Talley, Uhlman, Williams—4.

Absent or not voting: Senators Durkan, Lewis, McMillan—3.

Excused: Senators Guess, Herrmann, Stender—3.

Engrossed Senate Bill No. 67, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 181, by Senators Peterson (Ted), Talley, Knoblauch and Mardesich:

Amending the electrical installations law.

REPORT OF STANDING COMMITTEE**Senate Bill No. 181:**

Senate Chamber,
Olympia, Wash., February 6, 1967.

Amending the electrical installations law (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass as amended.

On page 6, section 3, line 13, after "dollars." strike all the material down to and including "standards." on line 17 and insert "[The inspection fee shall be one dollar which inspection by the electrical inspection division shall consist of an examination of electrical plans and periodic inspection in the field to ascertain compliance with minimum electrical-standards.]"

On page 7, section 3, line 13, after "tractor." strike all the material down to and including the period on line 15 and insert "*The required label fees shall be paid within ten days after the completion of an electrical installation. In the event such fee is not paid in the time stated, the fees shall be double the amount specified in the above schedule.*"

George W. Kupka, Chairman.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

The bill was read the second time by sections.

It was moved by Senator Peterson (Ted) that the committee amendments be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Peterson yield to a question:

"Senator Peterson, it seems like we just raised the fees last session. Why is it necessary to raise them again in two years."

Senator Peterson (Ted):

"Senator, we just adjusted them last session when more inspectors were hired. Now with the explosion of population in the state and particularly in the Seattle area,

we have to have more inspectors. If you will look over the fees, you will find it is only a ten dollar inspection fee for a home and the rest of the fees are based on the amperage down from 250 and so on. This is for apartment house installations and larger plants and things like that, so this is just in keeping with what it takes along with the salary increase that we just voted in the other day of seventeen percent. These adjustments will take care of them, Senator."

The motion was carried and the committee amendments were adopted.

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed Senate Bill No. 181 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Peterson yield:

"Senator, under this bill it wouldn't be possible for a home owner to even fix his own light switch."

Senator Peterson (Ted):

"You are wrong, Senator. That is not the case at all."

Senator Lennart:

"That is not my interpretation of it. Look at the bill."

Senator Peterson (Ted):

"You can still do anything you want. You can replace light switches. You can pull the socket on the wall and put in other switches. There is nothing in this at all that changes the law on that whatsoever."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 181 and the bill passed the Senate by the following vote: Yeas, 22; nays, 23; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Bailey, Connor, Cooney, Durkan, Foley, Freise, Gissberg, Greive, Hanna, Herr, Keefe, Knoblauch, Kupka, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—22.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Donohue, Dore, Faulk, Hallauer, Henry, Lennart, Lewis, McCormack, McCutcheon Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Twigg, Williams, Woodall—23.

Absent or not voting: Senator McMillan—1.

Excused: Senators Guess, Herrmann, Stender—3.

Engrossed Senate Bill No. 181, having failed to receive the constitutional majority was declared lost.

NOTICE OF RECONSIDERATION

Senator Peterson (Ted), having voted on the prevailing side, served notice that he would on the next working day move that the Senate reconsider the vote by which Engrossed Senate Bill No. 181 failed to pass the Senate.

Senators Greive, Lennart and Rasmussen demanded a Call of the Senate and the demand was sustained on a rising vote

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.
The Secretary proceeded with the roll call on the Call of the Senate.

MOTION

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

Substitute Senate Bill No. 79, by Committee on Agriculture and Horticulture:

Regulating the dairy industry and prices therein.

On motion of Senator Greive, Substitute Senate Bill No. 79 was made a special order of business for Tuesday, February 21, 1967 at 2:00 p.m.

Senate Bill No. 226, by Senators Knoblauch and Freise:

Deleting the maximum limit for each member in a group life insurance contract for public employees.

On motion of Senator Ryder, the rules were suspended; Senate Bill No. 226 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 226 and the bill passed the Senate by the following vote: Yeas 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators McMillan, Peterson (Ted)—2.

Excused: Senators Guess, Herrmann, Stender—3.

Senate Bill No. 226, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 94, by Senators Mardesich, Peterson (Ted) and Rasmussen:

Requiring state licenses for plumbers.

REPORT OF STANDING COMMITTEE

Senate Bill No. 94:

Senate Chamber,
Olympia, Wash., January 31, 1967.

Requiring state licenses for plumbers (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

On page 10, section 23, line 33, after "state" insert " : *And Provided, Further, That this act shall not apply to common carriers subject to Part I of the Interstate Commerce Act, their officers or employees*"

On page 11, section 26, line 12, after "misdemeanor" strike all the material down to the period on line 15.

On page 11, following line 17, insert a new section as follows:

"NEW SECTION. Sec. 28. Each member of the council and each member of the board while in session or on official business shall receive thirty-five dollars per day in lieu of subsistence and shall receive reimbursement for actual and necessary traveling expenses incurred during such time. Such reimbursement shall be made in the manner provided by law for similar reimbursements for state employees."

Renumber remaining sections consecutively.

George W. Kupka, *Chairman.*

We concur in this report: Frank Connor, Sam C. Guess, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

The bill was read the second time by sections.

On motion of Senator Peterson (Ted) the committee amendment to page 10 was adopted.

It was moved by Senator Peterson (Ted) that the committee amendments to page 11 be adopted.

Debate ensued.

On motion of Senator Woodall, Senate Bill No. 94 was ordered to retain its place on the second reading calendar for Monday, February 20, 1967.

Senate Bill No. 178, by Senators Herrmann and Ryder:

Relating to mutual savings banks.

The bill was read the second time by sections.

On motion of Senator Ryder, the following amendments by Senators Ryder and Herrmann, were adopted:

On page 3, section 1, line 5 after "interest." and before "Sec. 2." in line 6 insert "*Any account in excess of one hundred thousand dollars may only be accepted or held in accordance with such regulations as the supervisor may establish.*"

On page 5, section 3, line 13 after "follows:" strike all matter down to and including the period after "section 492" in line 28 and insert the following:

"Subject to the provisions of RCW 32.12.020 (1), a savings bank may, on instructions from a depositor, effect withdrawals from a savings account by the savings bank's drafts payable to parties and on terms as so instructed; to the extent of the subjection of accounts to such withdrawal instruction, such accounts may be specifically classified under RCW 32.12.090 (2) and ineligible to receive interest or eligible only for limited interest."

On page 11, section 7, line 3, after "excess of" and before "years" delete "twenty" and insert "[twenty] twenty-five"

On page 12, section 10, line 9 after "follows:" strike all matter down to and including the period after "RCW 62A.9-109(4)" and insert the following:

"A mutual savings bank may invest not to exceed five percent of its funds in loans for home or property repairs, alterations, appliances, improvements, or additions, *home furnishings, for installation of underground utilities, for educational purposes, or for mobile homes used or to be used for permanent or semipermanent housing:* Provided, That

(1) The principal amount of any loan shall not exceed [thirty five hundred] *five thousand dollars; except in the case of loans for mobile homes which shall not exceed fifteen thousand dollars;*

[(2) The loan shall be evidenced by a note or notes, (3)]

(2) The application therefor shall [specifically] state that the proceeds are to be used for [housing or property repairs, alterations, appliances, improvements, or additions on or used in connection with property owned by the borrower] *one of the above purposes; [and]*

[(4)] (3) The term of the loan shall [require repayment in equal monthly payments beginning within two months of the date of disbursement and extending not more than sixty months] *not exceed sixty-two months, except in the case of loans for underground utilities, mobile homes or educational loans which may require repayment at such time and upon such terms as the bank may determine; and*

(4) *Nothing in this section shall permit a mutual savings bank to make secured or unsecured loans on or for inventory as that term is defined in section 9-109(4), chapter 157, Laws of 1965, RCW 62A.9-109(4).*

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 178 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Ryder yield to a question:

"Senator Ryder, are those objections which I discussed with you now removed from the bill?"

Senator Ryder:

"Yes, Senator."

Senator Canfield:

"All of them?"

Senator Ryder:

"Yes."

Debate ensued.

Senator Ryder:

"Mr. President, I would like to ask Senator Bailey a question:

"Senator Bailey, did you receive a note from the representative of the Washington Bankers' Association saying that these amendments did clear up all of their objections?"

Senator Bailey:

"Yes."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 178 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 3; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanña, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams—43.

Absent or not voting: Senators Durkan, McMillan, Woodall—3.

Excused: Senators Guess, Herrmann, Stender—3.

Engrossed Senate Bill No. 178, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:10 p.m., on motion of Senator Greive, the Senate adjourned until 9:00 a.m., Saturday, February 18, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-FIRST DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Saturday, February 18, 1967.

The Senate was called to order at 9:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan, Herrmann and Stender.

On motion of Senator Bailey, Senators Durkan and Herrmann were excused.

On motion of Senator Atwood, Senator Stender was excused.

The Color Guard, consisting of Pages Michael Bailey, Color Bearer, and Colleen Redmon, presented the Colors.

Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Eternal God who desireth Thy children to worship and serve Thee in all that they do; bless the legislators as they pick up their task this morning. Help them to brush aside the cobwebs of fatigue and attack their work with incisiveness and enthusiasm. Give them the grace of patience, the strength of purpose, and the wisdom to resolve their differences and make common cause in legislation that will reflect our sense of justice and concern and be a credit to their collective experience and industry. Amen."

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

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Peterson (Ted) moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 181 failed to pass the Senate.

Debate ensued.

The motion was carried on a rising vote.

The President declared the question before the Senate to be the final passage of Engrossed Senate Bill No. 181 on final passage.

Debate ensued.

It was moved by Senator Woodall that Engrossed Senate Bill No. 181 on third reading be made a special order of business for noon, Monday, February 20, 1967.

The motion was carried.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 17, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 36, Senate Bill No. 67, Senate Bill No. 93,

Senate Bill No. 96,
 Senate Bill No. 178,
 Senate Bill No. 181,
 Senate Bill No. 286,
 Senate Bill No. 328,
 Senate Bill No. 371,
 Senate Joint Resolution No. 17, have inspected same, and find them correctly engrossed. _____, *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, Perry B. Woodall.

Senate Bill No. 64:

Senate Chamber,
 Olympia, Wash., February 18, 1967.

Eliminates need to maintain livestock and dairy herd at Western State hospital at its 1961 capacity (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. Frances Haddon Morgan, *Chairman.*

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 234:

Senate Chamber,
 Olympia, Wash., February 17, 1967.

Relating to utilities and transportation commission's authority regarding dividends (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass. August P. Mardesich, *Chairman.*

We concur in this report: John L. Cooney, William A. Gissberg, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Harry B. Lewis, Mike McCormack, John T. McCutcheon, David E. McMillan, A. L. Rasmussen, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 283:

Senate Chamber,
 Olympia, Wash., February 17, 1967.

Authorizing first class cities and PUD's to contract with each other and electrical companies to acquire or operate nuclear and other thermal power generating facilities (reported by Committee on Public Utilities):

MAJORITY recommends that Substitute Senate Bill No. 283 be substituted therefor and the substitute bill do pass. August P. Mardesich, *Chairman.*

We concur in this report: John L. Cooney, William A. Gissberg, Karl Herrmann, James E. Keefe, Harry B. Lewis, David E. McMillan, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 311:

Senate Chamber,
 Olympia, Wash., February 17, 1967.

Pertaining to compensation of public utility district commissioners (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass. August P. Mardesich, *Chairman.*

We concur in this report: John L. Cooney, William A. Gissberg, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Harry B. Lewis, Mike McCormack, John T. McCutcheon, David E. McMillan, A. L. Rasmussen, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 309:

Senate Chamber,
 Olympia, Wash., February 17, 1967.

Pertaining to formation of public utility districts and changing boundaries of commissioners' districts (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass. August P. Mardesich, *Chairman.*

We concur in this report: John L. Cooney, William A. Gissberg, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Harry B. Lewis, Mike McCormack, John T. McCutcheon, David E. McMillan, A. L. Rasmussen, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 379:

Senate Chamber,
Olympia, Wash., February 18, 1967.

Relieving parents of responsibility for the care, support, and maintenance of adult mentally and/or deficient persons (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass as amended.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George W. Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 158:

Senate Chamber,
Olympia, Wash., February 18, 1967.

Amending law providing for chaplains at state institutions (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

Mr. President:

House of Representatives,
Olympia, Wash., February 17, 1967.

The House has passed: Engrossed House Bill No. 115,
House Bill No. 159,
House Bill No. 166,
Engrossed House Bill No. 319,
House Bill No. 401,
House Bill No. 494, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

Mr. President:

House of Representatives,
Olympia, Wash., February 18, 1967.

The House has passed: Engrossed House Bill No. 208, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

MOTION

On motion of Senator Greive, the Senate Committee on Rules and Joint Rules was relieved of further consideration of Senate Bill No. 379.

On motion of Senator Greive, Senate Bill No. 379, was referred to the Committee on Ways and Means.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 614, by Senators Durkan and Herr:

An Act relating to revenue and taxation; and amending section 36.32.120, chapter 4, Laws of 1963 and RCW 36.32.120.

Referred to Committee on Ways and Means.

Senate Bill No. 615, by Senators Durkan and Herr:

An Act relating to revenue and taxation; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.21 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 616, by Senators Gissberg, Hallauer, Washington, Sandison, Peterson (Lowell), Knoblauch, Henry and Canfield:

An Act relating to cities and towns; and providing a formula for the distribution of general fund moneys thereto.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Gissberg, the rules were suspended to permit additional names as sponsors to Senate Bill No. 616.

Senate Concurrent Resolution No. 8, by Senators Durkan and Atwood:

Authorizing study of lands suitable for park and recreational purposes.

Referred to Committee on Ways and Means.

Senate Concurrent Resolution No. 9, by Senator Kupka:

Wishing success for the Alaskan Centennial.

On motion of Senator Kupka, the rules were suspended, Senate Concurrent Resolution No. 9 was advanced to second reading and read the second time in full.

On motion of Senator Kupka, the rules were suspended, Senate Concurrent Resolution No. 9 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon, as indicated:

Engrossed House Bill No. 115, by Representatives Gorton, Garrett, Whetzel and Hill (by Legislative Council request):

An Act relating to cities and towns; providing for the creation of community municipal corporations and consolidations and annexations thereto; establishing the powers, duties and functions of community municipal corporations; prescribing procedures therefor; amending section 35.13.015, chapter 7, Laws of 1965, as amended by section 3, chapter 88, Laws of 1965 extraordinary session and RCW 35.13.015; amending section 35.13.020, chapter 7, Laws of 1965, as amended by section 4, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.020; amending section 35.13.030, chapter 7, Laws of 1965, as amended by section 5, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.030; amending section 35.13.080, chapter 7, Laws of 1965, as amended by section 6, chapter 88, Laws of 1965, extraordinary session, and RCW 35.13.080; amending section 35.13.090, chapter 7, Laws of 1965, as amended by section 7, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.090; amending section 35.13.100, chapter 7, Laws of 1965, as amended by section 8, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.100; amending section 35.13.110, chapter 7, Laws of 1965, as amended by section 9, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.110; amending section 35.10.210, chapter 7, Laws of 1965 and RCW 35.10.210; amending section 35.10.220, chapter 7, Laws of 1965 and RCW 35.10.220; amending section 35.10.230, chapter 7, Laws of 1965 and RCW 35.10.230; amending section 35.10.240, chapter 7, Laws of 1965 and

RCW 35.10.240; amending section 35.10.260, chapter 7, Laws of 1965 and RCW 35.10.260; amending section 35.10.270, chapter 7, Laws of 1965 and RCW 35.10.270; amending section 35.10.280, chapter 7, Laws of 1965 and RCW 35.10.280; and amending section 35.10.290, chapter 7, Laws of 1965 and RCW 35.10.290.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 159, by Representatives Flanagan, Spanton and Kalich (by Departmental request):

An Act relating to food fish and shellfish; providing for penalties relating to compliance with hydraulic permits; and amending section 75.20.100, chapter 12, Laws of 1955 and RCW 75.20.100.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 166, by Representatives McDougall, Conner and Leland (by Departmental request):

An Act relating to motor vehicles; amending section 46.20.270, chapter 12, Laws of 1961 as amended by section 22, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.270.

Referred to Judiciary Committee.

Engrossed House Bill No. 208, by Representatives Goldsworthy and Saling (by Executive request):

An Act adopting the budget; making appropriations for the operation of state agencies for the fiscal biennium beginning July 1, 1967, and ending June 30, 1969.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 319, by Representatives Reese, Amen and Hausler:

An Act relating to the regulation of public livestock markets; amending section 17, chapter 107, Laws of 1959 and RCW 16.65.170; and amending section 34, chapter 107, Laws of 1959 and RCW 16.65.340.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 401, by Representatives Elicker, McDougall, Leckenby, Grant, Sprague, Zimmerman, Merrill, Marzano, Gladder, Bagnariol, Clocksin and Smythe (by Executive request):

An Act relating to travel expenses of state employees; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.03 RCW.

Referred to Committee on State Government.

House Bill No. 494, by Representatives Chapin and Perry (by Departmental request):

An Act relating to importation of intoxicating liquor for personal or household use; and adding a new section to chapter 62, Laws of 1933, extraordinary session, and to chapter 66.12 RCW.

Referred to Committee on Liquor Control.

SECOND READING OF BILLS

Senate Bill No. 33, by Senator Peterson (Lowell):

Authorizing donation of state lands for San Juan Island National Historical Park.

On motion of Senator Peterson (Lowell), Substitute Senate Bill No. 33 was substituted for Senate Bill No. 33 and the substitute bill was placed on second reading.

Substitute Senate Bill No. 33 was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Substitute Senate Bill No. 33 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 33, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Excused: Senators Durkan, Herrmann, Stender—3.

Substitute Senate Bill No. 33, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 61, by Senators Durkan and Neill (by Legislative Budget Committee request):

Authorizing payment of travel expenses of prospective employees from out of state.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Senate Bill No. 61 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Kupka:

"Mr. President, would Senator Neill yield?"

"Senator Neill, I can appreciate what you are trying to do but I can see where it could open the gate for tourism. Assume I have relatives in another area and it looked like there was a possibility of a job in Washington State, I could get them a free trip, if I could get someone in one of the departments to write a letter and ask them to come and be interviewed regarding a job. I am a little bit disturbed about opening the gate this way. I can see where if I was a friend of a friend that I might work myself a nice trip to the West if I was in the East to discuss a job. Does it say I have to take the job? Does it mention something about the person participating being responsible in accepting the job? I just wonder if you might explain some of the loopholes that might accumulate."

Senator Neill:

"Senator Kupka, we are not opening any gates at all. As a matter of fact we are trying to close a few. You will notice in the bill this can only be done by direction of the head of the department or head of the state agency. It also applies only to professional and administrative officers and employees. Further it is provided that the

rules and regulations are to be made by the Central Budget Agency to prescribe some sort of controls over exercising the practice and I think what we are doing is actually trying to close some doors."

Senator Rasmussen:

"Mr. President, would Senator Neill yield:

"Senator Neill, you have indicated that this practice is going on and apparently is fairly widespread. This would quite possibly be an illegal expenditure of state funds. I don't know. This is why I am asking. Is there any authority for paying subsistence and travel to anybody outside of state employees and if there isn't, I would presume the state auditor in his examinations would certainly get the recommendations of the attorney general."

Senator Neill:

"Is that the question?"

Senator Rasmussen:

"Yes."

Senator Neill:

"No, there are no illegal expenditures going on to my knowledge and I certainly assume if there were the state auditor would have given some reports to us on that matter and I know of none. Actually what happens is this: Take for example in our own interim committees as we had to do when we hired the staff on the Interim Budget Committee, there is no authority for us to bring a man in to interview him for a job. What we do then, we very legally and properly at the present time can hire a man as a consultant for example and we enter into a contract to have him come to the state of Washington to consult with us on this, that or the other. It is a proper expenditure of state money, true. I happen to think that it is a subterfuge. I think the thing for us to do is enact this type of legislation so we know what it is. It is not an illegal expenditure. It is being done perfectly correctly. I think it ought to be done directly so we know where we are on this."

Senator Rasmussen:

"It is a little difficult for me to understand what you can find out about a man and his background with an eyeball to eyeball confrontation that you couldn't find out from correspondence and recommendations from former employers. I know there was a bad mistake made in the Governor's office when he hired the Budget Director, but he did consult with him personally. Now what is it you can find out from having a personal interview that you can't find out as many, many companies do by looking at the reference sheets and recommendations that he has?"

Senator Neill:

"Senator, I think that anyone that has had any experience with hiring top level administrators and executives knows that you do not hire these people without personal interviews. Second, this is a two way street. We can't attract top people into the state of Washington until they have had a chance to come here and look our situation over and look the job situation over. I think that is probably the most important aspect of the whole legislation."

Debate ensued.

POINT OF INQUIRY

Senator Kupka:

"Mr. President, would Senator Lewis yield:

"Senator Lewis, you run a business. How many fares have you bought for people to come interview with you?"

Senator Lewis:

"Senator Kupka, I paid the plane fare from Los Angeles and two days food and board for a prospective employee just to interview him personally. I subsequently hired him and have been very pleased with the result. On the other hand, I did hire an interior designer from an area in the middle west who sent me an application and

who spent quite a bit of money on phone calls talking to me about his abilities and so forth. I did end up hiring him and three months later I found out that his credit was no good. He had gone through bankruptcy and we were having some other difficulties in the store. This perhaps is not typical, but I do find from my own experience in a small business—even in a small business where I don't require the kind of technical people Senator Henry is talking about and I don't require a man of the caliber of Dr. Odegaard or a man to replace Dr. French, I don't require an expert in the institutions area or an expert in I.B.M. machine operation and so on—I just feel very strongly that Senator Neill's bill is meritorious and it would benefit the state very much in the long pull. The costs to hire somebody are quite high. Certainly we are going to make mistakes in hiring even under the best conditions. But I think if we can reduce the problem of hiring the wrong people in any way, it will benefit the state in the long run, Senator."

Debate ensued.

Senators Uhlman, Talley and Atwood demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 61, and the bill passed the Senate by the following vote: Yeas, 39; nays, 7; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—39.

Those voting nay were: Senators Cooney, Gissberg, McCutcheon, McMillan, Mardesich, Peterson (Lowell), Rasmussen—7.

Excused: Senators Durkan, Herrmann, Stender—3.

Senate Bill No. 61, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 284, by Senators Sandison, Woodall and Lennart (by Departmental request):

Providing changes in treatment of sexual psychopaths.

The bill was read the second time by sections.

On motion of Senator Sandison, the rules were suspended, Senate Bill No. 284 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 284, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Donohue, Gissberg—2.

Excused: Senators Durkan, Herrmann, Stender—3.

Senate Bill No. 284, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 76, by Senators Uhlman, Neill, Hanna, Andersen and Foley: Enacting a model nonprofit corporation code.

On motion of Senator Greive, Senate Bill No. 76 was ordered to retain its place on the second reading calendar for Monday, February 20, 1967.

Senate Bill No. 162, by Senators Stender, Lewis and Williams (by Departmental request):

Amending the unemployment compensation law.

The bill was read the second time by sections.

It was moved by Senator Uhlman that the following amendment by Senators Uhlman, Williams and Pritchard be adopted:

On page 2, section 2, line 24, after "[only]" strike the period and insert "[.] ; nor shall the term "employment" include service as a part time instructor in a school for the teaching of skiing conducted at a place where skiing actually takes place and with respect to which such part time ski instructor does not perform services in excess of twenty hours in any week and files with the operator of such ski school a certificate in form prescribed by the commissioner stating that he does not depend upon his work as a ski instructor for any substantial portion of his livelihood but that he has other full time employment which provides his livelihood."

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

On motion of Senator Lewis, the rules were suspended, Engrossed Senate Bill No. 162 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 162, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senator Morgan—1.

Excused: Senators Durkan, Herrmann, Stender—3.

Engrossed Senate Bill No. 162, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 270, by Senators Williams, Uhlman, Greive and Pritchard:

Relating to limitations on indebtedness of certain divisions of local government.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 270 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 270, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquart, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Excused: Senators Durkan, Herrmann, Stender—3.

Senate Bill No. 270, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

It was moved by Senator Greive that the Senate immediately consider the appointment of James F. Ryan to the position of Director, Central Budget Agency.

The motion was carried.

GUBERNATORIAL APPOINTMENT REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 30, 1967.

James F. Ryan, to the position of director of the Central Budget Agency, appointed by the Governor May 1, 1966, for the term ending at the Governor's pleasure, succeeding George Stastny (reported by Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wesley C. Uhlman, Perry B. Woodall.

It was moved by Senator Greive that the rules be suspended and that the appointment of James F. Ryan to the position of director of the Central Budget Agency be now confirmed.

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President and members of the Senate:

"It is indeed a pleasure to speak on behalf of the confirmation of James Ryan as director of the Central Budget Agency. I first became acquainted with him back some eight years ago during the course of the activities of the then Tax Advisory Council that was chaired by Harold Shefelman. It was a very hard working committee and Jim was the good right arm as the counsel and man of all work for the entire advisory

group. As a result of his efforts we put together a proposal that the legislature in large part did accept.

"Subsequent to that time Jim has been involved in various tax assignments with state government in every capacity. He has comported himself at the ultimate definition of what good civil service is. He is truly a nonpartisan. He has been appointed under the Democratic administration and again under the Republican administration. Those of us who have had close contact with him know him as a dedicated public servant without any political connotations to his activities whatsoever.

"I think this is a very fine appointment and Governor Evans is to be congratulated in making it. I hope that you will unanimously give your support to this confirmation of James Ryan as director of Central Budget Agency."

Senator Neill:

"Mr. President, members of the Senate:

"I would like to both personally and in my position as a member of this body urge the support of the confirmation of the appointment of James Ryan to director of the Central Budget Agency. Those of us who have worked in budget areas of the legislature for these years know the importance of having someone in that very important area of state government to advise on a bipartisan basis in getting the job done and putting together a state budget. As Senator Hallauer has pointed out, Mr. Ryan started out working on various tax assignments. He moved over to Central Budget Agency and was extremely well trained under Warren Bishop and has succeeded to the work Warren has done in a most admirable fashion. If we didn't have a man of his caliber sitting over there working on budget matters, our job in these halls would be ten times what it is at the present time.

"Jim is not only extremely personable and extremely competent, but I think the best thing that could happen to us in these halls, is that Jim Ryan has seen fit to come down here and take on this very important job in state government."

Senator McCormack:

"Mr. President and members of the Senate:

"I would also like to concur in the remarks made by Senator Hallauer and Senator Neill in recommending the confirmation of James Ryan. I have worked with him a number of years in the field of taxation. I have worked with him this session and I very much appreciate his competence and integrity. I feel he is a great asset to state government and I am certainly very happy to join in recommending his confirmation."

Senator Greive:

"Mr. President:

"I have one peculiar reason for joining in the recommendation for the confirmation of Jim Ryan. His wife has been my secretary at the legislature during some eight years now and she is just as competent as her husband. Speaking to his qualifications, I have had many occasions over the years to call upon Mr. Ryan for statistics, figures and background, and I always felt confident he was giving me the truth and was just as impartial as he could be. He would give you facts and figures. He excluded editorial comment. Many times I felt he might be giving exactly the same statistics and facts to the other side, but I always felt confident I didn't have to worry about him slanting the backup work or figures in any way."

Senator Dore:

"Mr. President, members of the Senate:

"I have no fear of being redundant because I think a man of this caliber deserves a comment from each and every one of us. During the last fourteen years, six years of that in Appropriations Committee, I have seen Jim work long and hard whether he was asked to come in in the mornings or evenings and he always was warm, helpful, courteous and extremely instructive. Without him we just wouldn't do the job we have done, as Senator Neill has said. We have had many budget directors and I think he compares favorably with all of them and I know we will all unanimously approve his confirmation. I think the Governor should be complimented for this excellent appointment."

APPOINTMENT OF JAMES F. RYAN

The Secretary called the roll and the appointment of James F. Ryan to the position of director of the Central Budget Agency was confirmed by the Senate by the following vote: Yeas, 45; nays, 0; absent, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senator McCutcheon—1.

Excused: Senators Durkan, Herrmann, Stender—3.

Having received the approval of the Senate, the appointment of James F. Ryan to the position of director of the Central Budget Agency, was confirmed.

MOTION

At 10:35 a.m., on motion of Senator Greive, the Senate adjourned until noon, Monday, February 20, 1967.

John A. Cherberg. *President of the Senate.*

Ward Bowden. *Secretary of the Senate.*

FORTY-THIRD DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Monday, February 20, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan, Guess, McCutcheon, Stender and Williams.

On motion of Senator Bailey, Senators Durkan and McCutcheon were excused.

On motion of Senator Atwood, Senators Guess, Stender and Williams were excused.

The Color Guard, consisting of Pages Dale Rowe, Color Bearer, and Deborah King, presented the Colors.

Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"O Thou great Creator and Divine Redeemer, we come now before Thee as suppliant creatures, unable and unworthy without Thee but faultless and dauntless with Thee.

"O Thou who givest songs in the night, put a song of praise in our hearts for Thy steadfast love which endures forever.

"O Thou who dost bring forth streams in the desert, bring forth just and good laws out of the legislative processes in this Senate Chamber today.

"Breathe on us, Breath of God, fill us with life anew that we may love what Thou dost love, and do what Thou wouldst do.

"Give us Thy legacy, the legacy of Thy peace, the peace which the world cannot give nor take away, the peace that passeth human understanding, through Jesus Christ our Lord. Amen."

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

PERSONAL PRIVILEGE

Senator Herrmann:

"Mr. President, I rise to a point of personal privilege:

"The record will show that I was excused Friday night and Saturday. I had to receive emergency treatment at St. Peter Hospital in Olympia."

MOTION

It was moved by Senator Bailey that the special order of business for noon, Engrossed Senate Bill No. 181 on third reading, be considered immediately after the sixth order of business.

The motion was carried.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Donald F. Koch, Executive Director of the Division of Nuclear Energy, and appointed a special committee consisting of Senators McCormack, Henry, Gissberg and Ryder to escort Mr. Koch to a place of honor on the rostrum.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, ladies and gentlemen:

"The President should like to take the pleasure of presenting to you at this time one of our honored members, Senator Mike McCormack. It is with great pleasure that the President presents Senator McCormack, chairman of the Senate Committee on Revenue and Taxation."

Senator McCormack:

"Governor Cherberg, members of the Senate, ladies and gentlemen:

"I would like to present to you this morning Mr. Donald F. Koch, Executive Director of the Division of Nuclear Energy. You are all aware of the fact that two years ago we passed several important pieces of legislation dealing with the development of nuclear energy in the state of Washington. Since that time there has been a great deal of progress in this area and Mr. Koch is here this morning as director of the Division of Nuclear Energy to make a presentation to Lieutenant Governor Cherberg of a gavel that has been prepared in cooperation with the Division of Nuclear Energy of this state. I would like to present to you at this time Mr. Donald F. Koch."

Mr. Koch:

"Mr. President, members of the Senate and ladies and gentlemen:

"Last June I attempted to interest the timber companies of the state in a new technique that used soft wood plastic and nuclear energy to make a brand new product for Washington and from this simple little project evolved gavels, five gavels; one for the Governor, one for the President of the Senate, one for the Speaker of the House, one for the Chief Justice of the Supreme Court who, incidentally, said he was delighted because they have never had a gavel, and one for the chairman of the Governor's Advisory Council on Nuclear Energy and Radiation.

"These gavels are made with a new technique and I hope that you will handle the gavel so that you can say you handled nuclear energy. These gavels repose on a base made with nuclear energy that has many Washington products set in the clear plastic which has been hardened with nuclear energy. It includes a solid gold replica of a Boeing 727 and runs through agricultural products, even including Olympia oyster shells. The base rests on a high density radiation proof lead glass such as one sees in the windows at nuclear installations.

"This is offered to you as a token of the impact that nuclear energy is starting to have on the state as we accelerate into the nuclear age and do indeed become the nuclear progress state. It is with great pride and pleasure, sir, that I would like to present this gavel to you on this basis. This is the nuclear gavel, a soft wood which is now a hard wood and the base with all of the Washington products in it."

The President:

"Mr. Koch and members of the Senate:

"I appreciate this very interesting gift. After listening to the remarks as to what is included, I am truly amazed. Certainly it is a symbol of all the good things or at least most of the good things in our state. I would like to invite everyone in the Senate at a later time to visit the Lieutenant Governor's office to view this splendid gift. Thank you."

PERSONAL PRIVILEGE

Senator Kupka:

"Mr. President:

"When I listened to Mr. Koch's remarks just a moment ago, I couldn't help but recollect the fine visit that was extended to the entire legislature at Hanford a year or so ago. It was probably the most interesting trip of which I can think outside of a trip to outer space. It is so interesting to have an explanation as to what this project really is doing and what the project means to the future of this country, particularly the steam that you are capturing at Hanford and diverting to the turbines and when you told us that those two turbines generate half the amount of electricity of Grand Coulee Dam, it was really astounding. We are really proud to have this industry in the state of Washington and I am sure we are the envy of every other state in the Union. We are certainly looking to all of you to really bring attention to this part of the country. We are very curious and hope that maybe we might have another visit some time."

The President:

"Thank you, Senator Kupka.

"Members of the Senate, ladies and gentlemen, Senator McCormack has a great deal of background and experience in this nuclear program and certainly at this time it seems quite appropriate that we should hear from Senator McCormack."

Senator McCormack:

"Mr. President, members of the Senate:

"I won't take but a minute. There are only two things I want to say. This gavel really is symbolic of a very dynamic new industry coming into this state. It is coming in quickly and it is going to have a very tremendous impact. For instance, I wonder, Governor, if you would mind bringing that gavel to me. When this gavel was made, it was machined as soft wood, either fir or hemlock. Now everything has been irradiated. It was impregnated with resin and irradiated and it is now a completely hard wood. This now puts Washington State and all of the soft wood industry in Washington State into the competition for all hardwood products made in the United States. They can be formed soft and turned into hardwood after they are milled and formed. This is typical of one of the industries coming into the state.

"Another industry is the industry of food irradiation. By this fall we will have a mobile food irradiator in the state of Washington provided by the Atomic Energy Commission. It will be traveling about the state doing demonstrations and experimentations in the irradiation of all kinds of agricultural and food products; and as soon as these are released for human consumption, a new industry is going to spring up in the state.

"A great deal of this is due to the work and efforts of Don Koch who has been working here and I know you have all met him. I know you have all heard him talk and know how dynamic he is. I could read many accolades that have been given to him. The Atomic Energy Commission recently pointed out that Washington State is leading every other state in nuclear energy and this accolade by the Atomic Energy Commission stated specifically that much of this was the result of the work of one man, Don Koch.

"The other day the director of Nuclear Energy in the state of Idaho stated, 'We must set our star according to the standards set by Washington State. They are the leader. If we are wise, we will follow them.'

"These are some of the things I wanted to bring to your attention: This new, budding industry in this field and the leadership of it."

The committee of honor escorted Mr. Koch from the rostrum to a place of honor in the Senate Chamber.

The Secretary read:

SENATE RESOLUTION

1967 - 19

By Senators McCormack, Bailey, Canfield, Neill, Ryder, Greive and Henry:

Whereas, Nuclear science and technology have advanced, producing new demands on federal and state governmental units to promote orderly development of new resources within a framework assuring maximum protection of public health and safety; and

Whereas, The federal government has pursued a program for several years encouraging state and regional participation and responsibility with regard to nuclear development, licensing and regulation; and

Whereas, Effective and timely response by state action to responsibilities imposed by the nuclear age requires coordinated action, a willingness and ability to share information and ideas, and a governmental structure enabling unified action by the states involved; and

Whereas, Other regions of the nation have already found that those needs and responsibilities may be best met and discharged through creation and operation of an interstate board or commission functioning in unison by compact; and

Whereas, The Western Governors' Conference has by unanimous resolution created a committee on western interstate nuclear cooperation; and

Whereas, The committee on western interstate nuclear cooperation has studied, met, and declared;

(1) Time is of the essence.

(2) It is in the best interests of the western states and its business community to accelerate the nuclear industry in the western states by the formation of a formal organization dedicated to advancing programs, projects, and activities which individual state programs could not expect to produce. And further, that interim arrangement be made whereby western interstate nuclear cooperation could be made effective immediately until such time as formal compact agreements are reached.

(3) The goal of western interstate nuclear cooperation is the maximum utilization of human and technological resources to catalyze the western region's vast potential for the peaceful application of nuclear energy for economic development.

(4) A formal western interstate nuclear compact, recognized and supported by the federal government is the preferable vehicle for interstate nuclear cooperation.

(5) The two major objectives which can best be achieved through a formal western interstate nuclear compact, and are of sufficient importance to justify the formation of such a compact, are:

(a) To provide a unified governmental voice at the federal level which has federal recognition and support.

(b) To provide a vehicle through which uniform state regulation pertaining to interstate commerce in the nuclear field may be handled.

Now, Therefore, Be It Resolved (1) That the Senate hereby declares its position as favoring a continuing study of western interstate nuclear cooperation leading to the maximum utilization of human and technological resources for the peaceful application of nuclear energy; and

(2) That recognizing that the legislative process among the several states is not concurrent enjoins the governor to cooperate in western interstate nuclear cooperation arrangements until enactment of state and federal legislation; and

(3) That the question of western interstate nuclear cooperation be referred to the most appropriate legislative interim committee for study and that this committee be authorized to cooperate with the various interested groups and make a report and recommendations to the 1969 Washington legislature.

On motion of Senator McCormack, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Kupka and Faulk to escort Senator Knoblauch to the rostrum.

With leave of the Senate, business was suspended to permit Senator Knoblauch to present a large bouquet of wine rhubarb to the President and to address the Senate.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 20, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Concurrent Resolution No. 7, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: Frank W. Foley, William A. Gissberg, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., February 18, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 162, have inspected same, and find it correctly engrossed.

....., *Chairman.*

We concur in this report: Frank W. Foley, William A. Gissberg, Perry B. Woodall.

Senate Bill No. 120:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Authorizing destruction of certain juvenile records by director of institutions (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass as amended.

Frances Haddon Morgan, *Chairman.*

We concur in this report: Larry Faulk, Herbert H. Freise, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 278:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Establishing plan for classification and salaries of appraisers (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Al Henry, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 323:

Senate Chamber,
Olympia, Wash., February 18, 1967.

Increasing legal notice publication rates (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, William A. Gissberg, Mike McCormack, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 366:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Prescribing safety regulations for mobile trailer homes (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

George W. Kupka, *Chairman.*

We concur in this report: Frank Connor, Sam C. Guess, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 378:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Regulating real estate brokers and salesmen (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, James E. Keefe, Reuben A. Knoblauch, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 409:

Senate Chamber,
Olympia, Wash., February 19, 1967.

Pertaining to vocational rehabilitation (reported by Committee on Public Institutions):

MAJORITY recommends that Substitute Senate Bill No. 409 be substituted therefor and the substitute bill do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 11:

Senate Chamber,
Olympia, Wash., February 20, 1967.

States law governing when securities issued by corporation organized under U.S. laws; amends Uniform Act for simplification of fiduciary security transfers (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 12:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Allows fiduciary to hold in trust securities issued by the fiduciary (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 38:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Increasing salaries of superior court judges (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, H. B. (Jerry) Hanna, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 405:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Deleting women's jury service exemption (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, Wash., February 15, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Senate Bill No. 436

"An Act relating to the expenses and costs of the legislature including subsistence payments and expenses of members; making appropriations therefor; and declaring an emergency."

Very truly yours,

Raymond W. Haman,
Legal Counsel.

State of Washington, Office of the Governor,
Olympia, Wash., February 17, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Senate Bill No. 8

"An Act relating to county boundaries; creating a county boundary advisory commission; prescribing powers, duties and functions; and authorizing counties to allocate funds."

Very truly yours,

Raymond W. Haman,
Legal Counsel.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 18, 1967.

Mr. President:

The House has adopted: Senate Concurrent Resolution No. 7, and the same is here-with transmitted.

House of Representatives,
Olympia, Wash., February 18, 1967.

Mr. President:

The House has passed: Engrossed Substitute House Bill No. 76,
Engrossed House Bill No. 100,
Substitute House Bill No. 139,
Engrossed House Bill No. 203.

Engrossed House Bill No. 226,
 Engrossed House Bill No. 227,
 House Bill No. 252,
 House Bill No. 339,
 Engrossed House Bill No. 446,
 House Bill No. 637, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: Senate Concurrent Resolution No. 7:

FIRST READING OF BILLS

The following were read first time by title and acted upon as indicated:

Engrossed Substitute House Bill No. 76, by Committee on Public Health and Welfare:

An Act relating to public assistance; amending section 5, chapter 90, Laws of 1965 extraordinary session and RCW 74.32.040; adding new sections to chapter 26, Laws of 1959 and to Title 74 RCW; repealing section 4, chapter 30, Laws of 1965 and RCW 74.13.030; repealing sections 74.14.010, 74.14.020, 74.14.030, 74.14.040, 74.14.050, 74.14.060, 74.14.070, 74.14.080, 74.14.090, 74.14.100, 74.14.110, 74.14.120, 74.14.130, 74.14.140, and 74.14.150, chapter 26, Laws of 1959 and RCW 74.14.010, 74.14.020, 74.14.030, 74.14.040, 74.14.050, 74.14.060, 74.14.070, 74.14.080, 74.14.090, 74.14.100, 74.14.110, 74.14.120, 74.14.130, 74.14.140, and 74.14.150; repealing section 6, chapter 90, Laws of 1965 extraordinary session and RCW 74.32.050; and prescribing penalties.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 100, by Representatives Morrison, Newhouse and Haussler (by Departmental request):

An Act relating to agricultural products; amending section 1, chapter 139, Laws of 1959 as amended by section 1, chapter 232, Laws of 1963 and RCW 20.01.010; amending section 3, chapter 139, Laws of 1959 and RCW 20.01.030; and adding new sections to chapter 139, Laws of 1959 and to chapter 20.01 RCW.

Referred to Committee on Agriculture and Horticulture.

Substitute House Bill No. 139, by Committee on Local Government:

An Act relating to counties; authorizing counties to construct, condemn and purchase, acquire, add to, maintain, conduct and operate systems of sewerage, water and drainage; providing for financing and modes of payment therefor and the making and collection of charges; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 203, by Representatives Gorton, Leckenby and Heavey (by Executive request):

An Act relating to civil rights; amending section 1, chapter 183, Laws of 1949, as amended by section 1, chapter 37, Laws of 1957, and RCW 49.60.010; amending section 2, chapter 183, Laws of 1949, as amended by section 3, chapter 37, Laws of 1957, and RCW 49.60.030; amending section 3, chapter 183, Laws of 1949, as last amended by section 1, chapter 103, Laws of 1961, and RCW 49.60.040; amending section 2, chapter 270, Laws of 1955, as amended by section 5, chapter 37, Laws of 1957, and RCW 49.60.050; amending section 3, chapter 270, Laws of 1955, and RCW 49.60.060; amending section 4, chapter

270, Laws of 1955, and RCW 49.60.070; amending section 5, chapter 270, Laws of 1955, and RCW 49.60.080; amending section 6, chapter 270, Laws of 1955, as amended by section 6, chapter 37, Laws of 1957, and RCW 49.60.090; amending section 7, chapter 270, Laws of 1955, and RCW 49.60.100; amending section 5, chapter 183, Laws of 1949, and RCW 49.60.110; amending section 8, chapter 270, Laws of 1955, as amended by section 7, chapter 37, Laws of 1957, and RCW 49.60.120; amending section 9, chapter 270, Laws of 1955, and RCW 49.60.130; amending section 10, chapter 270, Laws of 1955, and RCW 49.60.140; amending section 11, chapter 270, Laws of 1955, and RCW 49.60.150; amending section 12, chapter 270, Laws of 1955, and RCW 49.60.160; amending section 13, chapter 270, Laws of 1955, and RCW 49.60.170; amending section 1, chapter 68, Laws of 1959, and RCW 49.60.175; amending section 9, chapter 37, Laws of 1957 as amended by section 1, chapter 100, Laws of 1961 and RCW 49.60.180; amending section 15, chapter 270, Laws of 1955, as amended by section 16, chapter 37, Laws of 1957, and RCW 49.60.230; amending section 16, chapter 270, Laws of 1955, as amended by section 17, chapter 37, Laws of 1957, and RCW 49.60.240; amending section 17, chapter 270, Laws of 1955, as amended by section 18, chapter 37, Laws of 1957, and RCW 49.60.250; amending section 19, chapter 37, Laws of 1957, and RCW 49.60.255; amending section 21, chapter 37, Laws of 1957, and RCW 49.60.260; amending section 22, chapter 37, Laws of 1957, and RCW 49.60.270; amending section 24, chapter 37, Laws of 1957, and RCW 49.60.290; amending section 10, chapter 183, Laws of 1949, as last amended by section 4, chapter 100, Laws of 1961, and RCW 49.60.310; amending section 11, chapter 183, Laws of 1949, and RCW 49.60.320; adding a new section to chapter 49.60 RCW; repealing section 15, chapter 37, Laws of 1957, and RCW 49.60.217; repealing section 25, chapter 37, Laws of 1957, and RCW 49.60.300; and providing penalties.

Referred to Judiciary Committee.

Engrossed House Bill No. 226, by Representatives McDougall, Kiskaddon, Beck, Gallagher, Bozarth, Berentson, Veroske and Farr (by Executive request):

An Act relating to motor vehicles; empowering officers of the Washington state patrol to require motor vehicle drivers to stop and display their drivers' licenses and/or submit their motor vehicles to inspections and tests; adding a new section to chapter 12, Laws of 1961 and to chapter 46.64 RCW; and declaring an emergency.

Referred to Judiciary Committee.

Engrossed House Bill No. 227, by Representatives Cunningham, Zimmerman, Bozarth, May, Wolf, Veroske and Smythe (by Executive request):

An Act relating to motor vehicle driver's licenses and driver education; amending section 46.20.100, chapter 12, Laws of 1961 as amended by section 43, chapter 170, Laws of 1965 extraordinary session, and RCW 46.20.100; amending section 46.20.102, chapter 12, Laws of 1961 as amended by section 12, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.102; amending section 46.20.104, chapter 12, Laws of 1961 as amended by section 13, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.104; amending section 46.20.120, chapter 12, Laws of 1961 as amended by section 9, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.120; amending section 27, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.311; amending section 29, chapter 121, Laws of 1965 extraordinary

session and RCW 46.20.322; amending section 43, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.342; amending section 4, chapter 39, Laws of 1963 and RCW 46.81.030; adding new sections to chapter 46.20 RCW; and prescribing penalties.

Referred to Committee on Highways.

House Bill No. 252, by Representatives Conner, Jueling and Newschwander:

An Act relating to health care services; and adding new sections to chapter 48.44 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

House Bill No. 339, by Representative Johnson:

An Act relating to display of national and state flags; and amending section 1, chapter 88, Laws of 1955 and RCW 1.20.015.

Referred to Committee on Highways.

Engrossed House Bill No. 446, by Representatives Holman, Wolf and Lux:

An Act relating to veterinary medicine, surgery and dentistry; amending section 21, chapter 71, Laws of 1941, as amended by section 2, chapter 92, Laws of 1959, and RCW 18.92.015; amending section 3, chapter 92, Laws of 1959, and RCW 18.92.021; amending section 4, chapter 71, Laws of 1941, as last amended by section 2, chapter 157, Laws of 1961, and RCW 18.92.030; amending section 13, chapter 124, Laws of 1907, as last amended by section 5, chapter 92, Laws of 1959, and RCW 18.92.040; amending section 20, chapter 71, Laws of 1941, as amended by section 13, chapter 92, Laws of 1959, and RCW 18.92.060; amending section 7, chapter 71, Laws of 1941, as amended by section 7, chapter 92, Laws of 1959, and RCW 18.92.100; amending section 10, chapter 71, Laws of 1941, as amended by section 8, chapter 92, Laws of 1959, and RCW 18.92.115; amending section 11, chapter 124, Laws of 1907, as last amended by section 9, chapter 92, Laws of 1959, and RCW 18.92.120; amending section 19, chapter 71, Laws of 1941, as amended by section 12, chapter 92, Laws of 1959, and RCW 18.92.145; amending section 13, chapter 71, Laws of 1941, as amended by section 1, chapter 157, Laws of 1961, and RCW 18.92.160; amending section 14, chapter 71, Laws of 1941, as amended by section 11, chapter 92, Laws of 1959, and RCW 18.92.180; repealing section 8, chapter 71, Laws of 1941 and RCW 18.92.110; and repealing section 6, chapter 92, Laws of 1959 and RCW 18.92.155.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 637, by Representatives Holman, Charette and Brazier:

An Act relating to recording of real property conveyances; and amending section 2, chapter 278, Laws of 1927 and RCW 65.08.070.

Referred to Judiciary Committee.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed Senate Bill No. 181 on third reading.

Engrossed Senate Bill No. 181, by Senators Peterson (Ted), Talley, Knoblauch and Mardesich:

Amending the electrical installations law.

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed Senate Bill No. 181 was returned to second reading and read the second time by sections.

On motion of Senator Metcalf, the following amendment was adopted:

Beginning on page 2, section 2, line 33, strike the underlined material through "equipment," on page 3, line 1.

On motion of Senator Peterson (Ted), the following amendment was adopted:

On page 5, section 3, line 24, after "duties" strike "or" and insert "[or]" and on line 25 after "of" insert "new construction or altered"

POINT OF INQUIRY

Senator Hallauer:

"Mr. President, would Senator Peterson yield to a question:

"Senator Peterson, Senator Henry during the debate on the bill the other day had some objections arising out of his public utilities districts in connection with the installation of poles and lights in the more remote counties. Do the amendments you have offered take care of Senator Henry's problem?"

Senator Peterson (Ted):

"Mr. President:

"In answer to Senator Hallauer's question, yes, Senator Henry was satisfied. There was some question as to whether a public utility could go into the area of setting a pole on a playfield. He received a letter, and I believe every member of the Committee on Rules and Joint Rules received the same letter. Mr. Billington has contacted Senator Henry and he has received a letter telling him that it is necessary to have an extension of 150 feet for lighting on any property such as a farm for night light. Senator Henry was satisfied and this cleared the PUD's on this matter."

On motion of Senator Peterson (Ted), the rules were suspended, Reengrossed Senate Bill No. 181 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Peterson yield to a question:

"Senator Peterson, you were courteous in granting the request made for these amendments which were attached just a moment ago and I do appreciate that. I wanted to call your attention to this letter from the Benton County PUD opposing the basis of the rate increase which they claimed was not justified and I wonder if you would care to comment on that and whether or not that difference of opinion has been removed."

Senator Peterson (Ted):

"Mr. President, members of the Senate:

"Yes, I explained that originally in my comments on the bill. With the population explosion and the additional building that is going on, particularly in multiple unit dwellings as well as building in general and the large buildings, it has been necessary to add additional inspectors and the one thing that is difficult now for them to meet in their budget is the fact that we allowed a twelve to seventeen percent salary increase and this increase will take care of that matter, Senator."

Debate ensued.

Senator Woodall:

"Mr. President, would Senator Peterson further yield:

"Senator Peterson, we do have existing ground crews of various utility companies, public and private. I am not worried about PUD's, but we have private power companies. Now would the crews that have, up to the present time, been making these installations where they will go into a farmer's place and hook on to his water pump or his irrigation pump or one of these lights like you mentioned at 150 feet, in the event that it takes more than 150 feet to get to the particular farm installation, for example a water pump—is there anything in this bill that the crews that have been

doing this for lo these many years must now suddenly get this additional electrical license to keep doing what they have always been doing?"

Senator Peterson (Ted):

"Senator Woodall, I would say there is no change in that whatsoever. The 150 feet we speak of was as far as you can spread an adequate string of wires from one pole to another. They can't go beyond that. What you do beyond that, yourself, is not included in the bill. You can do anything you want. There is no change."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 181, and the bill passed the Senate by the following vote: Yeas, 35; nays, 10; excused, 4.

Those voting yea were: Senators Andersen, Bailey, Connor, Cooney, Doré, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington—35.

Those voting nay were: Senators Atwood, Canfield, Chytil, Donohue, Hallauer, Lennart, McCormack, McMillan, Redmon, Woodall—10.

Excused: Senators Durkan, McCutcheon, Stender, Williams—4.

Reengrossed Senate Bill No. 181, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 94, by Senators Mardesich, Peterson (Ted) and Rasmussen:

Requiring state licenses for plumbers.

The Senate resumed consideration of Senate Bill No. 94 on second reading and the committee amendments to page 11.

It was moved by Senator Peterson (Ted) that the committee amendments to page 11 be adopted.

On motion of Senator Uhlman, the following amendment to the committee amendment was adopted:

On line 3 of the committee amendment to page 11, new section 28, strike "thirty-five" and insert "twenty-five"

On motion of Senator Peterson (Ted), the committee amendment as amended was adopted.

On motion of Senator Lewis, the following amendment was adopted:

On page 1, section 2, line 9, after "person" strike "who is indentured by the state apprenticeship council to learn" and insert "learning", and on line 11 after "and" insert "/or"

It was moved by Senator Kupka that the following amendment be adopted:

On page 5, section 9, line 22, after "council" and before the period insert: "Provided, That the applicant, upon submission of competent proof that he has completed the requirements for an associate degree from a community college (in mechanical trades), shall be given priority in assignment and processing"

Debate ensued.

POINT OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Kupka yield:

"I assume this amendment is exclusive only to junior colleges. It would have no effect on those people who graduated from vocational-technical schools?"

Senator Kupka:

"No, it would not have any effect on any other school. It is applied only to junior colleges so the student would get credit for time which went into their field of study or even practice of it."

Senator Atwood:

"Why would it not apply to a graduate of a vocational-technical school? Why wouldn't a graduate of a vocational-technical school get as much credit as a junior college student?"

Senator Kupka:

"I think they do. They do get credit for time and we wanted to make sure the students who are in junior colleges, who are going to attempt to pattern their vocational training after the vocational schools, have an equal chance to get credit for their time within the time that is required to become a journeyman in their field."

Debate ensued.

Senator Woodall:

"Mr. President, may I ask one more reading of this amendment?"

The amendment was read by the Secretary.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Guess yield:

"Senator Guess, as I now read this amendment, it seems to me you are exalting a junior college graduate over a graduate of a recognized trade school. This is the way it reads to me. Now I cannot see on what premise you exalt someone who went to a junior college over someone who went to a recognized trade school."

Senator Guess:

"Senator Woodall, if it would help, we can send to the Secretary of the Senate an amendment to the amendment which would apply to graduates of vocational schools. Of course the community colleges and junior colleges are something new and it was not clear during the hearings whether or not these students were getting the processing they should have, so we felt this should be put in there."

Debate ensued.

MOTIONS

On motion of Senator Greive, Senate Bill No. 94 was ordered to retain its place on the second reading calendar for tomorrow.

At 1:15 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, February 21, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-FOURTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Tuesday, February 21, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Stender.

On motion of Senator Atwood, Senator Stender was excused.

The Color Guard, consisting of Pages Dale Rowe, Color Bearer, and Deborah King, presented the Colors.

Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Our Father God and our fathers' God, to Thee, whose first recorded word in the Sacred Scriptures is 'Let there be light', we do now at the beginning of another day of this legislative session invoke the sending forth of Thy light and truth to guide the presiding officer and the members of this House.

"We pray for Thy wisdom in their thinking, for Thy spirit in their attitudes, and that Thy will be done in their actions, to the glory of Thy Name and for the greatest good of this our great commonwealth, through Jesus Christ our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 20, 1967.

Mr. President:
Your Committee on Claims and Auditing, to whom was referred Senate Concurrent Resolution No. 9, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., February 20, 1967.

Mr. President:
Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 181, have inspected same, and find it correctly reengrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Marshall A. Neill.

Senate Bill No. 28:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Authorizing fire districts to levy special assessments (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Wilbur G. Hallauer, Ernest W. Lennart, August P. Mardesich, Mike McCormack, A. L. Rasmussen, Robert C. Ridder, Wesley C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 331:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Restoring equality of business competition (reported by Committee on Commerce, Manufacturing and Licenses) :

MAJORITY recommends that it do pass. George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Gordon Herr, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 360:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Authorizing civil service for employees in certain counties (reported by Committee on Cities, Towns and Counties) :

MAJORITY recommends that Substitute Senate Bill No. 360 be substituted therefor and the substitute bill do pass. Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Martin J. Durkan, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 438:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Removing certain exemptions under consumer protection act (reported by Committee on Commerce, Manufacturing and Licenses) :

MAJORITY recommends that it do pass. George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Gordon Herr, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 20, 1967.

Mr. President:

The House has adopted: Senate Concurrent Resolution No. 9, and the same is herewith transmitted. Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: Senate Concurrent Resolution No. 9.

The President declared the Senate to be at ease.

The President Pro Tempore called the Senate to order at 10:50 a.m.

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President, a matter of personal privilege:

"On February second I presented to the Senate, along with Senators Bailey and Guess, a resolution requesting the investigation of a number of strange proceedings by the Washington State Horse Racing Commission and by the horse track operators whom this commission is supposed to regulate. The allegations included connivance between the Commission and the track operators at an expense of \$125,000 annually to the state, payroll padding and conflict of interest on the part of state employees.

"The Senate chose to amend the resolution to substitute investigation of this distressing set of facts by changing the proposed select committee of three senators to be chosen by the President to the requirement that this matter be investigated by the

Legislative Budget Committee. There were promises given on this floor of prompt and decisive action by members of that committee.

"It has now been nineteen days since the Senate approved this resolution calling for this investigation by the Legislative Budget Committee, with a report to be rendered by the fifty-seventh day of the session. Only thirteen days of the original thirty-two remain. Now let's take a look at where this subject now stands:

"I have talked with Chairman Backstrom of the Legislative Budget Committee at least ten times to urge action and I have also talked to Senator Neill at least as many times for the same purpose. Action has always been promised and I have been told to be patient and I have been told that special counsel must be retained and care must be taken to make certain that such counsel is completely free of any connection with horse racing or gambling or with individuals who desire to bring competitive greyhound racing to this state.

"Gentlemen, these are the very points that I raised with the Legislative Budget Committee myself on February third, the day following the passage of the Senate resolution. It was obvious from the beginning that the busy staff of the Legislative Budget Committee was otherwise occupied and it would be difficult for them to find time to devote to this enterprise. The only way to have established an orderly and productive investigation was necessarily by appointment of honest, effective counsel to review the mass of evidence, financial reports and other testimony and data and then to submit to the budget committee a precise plan for a public hearing whereby the maximum of information could be obtained by the committee for its dedicated aim of improvement of law and the processes of state government. Up to this point I have been deeply disappointed with my colleagues of the legislature who are on the budget committee. I really expected better of them. The many assurances I had from them are beginning to have quite a hollow ring when so much of the allotted time has gone by with very little done. To me the slow smothering by kindness of a Senate inquiry into the horse racing operations of the state exhibits once again the political power of those who are connected with this business. The curious inability of a committee of the legislature to devote itself to a simple Senate resolution on the investigation of horse racing activities tends to confirm the attitudes of those who would place the legislature, itself, under suspicion. I also ask at this time on the public record that the scope of this inquiry be broadened to investigate the possible obligations to the horse tracks on the part of individual legislators. It is rumored that such obligations do exist.

"I had intended to make this statement even stronger. However, at long last yesterday Chairman Backstrom of the Legislative Budget Committee advised me of some degree of belated action. Richard Johnson, an attorney from Everett, has been retained and is to report today for duty. He has quite a job facing him in the next thirteen days to study the scope of the inquiry and subpoena witnesses. Perhaps it is best now to state my reservations about this particular appointment. Everyone knows that this is a politically sensitive issue. Mr. Johnson has been said to have been one of the 1964 Evans' campaign managers for Snohomish county. He is reputed as having had a falling out with the state administration.

"The sponsors of this resolution intended the inquiry to be a non-political one. This leaves a very muddled situation right now when there should be clarity of purpose. We need full investigation without political overtones, without whitewashing and without any trace of political enmity. I urge that the Legislative Budget Committee immediately review the qualifications of its retained counsel. If these truly are satisfactory then action should be had at once. The people of the state of Washington have a right to see the truth unshielded by any legislative curtain."

Senator Neill:

"Mr. President:

"I can very readily join with Senator Hallauer in his remonstrance as to the somewhat dilatory tactics of the chairman of the Legislative Budget Committee and I am very unhappy about this myself. As to his remarks concerning any political overtones, this was the very purpose why I stood on the floor of this Senate and asked that the Legislative Budget Committee be given the task of taking on this investigation because of its extremely equal bi-partisan nature and I stand ready to stand behind the Budget Committee that this will be conducted in that manner.

"Now we have held either three or four meetings of the committee to lay ground rules and get into this investigation. It is most regrettable that our chairman saw fit not to include and invite Senator Hallauer to our last and most productive meeting

of the committee. This was done despite our instructions to the committee to the contrary, and for this I apologize to Senator Hallauer.

"We will get the job done. Time is running short but if it appears at any time that the Legislative Budget Committee of which I happen to be the Vice Chairman is not able to handle the job, I am going to be the first one to come back on the floor of this Senate and ask the committee to be relieved of its responsibility and I will join in with Senator Hallauer in his original resolution.

"I apologize to the Senator for not having been notified of the one meeting where we did have the members of the Racing Commission in before us and dug into many of these factors but I assure you, Senator, the committee is going to get this job done."

SECOND READING OF BILLS

Senate Bill No. 94, by Senators Mardesich, Peterson (Ted) and Rasmussen:
Requiring state licenses for plumbers.

The Senate resumed consideration of Senate Bill No. 94 on second reading and the amendment proposed by Senator Kupka.

With the consent of the Senate, Senator Kupka was permitted to withdraw the amendment.

On motion of Senator Woodall, the following amendment was adopted:

On page 10, section 23, line 29, after "residence" strike all the material down to and including "Further" on line 31 and insert "or farm: *Provided, however*"

On motion of Senator Hallauer, the following amendment was adopted:

Beginning on page 11, strike all of section 30 and renumber the remaining sections consecutively.

On motion of Senator Guess, the following amendment was adopted:

On page 5, section 9, line 22, after "council" and before the period insert " : *Provided*, That the applicant, upon submission of competent proof that he has graduated from an accredited vocational technical trade school or that he has completed the requirements for an associate degree from a community college (in mechanical trades), shall be given priority in processing and assignment"

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed Senate Bill No. 94 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, will Senator Peterson (Ted) yield:

"Senator, if I read this bill correctly, should a man want to become a plumber, unless some man who is now a plumber will let him work with him, this man—regardless of how much training he has—can never get a job as a plumber. Do you read the bill that way?"

Senator Peterson (Ted):

"This is not true, Senator. I believe that is why Senator Guess put his amendment in the bill because they can come in various ways before the apprenticeship council. They can go through actual training with a plumber, an individual plumber, a journeyman plumber or a master plumber. They can come through the criteria of the community college. They can come through vocational training, as long as they can meet the requirement on the apprenticeship training and before the council there is no problem at all, Senator."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 94, and the bill passed the Senate by the following vote: Yeas, 24; nays, 16; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Bailey, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Marquardt, Morgan, Neill, Peterson (Ted), Ridder, Uhlman—25.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Donohue, Lennart, McMillan, Mardesich, Metcalf, Pritchard, Redmon, Ryder, Twigg, Washington, Williams, Woodall—16.

Absent or not voting: Senators Gissberg, Hallauer, Lewis, Peterson (Lowell), Rasmussen, Sandison, Talley—7.

Excused: Senator Stender—1.

Engrossed Senate Bill No. 94, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Bailey:

"Mr. President, point of personal privilege:

"I would like to state that Senators Gissberg, Lowell Peterson, Rasmussen and several others who were absent on the last vote are with the State Capitol Committee meeting with the Governor at this time on a bill that is pending before the legislature and I want the record to show the reason they are absent on the last roll call. There are several others and I really don't have the full list, but I wanted the record to show that the members of the Natural Resources Committee are meeting with the State Capitol Committee at this time."

Senate Bill No. 76, by Senators Uhlman, Neill, Hanna, Andersen and Foley: Enacting a model nonprofit corporation code.

REPORT OF STANDING COMMITTEE

Senate Bill No. 76:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Enacting a model nonprofit corporation code (reported by Judiciary Committee): MAJORITY recommends that it do pass as amended.

On page 45, section 83, line 22, after "corporation," and before "dollars" strike "five" and insert "two"

On page 49, line 31, after the period following "thereof" add a new sentence to read as follows: "The repeal of a prior act or acts by this act shall not affect any existing corporation organized for a purpose or purposes other than those for which a corporation might be organized under this act."

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, John T. McCutcheon, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment to page 45, section 83, line 22 was adopted.

MOTION

On motion of Senator McCutcheon, Senate Bill No. 76 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 42.

Senate Bill No. 275, by Senators McCormack, Ryder, Foley, Gissberg, Peterson (Lowell), Chytil and Washington (by Departmental request):

Providing for electronic voting and vote counting machines.

On motion of Senator McCormack, Senate Bill No. 275 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 212.

Senate Bill No. 212, by Senators Herrmann, Hanna and Lennart:

Amending law authorizing insurance and health care programs for public employees.

The bill was read the second time by sections.

On motion of Senator Durkan, the following amendment was adopted:

On page 1, section 1, line 18 after "plans" and before "Provided" insert " : *Provided, That any department, division or separate agency of state government, and any county, municipality or other political subdivision of the state acting through its principal supervising official or governing body shall provide the employees thereof a choice of policies or plans through contracts with not less than two regularly constituted insurance carriers or health care service contractors: and*"

On page 1, section 1, line 18 after "Provided" and before the comma, insert "Further"

On motion of Senator Ryder, the following amendment was adopted:

On page 1, section 1, line 11, strike "school district,"

It was moved by Senator Ryder that the following amendment be adopted:

On page 1, section 1, line 22, after "dependents" strike all the material down to the period on line 27 and insert " : *Provided further, That the contributions of any department, division or separate agency of the state government [and school districts] shall be limited to not to exceed fifty percent of any premium therefor, or [five] ten dollars per month per employee covered, whichever is less except that such limitation shall not apply to employees employed under chapter 47.64 RCW: Provided further, That provision for school district employees shall not be made under this act but shall be as provided in RCW 28.76.410.*"

Debate ensued.

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Ryder yield to a question:

"Senator Ryder, can you tell us the total impact or cost of doubling this feature?"

Senator Ryder:

"No, Senator Guess, I have not checked that out, but it is considerably less than the way the bill now reads which takes the limit off entirely."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Ryder, the following amendment was adopted:

On page 2, section 2, line 9, after "dependents" insert "*whenever funds shall be available for that purpose, the regents, trustees or board of directors of any of the state's educational institutions or school districts may contribute toward the cost of such life, health and accident insurance, including hospitalization and medical aid for the employees of their respective institutions or school districts in an amount not to exceed fifty percent of the premiums therefor, or ten dollars per month per employee covered, whichever is the lesser*" and on line 9, after "dependents." strike all the material down to and including "district." on line 10 and insert "[The premiums due on such liability insurance shall be borne by the university, college or school district.]"

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 212 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 212, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Hallauer, Pritchard—2.

Excused: Senator Stender—1.

Engrossed Senate Bill No. 212, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 275, by Senators McCormack, Ryder, Foley, Gissberg, Peterson (Lowell), Chytil and Washington (by Departmental request):

Providing for electronic voting and vote counting machines.

The bill was read the second time by sections.

It was moved by Senator McCormack that the following amendment be adopted:

On page 6, section 14, line 15, after "Sec. 14. (1)" strike all the matter down to and including "election officer" on line 19 and insert "Pursuant to RCW 29.04.080, the secretary of state shall by appropriate regulation devise and prescribe"

Debate ensued.

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, would Senator McCormack yield:

"Senator McCormack, do you have other amendments to this bill?"

Senator McCormack:

"Yes."

Senator Gissberg:

"How many amendments do you have?"

Senator McCormack:

"I have a total of five amendments on the bill."

MOTION

It was moved by Senator Gissberg that Senate Bill No. 275 be referred to the Committee on Ways and Means.

Debate ensued.

It was moved by Senator Foley that the motion by Senator Gissberg be laid upon the table.

The motion was carried on a rising vote and the motion by Senator Gissberg was laid upon the table.

The President Pro Tempore declared the question before the Senate to be the adoption of the amendment by Senator McCormack.

The motion was carried and the amendment was adopted.

On motion of Senator McCormack, the following amendments were adopted:

On page 6, section 14, beginning on line 25, strike all of subsection (2) and renumber the remaining subsection consecutively.

On page 6, section 14, line 32, strike "section" and insert "Act"

On motion of Senator Atwood, the following amendment was adopted:

On page 7, section 17, line 12, after "located" strike all the material down to and including "location" on line 14 and insert "wherever within the county in the judgment of the county auditor"

On motion of Senator McCormack, the following amendment was adopted:

On page 11, beginning on line 29, strike all of the material down to and including "act." on page 12, line 3.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 4, section 9, line 16 after "unless it" strike remainder of section 9 and insert "fulfills the requirements of subsections (1) to (9), inclusive, and subsection (14) of RCW 29.33.090."

Debate ensued.

POINTS OF INQUIRY

Senator Ryder:

"Mr. President, would Senator Gissberg yield to a question:

"Senator Gissberg, does this amendment put this requirement in, in addition to the requirements which are in the bill now so far as secrecy and this sort of thing is concerned, or does it strike these and put in the present law?"

Senator Gissberg:

"Mr. President, Senator Ryder:

"I wish I could specifically answer that, Senator Ryder, but I cannot, I would believe however that the entire section is stricken and substituted for it is the requirement that the device must fulfill the requirement of subsections (1) to (9) and subsection (14) of one of our existing statutes and I wish that I could give you a specific answer but I don't know in the absence of having the code before me. In other words, I do not know whether subsections (1) to (9) and subsection (14) of the existing statute incorporates all of these plus the two things that I mentioned. It may be you would want to hold this on the calendar so we can make that determination, Senator, but I cannot honestly answer you. I believe that it would incorporate everything that is now here in addition making certain that the other two, the other portions of the existing code are incorporated in the law so that there is a provision with respect to over-voting and retention of the party rows or columns on the little sheet that you punch."

Senator Ryder:

"Mr. President, one further question:

"This amendment does not put back into the law the straight party voting?"

Senator Gissberg:

"No, it simply puts back into this bill the existing requirements of the law and of course we don't have that in the existing law, Senator."

Senator Rasmussen:

"Mr. President, would Senator Gissberg yield:

"I think you cleared it up with the answer to Senator Ryder. This does not do away with the blanket primary then?"

Senator Gissberg:

"No."

Senator Rasmussen:

"You are just striking the new section out of this law and the old law still stands?"

Senator Gissberg:

"Yes."

Senator Atwood:

"Mr. President, would Senator Gissberg yield:

"Senator Gissberg, you are substituting one additional requirement in the statute which is the requirement of subsection (9) RCW 29.33.090, 'It shall correctly register or record all votes cast for any and all persons and for or against any and all measures.'

"You cannot do that on cards. Is that the intent of the amendment?"

Senator Gissberg:

"You mean the cards will not register or record when you punch the hole—of course that should record whether you are for or against the matter, should it not?"

Senator Atwood:

"That's right, but the machine carries the total all the time and of course you are voting on separate cards. Each voter votes on a card. You wouldn't have the total until it was run through the computer."

Debate ensued.

MOTION

It was moved by Senator Gissberg that Senate Bill No. 275 be ordered to retain its place on the second reading calendar for tomorrow:

Debate ensued.

The motion was carried.

Senate Bill No. 42, by Senators Woodall, Greive and Atwood (by Legislative Council request):

Regulating commercial transactions.

On motion of Senator Woodall, Substitute Senate Bill No. 42 was substituted for Senate Bill No. 42 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Substitute Senate Bill No. 42 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 42, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Voting nay was: Senator Herrmann—1.

Absent or not voting: Senators Dore, Lennart, Morgan—3.

Excused: Senator Stender—1.

Substitute Senate Bill No. 42, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Guess served notice that he would on the next working day move to reconsider the vote by which Substitute Senate Bill No. 42 passed the Senate.

Senate Bill No. 76, by Senators Uhlman, Neill, Hanna, Andersen and Foley:

Enacting a model nonprofit corporation code.

The Senate resumed consideration of Senate Bill No. 76 on second reading.

On motion of Senator Uhlman, the committee amendment to page 49, line 31 was adopted.

On motion of Senator Uhlman, the following amendment was adopted:

On page 7, section 11, line 33, after "fice." add "The resident agent and registered office shall be designated by duly adopted resolution of the board of directors; and a verified statement of such designation, executed by the president or a vice president of the corporation, together with a copy of the board of directors' designating resolution certified as true by the secretary of the corporation, shall be filed with the secretary of state."

It was moved by Senator Uhlman that the following amendment be adopted:

On page 46, section 87, line 33, after "act." add "The provisions of this section shall not apply to a domestic or foreign corporation which, by declaration, order or ruling of the Internal Revenue Service of the United States government is exempt from the obligation to file income tax return."

Debate ensued.

POINT OF INQUIRY

Senator Dore:

"Mr. President, would Senator Uhlman yield to a question:

"Senator, is this limited only to those corporations organized under the laws of the state of Washington?"

Senator Uhlman:

"Yes, nonprofit corporations organized under the laws of the state of Washington also file of course as nonprofit corporations and as such are subjected to fairly major disclosure on the part of the federal government under the internal revenue service regulations."

Senator Dore:

"Senator, the point I am getting at is a number of religious organizations such as the Sisters of Jesus and Mary, I think they are organized in Oregon. They are an Oregon corporation and they had houses up here in Washington. You are not exempting them out of the act as I understand."

Senator Uhlman:

"They are not exempt from the disclosure portions. Senator McCutcheon has an amendment which he is going to propose which I do not feel is a good one, and he will be attempting to exempt them from the disclosure portions. I don't agree. I think they and all other organizations should file a return. It would not be onerous to file a return. All my amendment does is simply aim at the interrogatories in section 87."

Senator Dore:

"What purpose would they have in filing a return? What benefit would that possibly be? It is an extra burden on them to file with the Secretary of State. What is your purpose? What evil are you trying to correct?"

Senator Uhlman:

"I wouldn't state them in terms of evils. I would state them in terms of attempting to determine how legitimate corporations are. There have been corporations which may

call themselves by the grandest name possible. I suspect they might even steal the Good Sisters' name on occasion or something sounding very close to it, unless we ask these organizations to file. Now I am suggesting that if they have had the exemption under the internal revenue service regulations and haven't filed there, that they need not be subjected to the harrassment, if they can be called that, of interrogatories. But I believe very firmly all should file."

Senator Andersen:

"Mr. President, will Senator Uhlman yield to a question:

"Senator Uhlman, would you explain again just briefly so the matter can be clear to all of us including the sponsors exactly what people does this exemption exempt?"

Senator Uhlman:

"Senator, if you will turn to Section 87, you will notice that it deals only with propounding interrogatories by the Secretary of State. This simply exempts the corporation, domestic or foreign, which by declaration, order or ruling of the internal revenue service of the United States government is exempt from obligation to file income tax return. There is nothing further than that."

Senator Andersen:

"I understand that, Senator Uhlman, but I mean who are we talking about? What corporations would this be? I am not asking for a legal definition of corporations. What specific kind of corporation is being exempted? Are these churches, hospitals, what exactly are they?"

Senator Uhlman:

"Just nonprofit corporations. Is your question, Senator, what corporations come within the internal revenue service exemption? It is my understanding that it is those corporations which have convinced the federal government that they are truly eleemosynary corporations and truly nonprofit corporations."

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator McCutcheon that the following amendment be adopted:

On page 43, section 80, line 10, after "state," and before "shall" insert "except a domestic or foreign corporation which by declaration, order or ruling of the internal revenue service of the United States government is exempt from the obligation to file income tax return,"

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Kupka, Washington, Cooney, Dore, Connor, McMillan, McCutcheon, Metcalf, Uhlman, and Keefe.

ROLL CALL

The Secretary called the roll. The motion was lost and the amendment was not adopted by the following vote: Yeas, 19; nays, 28; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Connor, Cooney, Donohue, Dore, Foley, Greive, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Peterson (Lowell), Sandison, Talley—19.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Durkan, Faulk, Freise, Gissberg, Guess, Hallauer, Henry, McCormack, Mardesich, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Twigg, Uhlman, Washington, Williams, Woodall—28.

Absent or not voting: Senator Morgan—1.

Excused: Senator Stender—1.

On motion of Senator McCutcheon, the following amendment was adopted:

On page 50, section 100, line 16, after "parts of acts" insert ", except in so far as may be applicable to the rights, powers and duties of persons and corporations not subject to the provisions of this act."

MOTIONS

It was moved by Senator Durkan that consideration of Senate Bill No. 76 be indefinitely postponed.

Debate ensued.

On motion of Senator Uhlman, the motion to indefinitely postpone Senate Bill No. 76 was made a special order of business immediately following consideration of Substitute Senate Bill No. 79.

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 1:35 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:35 p.m.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 48:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Authorizing insurance rating organizations (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 52:

Senate Chamber,
Olympia, Wash., February 18, 1967.

Amending the administrative procedures act (reported by Judiciary Committee):

MAJORITY recommends that Substitute Senate Bill No. 52 be substituted therefor and the substitute bill do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 57:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Providing for removal of certain actions from justice court to superior court (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 81:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Pertaining to insurance for hire motor vehicles (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 105:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Insurance company to pay attorneys' fees of insured gaining judgment against his own carrier (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 152:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Raising auto financial responsibility limits (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 214:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Prohibiting discrimination because of race or of the particular geographic area in issuing insurance (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 259:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Amending deed of trust act (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 297:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Changing credit union credit committee loan approval requirements (reported by Committee on Banks, Financial Institutions and Insurance):
MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 397:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Pertaining to insurance company investments (reported by Committee on Banks, Financial Institutions and Insurance):
MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 484:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Authorizing financial institutions to make loans to students insured by federal government (reported by Committee on Banks, Financial Institutions and Insurance):
Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 523:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Providing for grounds of cancellation to be in insurance policies and providing for notice in case of cancellation or refusal to accept risk (reported by Committee on Banks, Financial Institutions and Insurance):
MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 524:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Providing liability of insurance companies on certain real property in that amount specified in policy (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that Substitute Senate Bill No. 524 be substituted therefor and that the substitute bill do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 525:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Providing for incontestability clauses in disability insurance policies (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 526:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Providing insured may not be denied benefits on a policy of insurance for unknown physical defects at time of insurer's acceptance (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 529:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Providing for accidental death and dismemberment insurance for state employees and officials on nonscheduled aircraft flights in course of employment (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Mar-

quardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 561:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Prohibiting subrogation of insurer for hospital and medical expenses of insured's other policies of insurance (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Doré, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 582:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Authorizing establishment of branch banks on military reservations (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Doré, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.
Senators Hanna, Connor and Lennart demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant-at-Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Stender who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Substitute Senate Bill No. 79.

Substitute Senate Bill No. 79, by Committee on Agriculture and Horticulture:

Regulating the dairy industry and prices therein.

The bill was read the second time by sections.

It was moved by Senator Williams that the following amendment be adopted:

On page 7, subsection (24), line 25 after "plan." insert "'Minimum prices'" as used in this act shall constitute advisory, recommended or suggested prices and shall have no other force or effect."

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Hanna yield to a question:

"Senator, the words, 'price fixing' have been raised here several times and Senator Canfield says this is the intent and purpose of the bill. Do you agree with that statement?"

Senator Hanna:

"It depends upon what kind of language you wanted to use, Senator Rasmussen. I prefer to use the language, 'stabilization.'"

Senator Rasmussen:

"Senator Hanna, does or does not the Constitution prohibit the legislature from engaging in price fixing, even if it is called 'stabilization'?"

Senator Hanna:

"I would have to defer to someone better versed on constitutional law than I. I do not profess to be in that category. I honestly cannot answer the question, Senator Rasmussen."

Debate ensued.

It was moved by Senator Talley that the amendment be laid upon the table.

Senator Hanna demanded a roll call and the demand was sustained by Senators Knoblauch, Connor, Bailey, Washington, Greive, Talley, Williams, Chytil, Lewis and Atwood.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment was laid upon the table by the following vote: Yeas, 34; nays, 14; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Ridder, Sandison, Talley, Washington—34.

Those voting nay were: Senators Andersen, Faulk, Gissberg, Greive, Mardesich, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Twigg, Uhlman, Williams, Woodall—14.

Excused: Senator Stender—1.

MOTIONS

It was moved by Senator Williams that Substitute Senate Bill No. 79 be referred to the Committee on Ways and Means.

Debate ensued.

It was moved by Senator Talley that the motion by Senator Williams be laid upon the table.

The motion was carried on a rising vote and the motion by Senator Williams was laid upon the table.

It was moved by Senator Williams that the following amendment be adopted:

On page 7, subsection 24, line 20 after "of" insert "advisory" and after "establishing" insert "advisory"

With leave of the Senate, Senator Williams was permitted to withdraw the amendment

It was moved by Senator Williams that the following amendment be adopted:

On page 10, section 9; line 33, after "wholesale distributor," insert "and"
 On page 11, line 1, strike "and retailer"

Debate ensued.

It was moved by Senator Bailey that the amendment be laid upon the table.

Senator Williams demanded a roll call and the demand was sustained by Senators Peterson (Ted), Andersen, Redmon, Chytil, Bailey, Greive, Kupka, Rasmussen and Dore.

ROLL CALL.

The Secretary called the roll. The motion was carried and the amendment was laid upon the table by the following vote: Yeas, 25; nays, 23; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Freise, Guess, Hanna; Henry, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, Marquardt, Morgan, Peterson (Lowell), Ridder, Sandison, Talley, Uhlman—25.

Those voting nay were: Senators Andersen, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Herr, Keefe, McCutcheon, McMillan, Mardesich, Metcalf, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Twigg, Washington, Williams, Woodall—23.

Excused: Senator Stender—1.

It was moved by Senator Williams that the following amendment be adopted:

On page 14, section 14, line 28, after "rates," insert "reasonable return on necessary capital investment,"

Debate ensued:

POINTS OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Williams yield:

"Senator Williams, I thought there was an agreement there would be a different amendment on line 27. This is a new one to me."

Senator Williams:

"Senator Canfield, the draftsman said this is the place the amendment should go."

Senator Canfield:

"I think that is a substantial change over the agreed upon amendment which was cost of production."

Senator Williams:

"The draftsman said this is correct. This is the same language as the processor."

Debate ensued.

Senator Uhlman:

"Mr. President, would Senator Williams yield:

"Senator Williams, I haven't heard much said about the consumer on this amendment. If we guarantee a reasonable return on capital investment to the dairy farmer and we guarantee a reasonable return on capital to the producer or middle man, then I have two questions: Have any other states taken this attack and second what is going to happen to the milk price if we guarantee everybody a reasonable return irrespective of market conditions all the way up the line?"

Senator Williams:

"My answer to those questions is simply this concern about consumer doesn't seem to be the concern of this bill. I am saying if we are going to pass the bill, we might at least be equitable and give the dairy farmer the same break we give the processor."

Debate ensued.

Senator Woodall:

"Mr. President, would Senator Williams yield:

"Senator Williams, is it your position that the bill as now written gives no guarantee of a minimum price to the man who actually milks the cows?"

Senator Williams:

"The bill as now written does set a minimum price for dairy farmers also, but in listing the factors to be considered, it did not list the matter of return on investment which is listed as factors to be considered in setting the price for processors."

Senator Woodall:

"So your amendment then would give to the farmer the same element in computing a fair price that the processor uses when he determines when he is getting a fair price?"

Senator Williams:

"Yes."

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Williams that the following amendment be adopted:

On page 18, subsection (2), line 17, after "bution," strike "and reasonable return on necessary capital investment,"

Debate ensued.

On motion of Senator Talley, the amendment was laid upon the table.

The Secretary read the following amendment by Senator Williams:

On page 18, subsection (2), line 18, after "representative" insert "producers,"

There being no objection, Senator Williams was permitted to withdraw the amendment.

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Mr. President, I have a parliamentary inquiry:

"I have a request from my secretary to advise her what to do about our three o'clock meeting of the Committee on Labor and Social Security. Could I be informed how long we are going to be in session today, or shall I instruct the state employees to go home or stay on overtime waiting to testify? We have other visitors at the committee meeting, also."

Senator Bailey:

"Mr. President, would Senator Rasmussen yield:

"How many amendments do you have on the desk, Senator Rasmussen?"

Senator Rasmussen:

"That is confidential information, Senator."

Senator Bailey:

"Mr. President, we are going to see this through and get this bill over with and either vote it up or down. I think we have to take care of the action on the floor. We had planned to have committee meetings, but the action on the floor, I feel, takes priority today."

REPLY BY THE PRESIDENT

The President:

"Senator Rasmussen, it is practically impossible for the President to answer your question at this time."

Senator Rasmussen:

"Mr. President, could I then announce that the Committee on Labor and Social Security meeting for today is cancelled?"

The President:

"You have my permission."

Senator Rasmussen:

"Thank you. It's cancelled!"

PERSONAL PRIVILEGES

Senator Ryder:

"Mr. President, personal privilege:

"Senator Greive is off the floor but I have intended to make a protest some time when he was on the floor and I hope that he comes before I finish speaking.

"We have had a very lax running of the Senate the last week or so in which there has been delay after delay after delay which has been avoidable. We have waited here for an hour for Senator Hallauer a few minutes ago when we are under Call of the Senate. This could have been ascertained before the Call was put on that Senator Hallauer was not available and he could have been excused. But this was not done. We have been very lax and very dilatory in the way things have been run here on the Senate floor. I am not pointing the finger at any one person particularly, but it seems to me that the leaders on the majority side could tighten up the efficiency of our floor operations so that we get some of these things done. On Friday night we had the same problem when a couple of Senators were absent when the Call was put on. It could easily have been ascertained before the Call was put on that the Senators were absent and they could have been excused. It seems to me in many areas we have been unduly and unnecessarily delayed in the consideration of these bills. Again, Mr. President, I would like to register a protest. We have tried to run a tight ship on this side and tried to keep track of our Senators when a Call was put on or there were things where it was necessary to have them on the floor. At least we knew that they were not available so that we could excuse them or we knew where we could find them. Now I am not pointing the finger at any particular Senators. Perhaps they should keep a little closer contact with the leaders and let them know where they are. Nevertheless it is still up to the leaders to check before this sort of thing happens and I think we can save a lot of time and we can get on with the business of the house much more expeditiously if a little more attention is paid to what is going on on the floor."

Senator Greive:

"Mr. President:

"Politics being what it is, I certainly would expect that some fine day toward the end of the session when the television cameras are in full swing and the gallery press is present that Senator Ryder would make such an attack. It is to be expected. I don't think there is anything very unusual about it. It happens every session and every session you have to explain rather patiently something which I am sure the good Senator is very much aware of:

"One, committees have to meet. If we don't permit our committees to function, we will have ill-considered bills and we will have a great many problems. I don't know how many bills have lost on the floor of the Senate. If I recollect correctly, we haven't lost a bill yet on the floor of the Senate of the state of Washington. Maybe one or two have slipped by but my recollection is there have been few if any. Obviously once a bill gets to the floor, it has an excellent chance of passage. In many instances that is perfunctory.

"The real service and the real job that is done is accomplished in the sorting and screening process which is one of the committee functions, not one of floor action. As a result we have taken a position that it was absolutely necessary that we permit the committees to function. To choke the committees is but to give us ill-considered legislation and we would be doing committee work on the floor of the Senate.

"Now as far as the Senators not being on the floor, true, some of the Senators have been off the floor and I make no apology for them. They will have to shoulder the burden themselves, although I recall Friday evening we attempted to speed up the processes. We attempted to somehow keep going and it was the Republicans that would not suspend the rules and would not let us go ahead, even though the vote was not crucial. They said they wanted to teach the particular Senator under the circumstances a lesson. Maybe I have the wrong man, but if I recall, Senator Ryder made that statement. Certainly it was from the Republican side.

"It certainly seems to me like one hundred percent politics is being played. I can also remember just as many requests of Senator Bailey and myself for delays. Even this evening I understand we can't have an evening session because a Republican member requested the use of this particular auditorium—and that is what it is going to be tonight—so some local folks can hear a choir sing. But this particular Republican felt that it was necessary and he had already requested this as a stadium so we would have to forego the necessity of having a night session since we had given a prior commitment.

"All I can say is this is a two way street as to delays. These are not delays caused by Democrats. These are delays caused by individual Senators. If we are guilty, I think the Republicans are also guilty. I think it is about time we did speed things up. We are doing our level best and I don't think this is the place or time for accusations when your hands aren't clean either."

Senator Rasmussen:

"Mr. President, speaking on personal privilege:

"After inquiring I did call my secretary and asked her to cancel the meeting. We did have the room full of people. Some of them have come from long distances to testify on bills that they were notified were going to be on our list. I do wish—and I am not saying anything about the argument going on here between Senator Ryder and Senator Greive—that there was some way when we have scheduled our committee meetings and people have come from long distances that the Senate would chop off for committee meetings and come back and work all night if necessary.

"We are inconveniencing a lot of people that put themselves out to make a personal effort and come here to give us their views on bills. That is my only argument, that we should establish a definite cutoff time. This bill, as far as I am concerned and I know the majority of the members of the Senate are concerned, could be worked on all night and all day some other time when we do not have committee meetings scheduled. I have apologized to those people through my secretary for the inconvenience we have caused them. But it means a lot to them. It may mean nothing to us. I do wish we could establish a firm schedule for committees."

Senator McMillan:

"Mr. President, point of personal privilege:

"I have an apology to make to the body here. It was myself that caused this trouble Friday night here. I see that it is reacting unfavorably to Senator Greive. I am very sorry for that. I want to assure you that absolutely no blame should be attached to the Senator. The blame should be attached squarely where it belongs and that is strictly on my shoulders."

Senator Guess:

"Mr. President, members of the Senate:

"The Eastern Washington State Collegians are coming to Olympia. This was an invitation that I issued in October at the time that they sang for the Chamber of Commerce in Spokane. The Chamber of Commerce members are here in the north gallery, fifty strong, and they are looking forward to hearing the Collegians, but I am sure we could listen to them in the rotunda just as easily as we could in the Senate Chamber if it would please Senator Greive and we would be happy to change the arrangements and make the adjustment to the singing in the rotunda."

(Applause.)

The President:

"Gentlemen, the rules of the Senate do not provide for applause from the galleries. The President will have to ask you to remain quiet and conduct yourselves in an orderly manner. If there are any more demonstrations, the Sergeant at Arms will be requested to clear the galleries."

Senator Greive:

"Mr. President:

"Senator Bailey and I have conferred and there will be a night meeting tonight."

Senator Woodall:

"Now that we have the choir in the rotunda, Senator Greive is finally singing the right tune in the right key."

Senator Morgan:

"Mr. President, gentlemen of the Senate:

"I have been criticized. I want to speak on personal privilege. Some of us have been criticized because our committee work doesn't move as fast as some people would like it to move. I think a great deal of committee work has been going on here this afternoon with all of these amendments from the other side of the aisle. I for one resent it. I have had to cancel two or three committee meetings this afternoon."

Senator Greive:

"Mr. President:

"I would like to tell Senator Woodall once I got the craw out of my throat I could sing."

It was moved by Senator Williams that the following amendment be adopted:

On page 32, section 32, line 11, strike "Sec. 32.". Renumber Sec. 33. Sec. 32. Renumber remaining sections consecutively.

Debate ensued.

On motion of Senator Talley, the amendment was laid upon the table.

It was moved by Senator Williams that the following amendment be adopted:

On page 33, section 34, line 20, after "legislative." strike the sentence beginning with "Any" and ending on line 22 with "rule."

Debate ensued.

On motion of Senator Talley, the amendment was laid upon the table.

It was moved by Senator Williams that the following amendment be adopted:

On page 38, section 40, line 11, strike "Sec. 40."

Renumber Sec. 41 as Sec. 40.

Renumber remaining sections consecutively.

Debate ensued.

On motion of Senator Lewis, the amendment was laid upon the table.

It was moved by Senator Williams that the following amendment be adopted:

On page 40, section 42, line 4, after "fund" insert a period. Strike balance of sentence ending on line 7.

Debate ensued.

On motion of Senator Donohue, the amendment was laid upon the table.

It was moved by Senator Williams that the following amendment be adopted:

On page 41, line 14, strike all of section 45.

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Talley, Sandison, McCutcheon, McMillan, Morgan, Rasmussen, Uhlman, Herr, Connor and Williams.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment was adopted by the following vote: Yeas, 47; nays, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Voting nay was: Senator Gissberg—1.

Excused: Senator Stender—1.

It was moved by Senator Williams that the following amendment be adopted:

On page 41, section 45, line 17, insert a new section to be known as section 46 as follows: "NEW SECTION. Sec. 45. This act shall be submitted to the people for their adoption and ratification, or rejection, at the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1967, in accordance with the provisions of section 1, Article II of the state Constitution, as amended, and the laws adopted to facilitate the operation thereof."

Debate ensued.

It was moved by Senator Bailey that the amendment be laid upon the table.

Senator Hanna demanded a roll call and the demand was sustained by Senators Dore, Connor, Donohue, Kupka, Bailey, Sandison, Talley, Williams, Andersen, Lewis and Atwood.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment was laid upon the table by the following vote: Yeas, 28; nays, 20; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Morgan, Peterson (Lowell), Pritchard, Ridder, Sandison, Talley—28.

Those voting nay were: Senators Andersen, Canfield, Faulk, Gissberg, Hallauer, Herr, McCutcheon, Mardesich, Marquardt, Metcalf, Neill, Peterson (Ted), Rasmussen, Redmon, Ryder, Twigg, Uhlman, Washington, Williams, Woodall—20.

Excused: Senator Stender—1.

On motion of Senator Woodall, the following amendment was adopted:

On page 36, section 36, line 25, after "court of" strike "Thurston" and insert "the"

On line 26, after "county" insert "of the residence of the applicant or licensee"

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 13, subsection 3, line 16, after "business." strike "No licensee" and insert "Licensee"

Debate ensued.

On motion of Senator Hanna, the amendment was laid upon the table.

It was moved by Senator Hanna that the rules be suspended, that Engrossed Substitute Senate Bill No. 79 be advanced to third reading, the second reading considered the third, and the bill placed on final passage.

The motion was carried on a rising vote.

Senators Hanna, Talley and Henry demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 79, and the bill passed the Senate by the following vote: Yeas, 26; nays, 22; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Freise, Guess, Hallauer, Hanna, Henry, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Metcalf, Morgan, Neill, Peterson (Lowell), Ridder, Sandison, Talley, Washington—26.

Those voting nay were: Senators Andersen, Cooney, Durkan, Faulk, Foley, Gissberg, Greive, Herr, Herrmann, Keefe, McMillan, Mardesich, Marquardt, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Twigg, Uhlman, Williams, Woodall—22.

Excused: Senator Stender—1.

Engrossed Substitute Senate Bill No. 79, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Hanna, Engrossed Substitute Senate Bill No. 79 was ordered immediately transmitted to the House.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 4:45 p.m., on motion of Senator Greive, the Senate recessed until 7:00 p.m.

EVENING SESSION

The President called the Senate to order at 7:00 p.m.

On motion of Senator Hanna, Senator Gissberg was excused.

The Senate resumed consideration of Senate Bill No. 76 on second reading and the motion by Senator Durkan that the bill be indefinitely postponed.

MOTION

On motion of Senator Greive, Senate Bill No. 76 on second reading and the motion by Senator Durkan were made a special order of business immediately following consideration of Senate Bill No. 168.

Senate Bill No. 101, by Senators Freise, Twigg, Talley, Foley and Donohue: Eliminating termination date on nonresidents' retail sales tax exemption.

REPORT OF STANDING COMMITTEE

Senate Bill No. 101:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Eliminating termination date on nonresidents' retail sales tax exemption (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

On page 5, section 1, line 30, after "nontransferable" insert " , shall be renewable annually,"

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer, David E. McMillan, Frances Haddon Morgan, Robert C. Ridder, John N. Ryder, Gordon Sandison, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendment was adopted.

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 101 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 101, and the bill passed the Senate by the following vote: Yeas, 41; nays, 5; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Talley, Twigg, Washington, Williams, Woodall—41.

Those voting nay were: Senators Bailey, Hallauer, Neill, Sandison, Uhlman—5.

Absent or not voting: Senator Rasmussen—1.

Excused: Senator Gissberg, Stender—2.

Engrossed Senate Bill No. 101, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 283, by Senators Keefe and Lewis:

Authorizing first class cities and P.U.D.'s to contract with each other and electrical companies to acquire or operate nuclear and other thermal power generating facilities.

On motion of Senator Greive, Substitute Senate Bill No. 283 was substituted for Senate Bill No. 283 and the substitute bill was placed on second reading and read the second time by sections.

It was moved by Senator Washington that the following amendment be adopted:

On page 2, section 2, line 14, after "facility" and before the period insert " : Provided, That interest and paid financing costs defrayed by individual participants shall not be deemed operating or maintenance expenses for the purpose of any such allocation."

Debate ensued.

MOTION

It was moved by Senator Keefe that the amendment be laid upon the table.

Senator Washington demanded a roll call and the demand was sustained by Senators Bailey, Dore, Hallauer, Sandison, McCormack, Morgan, Metcalf, Marquardt and Ridder.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment was laid upon the table by the following vote: Yeas, 31; nays, 15; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Faulk, Freise, Gissberg, Greive, Guess, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Talley, Twigg, Williams, Woodall—31.

Those voting nay were: Senators Bailey, Chytil, Connor, Dore, Durkan, Foley, Hallauer, Hanna, Henry, McCormack, McCutcheon, Morgan, Ridder, Sandison, Washington—15.

Absent or not voting: Senators Rasmussen, Uhlman—2.

Excused: Senator Stender—1.

It was moved by Senator Washington that the following amendment be adopted:

On page 3, section 6, line 21, after "material furnished" strike "by any such city or public utility district"

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, will Senator Mardesich yield to a question:

"Senator Mardesich, as chairman of the Committee on Public Utilities of the Senate, I wonder if you have the impression that I do that is whether or not there was agreement between the representatives of the public utility district associations throughout the state and the private power people?"

Senator Mardesich:

"Very definitely the answer to that is 'yes.' If you want some elaboration I can give it to you, but there was agreement. As a matter of fact the substitute bill is the result of the work done by the attorneys for both sides who did appear before the committee and so state that the utilities generally had no objection to the bill. They indicated there were people who did not believe in the philosophy behind the bill, but generally they were in agreement with the provisions of the bill as drafted."

Debate ensued.

On motion of Senator Keefe, the amendment was laid upon the table.

It was moved by Senator Lewis that the rules be suspended, that Substitute Senate Bill No. 283 be advanced to third reading, the second reading considered the third and the bill placed on final passage.

Senator Washington demanded a roll call and the demand was sustained by Senators Bailey, Henry, McCormack, Hallauer, Hanna, Foley, Marquardt, Faulk and Twigg.

ROLL CALL

The Secretary called the roll and the motion was carried by the following vote: Yeas, 32; nays, 15; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Twigg, Uhlman, Williams, Woodall—32.

Those voting nay were: Senators Bailey, Chytil, Connor, Donohue, Dore, Foley, Hallauer, Hanna, Henry, McCormack, Rasmussen, Ridder, Sandison, Talley, Washington—15.

Absent or not voting: Senator McCutcheon—1.

Excused: Senator Stender—1.

Senators Keefe, Bailey and Woodall demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 283, and the bill passed the Senate by the following vote: Yeas, 31; nays, 16; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Faulk, Freise, Greive, Guess, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Twigg, Uhlman, Williams, Woodall—31.

Those voting nay were: Senators Bailey, Chytil, Connor, Dore, Durkan, Foley, Gissberg, Hallauer, Hanna, Henry, McCormack, Rasmussen, Ridder, Sandison, Talley, Washington—16.

Absent or not voting: Senator McCutcheon—1.

Excused: Senator Stender—1.

Substitute Bill No. 283, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act:

Senate Bill No. 168, by Senators Greive, Williams and Dore (by Executive request):

Implementing transportation functions of metropolitan municipal corporations.

REPORT OF STANDING COMMITTEE

Senate Bill No. 168:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Implementing transportation functions of metropolitan municipal corporations (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

On page 4, section 3, line 5, strike "or if the mayor shall be unable or unwilling to serve," and insert "if such city shall have the mayor-council form of government, and in other cities"

On page 6, section 6, line 19, after "parties" and before the period, insert " : Provided, That before any contract for the lease or operation of any metropolitan public transportation facilities shall be let to any private person, firm or corporation, competitive bids shall first be called upon such notice, bidder qualifications and bid conditions as the metropolitan council shall determine"

Gordon Herr, Chairman.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Al Henry, George W. Kupka, Ted G. Peterson, Joel M. Pritchard, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Greive, the committee amendments were adopted.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 168 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Woodall, Greive and Williams demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 168 and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Those voting nay were: Senators Mardesich, Rasmussen—2.

Excused: Senator Stender—1.

Engrossed Senate Bill No. 168, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Uhlman served notice that he would on the next working day move that the Senate reconsider the vote by which Engrossed Senate Bill No. 168 passed the Senate.

MOTION

It was moved by Senator Dore that the rules be suspended and that the Senate do immediately reconsider the vote by which Engrossed Senate Bill No. 168 passed the Senate.

The motion was carried.

The President declared the question before the Senate to be the final passage of Engrossed Senate Bill No. 168.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 168, and the bill passed the Senate by the following vote: Yeas, 44; nays, 3; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Washington, Williams, Woodall—44.

Those voting nay were: Senators Mardesich, Rasmussen, Uhlman—3.

Absent or not voting: Senator Herrmann—1.

Excused: Senator Stender—1.

Engrossed Senate Bill No. 168, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 8:45 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, February 22, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-FIFTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, February 22, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Greive and Ridder.

On motion of Senator Bailey, Senators Greive and Ridder were excused.

The Color Guard, consisting of Pages Reed Smith, Color Bearer, and Jacqueline Marsh, presented the Colors.

Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Our Father God, we thank Thee for beautiful America and on this day for all its heroes of faith and freedom who more than self their country loved.

"As the source and secret of George Washington's character and achievements lay in his conscious relationship and keen sense of responsibility to Thee, the God and Father of us all; so may the legislators of this great state named in honor of our first President manifest that same spirit of Christian statesmanship in the special legislative problems of today, through Jesus Christ our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 - 20

By Senators Hallauer, Woodall:

Whereas, The State of Washington is singularly honored in that the Indian peoples constituting the membership of the great Colville Indian Reservation which to find an equitable means of terminating federal supervision over the property and affairs of the Colville Indian Reservation and to become full-fledged citizens both of this nation and of the state; and

Whereas, This desire on the part of the membership has been evidenced by the action of the members of its Tribal Council; and

Whereas, Senator Henry M. Jackson introduced legislation in the Eighty-Eighth Congress providing for an end to the Colville Reservation and restoration to full rights as citizens to the membership and Representative Thomas S. Foley introduced like legislation for the Eighty-Ninth Congress:

Now, Therefore, Be It Resolved, By The Senate, That this petition be most respectfully submitted to the House of Representatives and to the Senate of the United States and to the Honorable Lyndon B. Johnson, President of the United States, urging immediate action to fulfill the desires of the membership of the Colville Reservation to

become citizens enjoying equal rights, privileges and responsibilities as other citizens of this state and of this nation; and

Be It Further Resolved, That the Secretary of the Senate submit copies of this Resolution to the Honorable Lyndon B. Johnson, President of the United States, to the Speaker of the House of Representatives of the United States, to the President of the Senate of the United States, and to each member of Congress from the State of Washington.

On motion of Senator Hallauer, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 21, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 79,

Senate Bill No. 94,

Senate Bill No. 101,

Senate Bill No. 168,

Senate Bill No. 212, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Marshall A. Neill, Perry B. Woodall.

Senate Bill No. 46:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Enacting the Washington Clean Air Act (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommends that Substitute Senate Bill No. 46 be substituted therefor and the substitute bill do pass.

David E. McMillan, *Chairman.*

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 201:

Senate Chamber,
Olympia, Wash., February 18, 1967.

Increasing membership of the judicial council (reported by Judiciary Committee): MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 240:

Senate Chamber,
Olympia, Wash., February 21, 1967.

Enlarging possible investments for moneys in the volunteer firemen's trust fund (reported by Committee on Rules and Joint Rules):

MAJORITY recommends that it be referred to Committee on Ways and Means.

John A. Cherberg, *Chairman.*

We concur in this report: Robert C. Bailey, Joe Chytil, John L. Cooney, Herbert H. Freise, William A. Gissberg, Wilbur G. Hallauer, H. B. Hanna, James Keefe, Reuben A. Knoblauch, Marshall A. Neill, John N. Ryder, Don L. Talley, Perry B. Woodall.

MOTION

On motion of Senator Rasmussen, the committee report was adopted and Senate Bill No. 240 was referred to the Committee on Ways and Means.

Senate Bill No. 247:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Enacting the multistate tax compact (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wesley C. Uhlman, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 333:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Increasing food and clothing allowance for members of state soldiers' home colony (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wesley C. Uhlman, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Memorial No. 3:

Senate Chamber,
Olympia, Wash., February 21, 1967.

Memorializing Congress to authorize social security payments to industrial insurance beneficiaries (reported by Committee on Labor and Social Security):

MAJORITY recommends that Substitute Senate Joint Memorial No. 3 will be substituted therefor and the substitute memorial do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Richard G. (Dick) Marquardt, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 93:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Amending the securities act of Washington (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,

....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 244:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Prescribing procedures and relating to fees of county clerks (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

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

MOTION

On motion of Senator Bailey, the Committee on State Government was relieved of further consideration of Senate Bill No. 538.

On motion of Senator Bailey, Senate Bill No. 538 was referred to the Committee on Labor and Social Security.

The Senate advanced to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 21, 1967.

Mr. President:
The Speaker has signed: Senate Concurrent Resolution No. 7, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., February 21, 1967.

Mr. President:
The Speaker has signed: Senate Concurrent Resolution No. 9, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia Wash., February 21, 1967.

Mr. President:
The House has passed: Substitute House Bill No. 37,
Engrossed House Bill No. 90,
Engrossed House Bill No. 123,
House Bill No. 479, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILL AND MEMORIAL

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 617, by Senator McCormack:

An Act relating to revenue and taxation; prescribing additional limitations on property taxes; adding new sections to chapter 15, Laws of 1961 and to Title 84 RCW; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Joint Memorial No. 15, by Senators Canfield, Woodall and Redmon:

Memorializing Congress to provide funds for construction of Bumping Lake enlargement.

MOTIONS

On motion of Senator Canfield, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 15.

On motion of Senator Woodall, the rules were suspended, Senate Joint Memorial No. 15 was advanced to second reading and read the second time in full.

On motion of Senator Woodall, the rules were suspended, Senate Joint Memorial No. 15 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 15 and the memorial passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Durkan, Lennart, Marquardt, Pritchard, Stender—5.

Excused: Senators Greive, Ridder—2.

Senate Joint Memorial No. 15, having received the constitutional majority, was declared passed.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Substitute House Bill No. 37, by Committee on Local Government:

An Act relating to state and local government; establishing and providing for the establishment of boundary review boards; prescribing their powers, duties and functions; prescribing the powers, duties and functions of certain public officers and agencies in relation thereto; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 90, by Representatives Litchman and Clark (Newman H.) (by Joint Committee on Governmental Cooperation request):

An Act relating to witnesses; creating a conditional privilege for public officers and reporters as to sources of information; and establishing procedures for the denial thereof.

Referred to Judiciary Committee.

Engrossed House Bill No. 123, by Representatives May, Garrett and Wolf:

An Act relating to crimes; and amending section 118, page 96, Laws of 1854 as last amended by section 1, chapter 146, Laws of 1961, and RCW 9.68.010.

Referred to Judiciary Committee.

House Bill No. 479, by Representatives McDougall, Richardson and Charlette (by Departmental request):

An Act relating to temporary real estate broker's permits and temporary real estate salesmen's permits; and amending section 13, chapter 222, Laws of 1951 as amended by section 8, chapter 235, Laws of 1953 and RCW 18.85.150. Referred to Judiciary Committee.

SECOND READING OF BILLS

Senate Bill No. 76, by Senators Uhlman, Neill, Hanna, Andersen and Foley:

Enacting a model nonprofit corporation code.

The Senate resumed consideration of Senate Bill No. 76 on second reading.

On motion of Senator Woodall, Senate Bill No. 76 on second reading and the motion by Senator Durkan to indefinitely postpone were made a special order of business at the end of today's second reading calendar.

Senate Bill No. 184, by Senators Uhlman and Woodall:

Authorizing a lien for towing and storage of vehicles.

REPORT OF STANDING COMMITTEE

Senate Bill No. 184:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Authorizing a lien for towing and storage of vehicles (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

On page 1, section 2, line 16, after "giving" and before "days" strike "ten" and insert "twenty"

On page 1, section 2, line 17, after the period following "sale" insert the following: "Such notice shall be placed in the hands of the sheriff or other proper officer, and shall be personally served on the registered owner and legal owner of the motor vehicle, in the same manner as is provided by law for the service of a summons: *Provided*, That if the registered or legal owner cannot be found in the county where the vehicle was impounded personal notice of the sale shall be forwarded to the registered or legal owner at his address, return receipt requested. Said notice must contain a description of the vehicle including its license number and motor number together with time and place of sale and a statement of the amount due."

On page 2, beginning on line 2, strike all the material down to and including "tion." on line 6.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

It was moved by Senator Uhlman that the committee amendment to page 1 be adopted.

On motion of Senator Freise, the following amendment to the committee amendment was adopted:

On page 1, line 12 of the committee amendment to line 17, after "address," and before "return" insert "by certified mail,"

The President declared the question before the Senate to be the adoption of the committee amendment to page 1 as amended.

The motion was carried and the amendment as amended was adopted.

On motion of Senator Uhlman, the committee amendment to page 2 was adopted.

It was moved by Senator Hallauer that the following amendment be adopted:

On page 1, after section 1, insert a new section to read as follows:

"NEW SECTION. Sec. 2. No lien shall attach against a motor vehicle picked up without the owner's knowledge or consent until the registered owner shall first have been notified by registered mail by the towing or wrecking company where he may obtain his motor vehicle and what charges are due and owing for moving and storage of his motor vehicle." Renumber the remaining sections consecutively.

Debate ensued.

POINTS OF INQUIRY

Senator Henry:

"Mr. President, would Senator Hallauer yield to a question:

"Senator Hallauer, some of us have hoped that this bill would correct the situation where for instance in Cowlitz county I believe there were something like sixty or more abandoned vehicles last year that presented quite an eyesore to the general public. The service station operators are asked to pick them up and bring them in and put them on their lots by the authorities and yet there is no way to dispose of these particular vehicles. If your amendment prevails, we would have to notify this party who abandoned it. Now what is the status of the bill regarding that point?"

Senator Hallauer:

"Senator Henry, the amendment would provide that the bill for the towing charges would apply after the registered mail was sent to the registered owner. It seems to me the individual who is the owner has a right to such notice before his vehicle is summarily taken away from him, just as you in ordering any kind of merchandise expect to know what you bought and how much you paid for it."

Senator Henry:

"As I understand the bill, the twenty days was adopted. As has happened many times, if a party becomes thoroughly disgusted with some old clunker and leaves it along the road, you have no notice of where to find him or anything else. This would prevent sale or wrecking of the vehicle until such time as you could locate the registered owner."

Senator Hallauer:

"Senator Henry, it says here, 'no lien shall attach until notice is given.' This is the problem."

Debate ensued.

It was moved by Senator Freise that the amendment be laid upon the table.

The motion was carried on a rising vote.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 184 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senator Stender:

"Mr. President, would Senator Washington yield to a question:

"Senator, I know that you haven't been participating in the debate, but isn't it so that last session we passed some sort of regulation with regard to the state patrol marking or ticketing cars on highways when they were standing off the road? Don't they now under our present law tag these cars?"

Senator Washington:

"I'm sorry, Senator. I can't answer that question."

Senator Stender:

"Then I would ask Senator Woodall under the provisions that you talk of where the car is blocking the road, I think that is the extreme thing, but I am wondering in the event the car is setting alongside of the road off the highway, on the shoulder, and the state patrolman came along and put a tag on it, under this bill would there be any time limit or could the patrolman just order a wrecker to haul it away?"

Senator Woodall:

"Senator, the contemplation of the act of course does not extend to the situation of a car that is parked off the highway. Now technically under the bill if the patrolman was utterly stupid, and just wanted to do it, conceivably he could call a wrecker and say that there was a car that had been off the highway for ten minutes and tow it in. I think you certainly would have a cause of action against the highway patrolman who would do such a silly thing, and certainly if the state patrolman abused it and said any car that was off the main portion of the highway that is merely parked out on the side or jacked up waiting for a change of tire or out of gas, I just don't believe that situation that you mention is going to occur. Conceivably it could, if the patrolman said the car had been there for ten minutes and he wanted it towed away. As a practical matter I can't conceive of it happening."

Debate ensued.

Senator Washington:

"Mr. President, would Senator Uhlman or Senator Woodall yield to a question:

"This debate brings to mind that the state patrol has talked to me about some abuses on the part of wrecking operators by having different charges, that they will find a vehicle that has had an accident or is blocking the way and they do need a wrecker and they report some of the charges are reasonable and some are unreasonable. As I recall the patrol has thought of trying to set up a schedule of fees which could be used not only in this case but even in the case where there isn't a lien and try to keep the charges proper. I wonder if this could be held over a day. I am sure the state patrol has some ideas and this might be just the way to help this particular bill out. I am not going to insist, but I am asking the question and will abide by your wishes."

Senator Uhlman:

"Senator Washington, in answer to your question, I would oppose a motion to hold it over. Chief Bachofner appeared before the Senate Judiciary Committee in favor of this bill, even though we extended the notice and made it more stringent as far as the operators were concerned. As far as the state patrol and the control of the fees, that is totally within the control of the state patrol to set these fees. In point of fact, I understand that at the present time the patrol is considering providing for contracts with various operators throughout the various jurisdictions. It is entirely within their ability and purview to take care of this and really it is an irrelevant question to this bill and this problem. The state patrol wants this bill and they are for it and they can go ahead and grant contracts and control the prices however they want to."

Debate ensued.

Senators Keefe, Knoblauch and Freise demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 184 and the bill passed the Senate by the following vote: Yeas, 34; nays, 13; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Freise, Gissberg, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Talley, Twigg, Uhlman, Washington, Williams, Woodall—34.

Those voting nay were: Senators Chytil, Donohue, Foley, Hallauer, Hanna, Kupka, Lennart, McCormack, Mardesich, Neill, Rasmussen, Sandison, Stender—13.

Excused: Senators Greive, Ridder—2.

Engrossed Senate Bill No. 184, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 275, by Senators McCormack, Ryder, Foley, Gissberg, Peterson (Lowell), Chytil and Washington (by Departmental request):

Providing for electronic voting and vote counting machines.

The Senate resumed consideration of Senate Bill No. 275 on second reading, and the amendment proposed by Senator Gissberg.

With leave of the Senate, Senator Gissberg was permitted to withdraw his amendment.

It was moved by Senator McCormack that the following amendment be adopted:

On page 4, section 9, line 31, following subsection (6) add a new subsection as follows:

"(7) Voting devices shall be so prepared for use to provide party column voting in separate party columns at partisan general elections."

Debate ensued.

POINTS OF INQUIRY

Senator McCutcheon:

"Mr. President, would Senator McCormack yield:

"Senator McCormack, does this have anything to do with blanket primaries? Did you repeal it or change it in any way?"

Senator McCormack:

"The answer to your question, Senator McCutcheon, is that this legislation has absolutely nothing to do with blanket primaries or straight party voting. It does not affect these laws in any way."

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Durkan that the following amendment be adopted:

On page 12, add a new section following section 23 as follows:

"NEW SECTION. Sec. 24. It being clearly understood that no state funds will be used to implement the printing of any manual to implement this act other than funds directly appropriated for this purpose."

Debate ensued.

Senator Morgan:

"Mr. President, would Senator Durkan yield:

"Senator Durkan, I am a member of the Committee on Ways and Means and I try to attend the meetings. Have we gone through every bit of this budget concerning the Secretary of State's office or have we begun to get started as yet?"

Senator Durkan:

"No, we haven't, Senator Morgan. We still have a lot of work to do on the Secretary of State's budget."

Senator Morgan:

"Senator Durkan, I just had some bills up in my committee and I have no doubt we are going to pursue financial needs for these bills. In other words, we have not considered the Secretary of State's budget as yet."

Senator Durkan:

"Not thoroughly, but the Secretary of State is the innocent victim here today. He isn't the one that has the problem. The problem simply is regardless of how much additional it costs, even if it is two pages, it is going to cost more money to print. That is what I am talking about. There is additional money involved. Now within his

budget he may be able to find a little money. That goes against the best policies of fiscal management. If he has any funds left over from appropriated funds for certain things, they should be returned to the general fund and I am sure that you agree with me on that. Now I am talking about anything other than where there is an appropriation involved, there is an amount of money that is going to be needed and all I said yesterday was that we should know how much so we can take care of it. Representations were made on the floor that there weren't going to be any funds needed. I think it is very clear now that there are going to be funds used. Senator Washington has said that unless an appropriation comes out of the Committee on Ways and Means, it is his understanding that the bill will not be implemented and I would think that probably is right."

Debate ensued.

Senator Woodall:

"Mr. President, would Senator Atwood yield:

"Senator Atwood, the other day we had a bill on judges' retirement. You heard Senator Ryder state that it had no impact in this immediate biennium on the budget and yet you were among those who voted to send it to the Committee on Ways and Means, to explore the possible future impacts. I am wondering on what theory you are now voting against sending this measure to Ways and Means which will have some immediate impact? You are voting no, yet you voted to send to Ways and Means the bill on the judges' retirement."

Senator Atwood:

"Thank you for pointing out my vote. We are not voting on sending bills to Ways and Means. We are voting on an amendment that we do not spend state funds, Senator, and that is the difference."

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator McCormack, the following amendment was adopted:

In line 17 of the title, after "RCW 29.85.160;" strike "making an appropriation;"

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 275 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 275 and the bill passed the Senate by the following vote: Yeas, 35; nays, 13; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Herr, Knoblauch, Kupka, Lewis, McCormack, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington—35.

Those voting nay were: Senators Cooney, Donohue, Durkan, Gissberg, Henry, Herrmann, Keefe, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Woodall—13.

Absent or not voting: Senator Williams—1.

Engrossed Senate Bill No. 275, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 7, by Senators Andersen and Keefe (by Legislative Council request):

Requiring annual reports of state parks concessionaires.

On motion of Senator Keefe, Senate Bill No. 7 was referred to the Committee on Rules and Joint Rules.

Senate Bill No. 74, by Senators Peterson (Lowell), Atwood and Mardesich:

Authorizing consolidation or contracting between diking, drainage, and flood control districts or zones.

On motion of Senator Peterson (Lowell), Substitute Senate Bill No. 74 was substituted for Senate Bill No. 74 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Substitute Senate Bill No. 74 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 74 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Donohue, Dore, Gissberg—3.

Substitute Senate Bill No. 74, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 89, by Senators Herrmann and Redmon (by Departmental request):

Making uniform the collateral security requirements for depositaries of the state and political subdivisions.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Senate Bill No. 89 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Herrmann yield:

"Senator, it states that it shall be irrevocably pledged. Is there any doubt heretofore that they were not so pledged?"

Senator Herrmann:

"What page are you referring to, Senator?"

Senator Lennart:

"The underlined material on page four, subsection (b) on line 28."

Senator Herrmann:

"I have been assured that there is no substantive change as far as the underscored matter is concerned and I think that is just the regular wording on the situation here. To directly answer your question, Senator, I don't know of any given factual situation that this particular wording is trying to correct."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 89 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Talley, Twigg, Uhlman, Williams, Woodall—45.

Voting nay was: Senator Ridder—1.

Absent or not voting: Senators Guess, Stender, Washington—3.

Senate Bill No. 89, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 104, by Senators Neill, Ryder and Talley (by Departmental request):

Requiring cities to record ordinances, which vacate real property, in the office of the county auditor.

On motion of Senator Rasmussen, Senate Bill No. 104 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 193.

Senate Bill No. 113, by Senators Woodall, Marquardt and Williams (by Departmental request):

Authorizing the director of the department of institutions to assign mentally ill patients to state hospitals where vacancies exist.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 113 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Talley:

"Mr. President, would Senator Freise yield to a question:

"Senator Freise, the only concern I have on this type of legislation is we may have someone out of our county at home who would normally be committed to Western State Hospital which is closer to home, but if the facility didn't want him there, they could bring him up to Medical Lake Hospital and it would be difficult for the family to take time to visit him and see that he is getting the proper treatment and care. What is your comment on that point?"

Senator Freise:

"Senator Talley, generally speaking the people will still be committed to the hospital nearest their home. But because of the decrease in population, it has been too costly to maintain all of the expert services at all of the hospitals, so in certain areas they may have a specific specialty in Eastern State Hospital that they do not have at Western State Hospital. But generally somebody from your area would still be sent to Western State unless there would be an extreme advantage in having the person go to Eastern State Hospital, and then they would only go there for the time necessary to obtain the specialized treatment. The Director of Institutions certainly recognizes the public relations in this and he doesn't want to aggravate anyone. This has been discussed with him and I really think it will work out to the patients' advantage to go for the necessary time for the specialized treatment."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 113 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senators Guess, Herr—2.

Senate Bill No. 113, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 139, by Senators Herr, Talley and Atwood (by Departmental request):

Regulating deposits of funds of joint operations of local governments.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 139 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 139 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—43.

Absent or not voting: Senators Cooney, Durkan, Guess, Herr, Pritchard, Woodall—6.

Senate Bill No. 139, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 163, by Senators Herr, Talley and Williams:

Authorizing warrants and arrests by teletype.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 163 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 163 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Voting nay was: Senator Lennart—1.

Absent or not voting: Senators Canfield, Guess, Pritchard—3.

Senate Bill No. 163, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 193, by Senators Stender, Ridder and Peterson (Ted) (by Executive request):

Establishing prevailing wage for public works contracts.

The bill was read the second time by sections.

On motion of Senator Stender, the rules were suspended, Senate Bill No. 193 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 193 and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Voting nay was: Senator Lennart—1.

Absent or not voting: Senators Canfield, Greive, Guess, Pritchard—4.

Senate Bill No. 193, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 104, by Senators Neill, Ryder and Talley (by Departmental request):

Requiring cities to record ordinances, which vacate real property, in the office of the county auditor.

On motion of Senator Rasmussen, Senate Bill No. 104 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 207, by Senators Atwood and Hanna:

Authorizing conferences and interim study committees of judges of courts of limited jurisdiction.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 207 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Dore:

"Mr. President, would Senator Atwood yield to a question:

"This is the age-old argument on the floor the same as last week. I assume this contemplates an appropriation. How much is it and who are we talking about?"

Senator Atwood:

"Any appropriation will be contained within the supreme court appropriation for this, if you will look at the bill."

Senator Dore:

"I know, but we have the bill from the House of Representatives over here. There is no provision for this as I see it. Is there an intent to put it in a supplemental budget?"

Senator Atwood:

"This bill itself does not carry an appropriation, Senator."

Senator Dore:

"What is the amount of money in the administrator's budget for this purpose?"

Senator Atwood:

"I couldn't answer that question."

Senator Dore:

"Who is going to go to these meetings? How many meetings are we talking about and does it include every justice of the peace in the state?"

Senator Atwood:

"If you will look at the bill, the Administrator is the one who will call the conferences and set down the rules and regulations for calling the conferences and determine who should attend."

Senator Dore:

"What I am asking, Senator, what is your intent? Who is to go to these meetings? What are you contemplating and how many meetings are you talking about?"

Senator Atwood:

"Well, I couldn't answer that. I don't know how many conferences the Administrator plans to call, if any. I don't think even the Administrator can answer that."

MOTION

On motion of Senator Dore, Senate Bill No. 207 was ordered to retain its place on the third reading calendar for tomorrow.

Senate Bill No. 215, by Senators Metcalf, Sandison and Bailey:

Defining "assets" of fire protection district on annexation by city or town. The bill was read the second time by sections.

On motion of Senator Metcalf, the rules were suspended, Senate Bill No. 215 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 215 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—46.

Absent or not voting: Senators McCutcheon, Pritchard, Washington—3.

Senate Bill No. 215, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 220, by Senators McCutcheon and Kupka:

Prescribing the procedure for selection of veniremen.

REPORT OF STANDING COMMITTEE

Senate Bill No. 220:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Prescribing the procedure for selection of veniremen (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 20, after "formula" and before "established" strike "similar to that"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 220 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 220 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—48.

Absent or not voting: Senator Williams—1.

Engrossed Senate Bill No. 220, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 233, by Senators Uhlman, Freise and Atwood:

Establishing probation and parole division.

On motion of Senator Uhlman, Senate Bill No. 233 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

Senate Bill No. 234, by Senator Gissberg:

Relating to utilities and transportation commission's authority regarding dividends. The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 234 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 234 and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Voting nay was: Senator McCormack—1.

Absent or not voting: Senator Pritchard—1.

Senate Bill No. 234, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

On motion of Senator Woodall, the Senate returned to the first order of business.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Guess moved that the Senate do now reconsider the vote by which Substitute Senate Bill No. 42 passed the Senate.

Debate ensued.

The motion was carried.

On motion of Senator Woodall, Substitute Senate Bill No. 42 on third reading and final passage was ordered to retain its place at the end of today's calendar for second reading.

The Senate advanced to the seventh order of business.

SECOND READING OF BILLS

Senate Bill No. 261, by Senators Dore, Peterson (Ted), and Connor:

Amending requirements for publication by county of notice of intention to sell property.

The bill was read the second time by sections.

On motion of Senator Connor, the rules were suspended, Senate Bill No. 261 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 261 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Woodall—40.

Absent or not voting: Senators Andersen, Dore, Durkan, Hanna, Kupka, McCormack, Rasmussen, Washington, Williams—9.

Senate Bill No. 261, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 311, by Senators Henry, Bailey and Metcalf:

Pertaining to compensation of public utility district commissioners.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Senate Bill No. 311 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Henry yield:

"This changes the philosophy of payment. The commissioners were on a per diem before. They have now come on a salary schedule."

Senator Henry:

"It is both. They claim that fewer meeting days are required under this particular deal, but it is still an option. They are allowed to retain the selection whether they pay them \$25.00 a day per diem or \$150.00 per month."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 311 and the bill passed the Senate by the following vote: Yeas, 40; nays, 4; absent or not voting, 5.

Those voting yea were: Senator Andersen, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Williams, Woodall—40.

Those voting nay were: Senators Atwood, Lennart, Redmon, Stender—4.

Absent or not voting: Senators Connor, Durkan, Hanna, McCormack, Washington—5.

Senate Bill No. 311, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

It was moved by Senator Uhlman that the Senate immediately consider Senate Bill No. 233 on second reading.

The motion was carried.

Senate Bill No. 233, by Senators Uhlman, Freise and Atwood:

Establishing probation and parole division.

REPORT OF STANDING COMMITTEE

Senate Bill No. 233:

Senate Chamber,

Olympia, Wash., February 9, 1967.

Establishing probation and parole division (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass as amended.

Beginning on page 5, line 19, strike all the material down to and including "files." on page 6, line 3.

Renumber the remaining sections consecutively.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the following amendments were adopted:

On page 3, section 8, beginning on line 10, strike all the material down to and

including ".067." on line 12 and insert "All such employees transferred herein shall continue to be governed in accordance with chapter 41.06, the state civil service law."

On page 7, section 16, beginning on line 15, after "if granted" strike "": *Provided, That probation shall not be granted to any person who is not eligible under the provisions of RCW 9.92.060 to receive a suspended sentence"*

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 233 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 233 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmusen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Durkan, McCormack, Redmon—3.

Engrossed Senate Bill No. 233, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The President declared the Senate to be at ease.

At 1:55 p.m., the Senate retired to the House chamber to meet in Joint Session for the purpose of participating in Memorial Services.

JOINT SESSION

The Sergeant at Arms announced the arrival of the Senate at the bar of the House.

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the President of the Senate to a seat beside the Speaker.

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the Senators to seats within the bar of the House.

The Speaker requested that Representatives McCaffree and Hurley escort Representative Kirk to a seat on the rostrum and requested Representatives Whetzel and Elicker to escort Representative Veroske to a seat on the rostrum.

The Speaker requested that Senators McMillan and Gissberg escort Senator Morgan to a seat on the rostrum.

The Speaker called the joint session to order and turned the gavel over to the President of the Senate.

The Secretary of the Senate called the roll of the Senate and all members were present.

The Clerk of the House called the roll of the House and all members were present.

The President of the Senate turned the gavel over to Representative Kirk. The following memorial services were observed:

MEMORIAL PROGRAM

Presiding: President of the Senate John A. Cherberg
Representatives Gladys Kirk and Fred A. Veroske
Co-Chairmen, House Memorials Committee

Somebody Bigger Than You and I..... Robert J. McGrath

INVOCATION

by

The Rev. Charles Howard Perry,
St. John's Episcopal Church, Olympia

Make A Joyful Noise Unto The Lord..... Evelyn Mae Allen
Accompanist, Norman Cascioppo

COLLEGIANS

Eastern Washington State College, Cheney
Dr. Ralph Manzo, Director

Sing To The Lord A New Song..... Track
Let Us Break Bread Together..... Ringwald
The Lord Bless And Keep You..... Lutkin
The Lord's Prayer..... Judith Greeley

Memorial Tribute..... Fred A. Veroske
Flower Tribute by Members of Senate and House

How Great Thou Art..... Robert J. McGrath

Benediction..... Father James Hamilton,
Sacred Heart Church, Tacoma

Taps..... John Curtis,
Olympia High School

MEMORIAL TRIBUTE

Representative Veroske

While anticipating this service of love and memory, I found myself wishing that it might follow the pattern set by our Quaker friends. If it did, we would gather quietly with no one person appointed to speak. All would sit in silence, each busy with his own thoughts.

It is not hard to imagine what thoughts would engage our minds in such moments of meditation. In varying sequence, they would run somewhat as follows:

A few at least would think first of the great glad gift of life.

Never do we appreciate life as much as when we linger in memory of those who no longer live with us.

Others, especially those who are older, would dwell on the brevity of life. They would recall that as children the years seemed endlessly long. They are but as yesterday, now they have passed, a little more than "a watch in the night."

This day, this place and the occasion fills us with hallowed memories. It is altogether proper and fitting that a day should be devoted in respectfully remembering the compatriots who have served during the passing of the years and now lay down their burdens. It is indeed worth our while to devote our thoughts for the momentous and weighty life principles of service that they have given to their fellow men. And, as surely as there is a time to sow, there will come a time to gather the harvest. For them, as for us, the life of man like the sun, rises out of darkness in the morning and sinks back into darkness at night. For them, as for us, are the same questions of mortal life and human destinies which prompted the troubled patriarch of old to ask the momentous question for which centuries have sought an answer, if a man dies, shall he live again?

Surely there is an after-life for all who have been loyal and true, a life to which light and peace shall come, where the love, the hope and the fulfillment that escape us here shall be given us, to be ours forever. As Whittier says:

"I only know I cannot drift
Beyond his love and care."

IN MEMORIAM

In tribute to the memories of these distinguished former members of the Senate and House who have passed from among us, we, the memorialists of the Fortieth Session, convey the respects of the Washington State Legislature, and present our memorials to be preserved in the Book of Memory, in the custody of the Secretary of State:

<i>In Memory of:</i>	<i>Tribute by:</i>
Arthur B. Langlie.....	Don Eldridge
Mon C. Walgren.....	Reuben A. Knoblauch
S. R. "Si" Holcomb.....	Leonard A. Sawyer
N. P. Atkinson.....	Joseph L. McGavick
Robert Bernethy.....	Charles Moon
James J. Bond.....	William S. Leckenby
Morris Bolinger.....	Joe D. Haussler
Guy E. Dunning.....	Caswell J. Farr
Harry Harder.....	Otto Amen
Clinton S. Harley.....	Newman H. Clark
Herbert S. Harter.....	Henry Backstrom
Russell Hoopingarner.....	William J. S. May
Arthur Jones.....	Alfred O. Adams
Roy Jones.....	Robert F. Goldsworthy
W. J. Knutzen.....	Duane L. Berentson
E. L. Koehler.....	Hugh Kalich
Fred Loomis.....	Robert L. Charette
D. V. Morthland.....	Fred G. Redmon
Kebel Murphy.....	Mrs. Joseph E. Hurley
G. Dowe McQuesten.....	Damon R. Canfield
Ann T. O'Donnell.....	Sam Smith
Harve H. Phipps.....	Edward F. Harris
Chart Pitt.....	Dick Taylor
Tony Roesli.....	Frank B. Brouillet
Reuben T. Smiley.....	W. L. McCormick
Ralph A. Smith.....	Paul H. Conner
J. W. Thein.....	Eric O. Anderson
William Wentworth.....	Sam C. Guess
Andrew Winberg.....	Robert C. Bailey

Mrs. Kirk returned the gavel to the President of the Senate.

MOTION

On motion of Mr. McDougall, the Joint Session was dissolved.

The President of the Senate returned the gavel to the Speaker of the House.

The Speaker requested Senators Hanna and Peterson (Lowell) and Representatives Grant and Bledsoe to escort the President of the Senate to his office.

The Speaker requested the Sergeants at Arms of the Senate and the House to escort the Senators back to the Senate chamber.

The Speaker requested Representatives McCaffree and Hurley to escort Representative Kirk from the rostrum and Representatives Farr and Moon to escort Representative Veroske from the rostrum.

The President called the Senate to order at 3:00 p.m.

MOTION

At 3:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, February 23, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-SIXTH-DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, February 23, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore and Herr.

On motion of Senator Bailey, Senators Dore and Herr were excused.

The Color Guard, consisting of Pages Dale Rowe, Color Bearer, and Eva-Britt Bergkvist, presented the Colors.

Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Almighty God, our heavenly Father, having chosen us to be Thy children and called us to be a great nation and commissioned us to a great task and promised grace sufficient for the day, may Thy Spirit indwell the members of this body that they may have power to live and labor as Thy servants in the affairs of this State.

"Give them deep insight into the complexities of the legislation to be enacted and then the high courage of their convictions, through Jesus Christ our Lord. Amen."

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

MOTION

It was moved by Senator McCormack that the subcommittee on Revenue and Taxation be authorized to use the Senate Chamber Tuesday, February 28, 1967, from 7:30 to 10:00 p.m. for the purpose of holding a hearing on the Governor's tax and revenue packages and tax reform measures.

The motion was carried.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 22, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 184,

Senate Bill No. 220,

Senate Bill No. 233,

Senate Bill No. 275, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: William A. Gissberg, Marshall A. Neill, Perry B. Woodall.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., February 22, 1967.

Dr. R. R. Rathfelder, to the position of member of the State Highway Personnel Board, appointed by the Governor January 16, 1967, for the term ending January 2, 1973 (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

Nat Washington, *Chairman,*
Al Henry, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Frank W. Foley, Herbert H. Freise, Sam C. Guess, Karl Herrmann, Reuben A.

Knoblauch, Ernest W. Lennart, August P. Mardesich, Richard G. (Dick) Marquardt, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules.

Senate Bill No. 4:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Increasing penalties on persons filing false property assessments (reported by Committee on Ways and Means):

MAJORITY recommends that Substitute Senate Bill No. 4 be substituted therefor and the substitute bill do pass.

Martin J. Durkan, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Fred H. Dore, William A. Gissberg, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 78:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Regulating public contract bidding (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that Substitute Senate Bill No. 78 be substituted therefor and the substitute bill do pass.

George W. Kupka, *Chairman.*

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson,

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 159:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Raising from \$100 to \$500 the minimum amount of county purchase or contract which requires posting of notice (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Dewey C. Donohue, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 175:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Requiring registration and beneficial use of water rights (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 347:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Defining crimes relating to credit cards (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 350:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Authorizing a referendum on outdoor recreational bond issues (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it be referred to Committee on Ways and Means.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison.

MOTION

On motion of Senator Ryder, the committee report was adopted and Senate Bill No. 350 was referred to the Committee on Ways and Means.

Senate Bill No. 380:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizing cities and counties to acquire certain land as a buffer between highways and adjacent property (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 399:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Reconstituting metropolitan councils (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 419:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Providing for the payment of compensation by abutting owners for property acquired through vacation of streets and alleys (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 426:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Increasing compensation of jurors (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Dewey C. Donohue, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 427:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Pertaining to civil service for city police and county sheriff's office employees (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 434:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Making the purchase price of school property a matter of public record (reported by Committee on Education):

Recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: James Andersen, Al Henry, Karl Herrmann, Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 473:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Increasing hospital district finance authority (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 483:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Regulating explosives (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 486:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizing conversion of overhead electric and communications facilities to underground facilities in cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 544:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Abolishing distinction between primary and secondary state highways (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Frank W. Foley, Herbert H. Freise, Sam C. Guess, Karl Herrmann, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Richard G. (Dick) Marquardt, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 545:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Authorizing issuance of highway construction bonds and establishing reserve funds for certain purposes (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Frank W. Foley, Herbert H. Freise, Sam C. Guess, Karl Herrmann, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Richard G. (Dick) Marquardt, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 4:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Enabling grant of pension to surviving spouse of deceased public servant (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 24:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Providing for filling of vacancies in partisan offices (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Jack Metcalf, Mike McCormack, David E. McMillan, Joel M. Pritchard, John H. Stender, Nat Washington, Perry Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 42:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Authorizing director of game to contract for use of real property for public hunting and fishing (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 188:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Providing for addition of new land to director districts, for irrigation districts so defined (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 22, 1967.

Mr. President:

- The House has passed: Engrossed House Bill No. 69,
- Engrossed House Bill No. 110,
- Engrossed House Bill No. 133,
- House Bill No. 156,
- House Bill No. 168,
- House Bill No. 169,
- House Bill No. 181,
- Engrossed House Bill No. 199,
- Substitute House Bill No. 293,
- Engrossed House Bill No. 306,
- House Bill No. 341,
- Engrossed House Bill No. 362,
- Engrossed House Bill No. 369,
- House Bill No. 385,
- House Bill No. 386,
- Engrossed House Bill No. 387,
- House Bill No. 389,
- House Bill No. 400,
- Engrossed Substitute House Bill No. 403,
- House Bill No. 415,
- House Bill No. 434,
- Engrossed House Bill No. 437,
- Engrossed House Bill No. 451,

Engrossed House Bill No. 463,
 House Bill No. 491,
 Engrossed House Bill No. 497,
 House Bill No. 509,
 Engrossed House Bill No. 511,
 House Bill No. 512,
 Engrossed House Bill No. 517,
 House Bill No. 535,
 House Bill No. 554,
 House Bill No. 612,
 Engrossed House Bill No. 677, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 69, by Representatives Flanagan, Spanton and Bozarth (by Departmental request):

An Act relating to state reclamation; and adding a new section to chapter 158, Laws of 1919 and to chapter 89.16 RCW.

Referred to Committee on Agriculture and Horticulture.

Engrossed House Bill No. 110, by Representatives Cunningham, Garrett and Barden:

An Act relating to the state library commission; and amending section 1, chapter 5, Laws of 1941 as last amended by section 1, chapter 202, Laws of 1963 and RCW 27.04.020.

Referred to Committee on Higher Education and Libraries.

Engrossed House Bill No. 133, by Representatives Newschwander, Sawyer and McDougall:

An Act relating to water districts; authorizing the leasing out of real property; and adding a new section to chapter 57.08 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 156, by Representatives Newschwander, McCormick and Swayze, Jr. (by Departmental request):

An Act relating to the place of detention of convicted felons sentenced to a term of confinement in a state correctional institution under the jurisdiction of the department of institutions; amending section 72.68.040, chapter 28, Laws of 1959 as amended by section 1, chapter 47, Laws of 1959 and RCW 72.68.040; amending section 72.68.050, chapter 28, Laws of 1959 as amended by section 2, chapter 47, Laws of 1959 and RCW 72.68.050; and amending section 72.68.060, chapter 28, Laws of 1959 as amended by section 3, chapter 47, Laws of 1959 and RCW 72.68.060; and amending section 72.68.070, chapter 28, Laws of 1959 as amended by section 4, chapter 47, Laws of 1959 and RCW 72.68.070.

Referred to Judiciary Committee.

House Bill No. 168, by Representatives Reese, Perry and Leland (by Departmental request):

An Act relating to counties, authorizing expenditures for attracting visitors and encouraging tourist expansion; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.32 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 169, by Representatives Leckenby, Perry and Leland (by Departmental request):

An Act relating to cities and towns; authorizing expenditures for attracting visitors and encouraging tourist expansion; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.21 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 181, by Representatives Humiston and Garrett (by Departmental request):

An Act relating to cities and towns; providing a more uniform budgetary procedure for cities and towns; amending section 35.33.010, chapter 7, Laws of 1965 and RCW 35.33.010; amending section 35.33.020, chapter 7, Laws of 1965 and RCW 35.33.020; amending section 35.33.040, chapter 7, Laws of 1965 and RCW 35.33.040; and repealing sections 35.27.420 through 35.27.480, chapter 7, Laws of 1965 and RCW 35.27.420 through 35.27.480.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 199, by Representatives Brouillet, Johnson and Charette (by Interim Committee on Education request):

An Act relating to education, ratifying a compact between this and other states or territories; and providing for commissioners.

Referred to Committee on Education.

Substitute House Bill No. 293, by Committee on Local Government:

An Act relating to water districts; amending sections 1 and 2, chapter 267, Laws of 1943 and RCW 57.32.010 and 57.32.020; amending sections 1 through 5, chapter 28, Laws of 1961 and RCW 57.36.010 through 57.36.050; adding new sections to chapter 267, Laws of 1943 and to chapter 57.32 RCW; and repealing sections 3 through 12, chapter 267, Laws of 1943, sections 8 through 11, chapter 251, Laws of 1953 and RCW 57.32.030 through 57.32.120.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 306, by Representatives Leckenby, Marsh and Kirk:

An Act relating to sewer districts; providing procedure for consolidations and mergers thereof; and adding a new chapter to Title 56 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 341, by Representatives Holman, Lewis and Charette:

An Act relating to cities and towns; and amending section 35.13.171, chapter 7, Laws of 1965 and RCW 35.13.171.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 362, by Representatives Mahaffey, Johnson and Wanamaker:

An Act relating to the powers of the board of directors of every school district; amending section 2, chapter 68, Laws of 1955 as last amended by section 1, chapter 49, Laws of 1965, extraordinary session and RCW 28.58.100.

Referred to Committee on Education.

Engrossed House Bill No. 369, by Representatives Newhouse, Flanagan and Jolly:

An Act relating to irrigation districts; amending section 22, page 683, Laws of 1889-90, as last amended by section 1, chapter 157, Laws of 1941 and RCW 87.03.260; amending section 24, page 684, Laws of 1889-90, as last

amended by section 3, chapter 171, Laws of 1939 and RCW 87.03.270; and adding a new section to chapter 87.03 RCW.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 385, by Representatives Newschwander, Lynch, Kirk and May:

An Act relating to mentally or physically deficient persons; removing limitation on amount state may contribute toward care of such persons at approved training centers or homes; amending section 2, chapter 251, Laws of 1961 as amended by section 2, chapter 34, Laws of 1965, and RCW 72.33.805; and amending section 4, chapter 251, Laws of 1961 as amended by section 3, chapter 34, Laws of 1965 and RCW 72.33.815.

Referred to Committee on Public Institutions.

House Bill No. 386, by Representatives Spanton, Hill and Litchman (by Departmental request):

An Act relating to prison terms and paroles; amending section 1, chapter 238, Laws of 1951 and RCW 9.95.115.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 387, by Representatives Bluechel, O'Brien and Wolf (by Executive request):

An Act to promote the commerce and economic development of the state; creating a commission to study the feasibility of state participation in the World Exposition of 1970; prescribing powers and duties.

Referred to Committee on Commerce, Manufacturing and Licenses.

House Bill No. 389, by Representatives Johnson, Reese, Day and Wolf:

An Act relating to fire commissioners; and amending section 22, chapter 34, Laws of 1939, as last amended by section 1, chapter 112, Laws of 1965, and RCW 52.12.010.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 400, by Representatives Perry, McDougall and McGavick (by Executive request):

An Act relating to public works contracts; and amending section 1, chapter 63, Laws of 1945 and RCW 39.12.020.

Referred to Committee on Labor and Social Security.

Engrossed Substitute House Bill No. 403, by Committee on State Government and Legislative Procedures:

An Act relating to state government; providing for payment of moving expenses of deputies and other employees; authorizing payment of travel expenses of prospective employees called for interviews; amending section 43.03.110, chapter 8, Laws of 1965 and RCW 43.03.110; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.03 RCW.

Referred to Committee on State Government.

House Bill No. 415, by Representatives Hoggins, Kirk and Johnson:

An Act relating to the powers and duties of the superintendent of public instruction; and amending section 3, page 231, Laws of 1909 and RCW 28.03.030.

Referred to Committee on Education.

House Bill No. 434, by Representatives McDougall, Reese and Bozarth (by Departmental request):

An Act relating to state government; abolishing certain state funds; amending section 4, chapter 117, Laws of 1943 and RCW 19.32.050; amending section 5, chapter 137, Laws of 1937 and RCW 69.12.050; amending section 9, chapter 190, Laws of 1939, and RCW 69.16.050; amending section 10, chapter 112, Laws of 1939 and RCW 69.20.040; and providing an effective date.

Referred to Committee on Agriculture and Horticulture.

Engrossed House Bill No. 437, by Representative Kalich:

An Act relating to cemetery districts; and adding new sections to Title 68 RCW.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 451, by Representatives Bottiger, Mahaffey and Juelling:

An Act relating to schools and school districts; providing for the acquisition and construction of safe walk-ways; and adding a new section to chapter 154, Laws of 1965 extraordinary session and to chapter 28.24 RCW.

Referred to Committee on Education.

Engrossed House Bill No. 463, by Representatives Mahaffey, Grant, and Morrison:

An Act relating to second and third class school districts; and adding a new section to chapter 97, Laws of 1909 and to chapter 28.63 RCW.

Referred to Committee on Education.

House Bill No. 491, by Representatives Kirk, Lynch and Beck (by Departmental request):

An Act relating to state hospitals; and amending section 71.02.450, chapter 25, Laws of 1959 and RCW 71.02.450.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 497, by Representatives Clark (Newman H.), King and Hill (by Departmental request):

An Act relating to corporations; amending section 13, chapter 53, Laws of 1965 and RCW 23A.08.100; amending section 14, chapter 53, Laws of 1965 and RCW 23A.08.110; amending section 51, chapter 53, Laws of 1965 and RCW 23A.08.480; amending section 64, chapter 53, Laws of 1965 and RCW 23A.16.050; amending section 66, chapter 53, Laws of 1965 and RCW 23A.16.070; amending section 111, chapter 53, Laws of 1965 and RCW 23A.32.030; amending section 135, chapter 53, Laws of 1965 and RCW 23A.40.020; and adding a new section to Title 23A RCW.

Referred to Judiciary Committee.

House Bill No. 509, by Representatives McCaffree, Walgren and Sheridan (by Departmental request):

An Act relating to unclaimed personal property; and adding a new section to chapter 385, Laws of 1955 and to chapter 63.28 RCW.

Referred to Judiciary Committee.

Engrossed House Bill No. 511, by Representatives Newschwander, Juelling and Litchman (by Departmental request):

An Act relating to criminal procedure; providing for the clearing of detainers based on untried indictments, informations and complaints lodged

against persons incarcerated in this state and in other jurisdictions; adopting the agreement on detainees.

Referred to Judiciary Committee.

House Bill No. 512, by Representatives Newschwander, Lynch and Litchman (by Departmental request):

An Act relating to sexual psychopaths; and amending section 71.06.030, chapter 25, Laws of 1959 and RCW 71.06.030; amending section 71.06.060, chapter 25, Laws of 1959 and RCW 71.06.060; amending section 71.06.100, chapter 25, Laws of 1959 and RCW 71.06.100; amending section 71.06.130, chapter 25, Laws of 1959 and RCW 71.06.130; amending section 71.06.140, chapter 25, Laws of 1959 and RCW 71.06.140; adding a new section to chapter 25, Laws of 1959 and to chapter 71.06 RCW; repealing section 71.06.090, chapter 25, Laws of 1959 and RCW 71.06.090; and repealing section 71.06.110, chapter 25, Laws of 1959 and RCW 71.06.110.

Referred to Judiciary Committee.

Engrossed House Bill No. 517, by Representatives Perry, McGavick and Newschwander (by Departmental request):

An Act relating to state government; relating to the department of general administration, division of purchasing and purchasing committee; adding new sections to chapter 8, Laws of 1965 and to chapter 43.19 RCW; amending section 43.19.190, chapter 8, Laws of 1965 and RCW 43.19.190; amending section 43.19.1902, chapter 8, Laws of 1965 and RCW 43.19.1902; amending section 43.19.1904, chapter 8, Laws of 1965 and RCW 43.19.1904; amending section 43.19.1923, chapter 8, Laws of 1965 and RCW 43.19.1923; and repealing section 43.19.210, chapter 8, Laws of 1965 and RCW 43.19.210.

Referred to Committee on State Government.

House Bill No. 535, by Representatives Holman, Charette and Clark:

An Act relating to business corporations; providing for certain actions by the board of directors or committee to be taken without a meeting; and adding a new section to chapter 53, Laws of 1965 and to chapter 23A.08 RCW.

Referred to Judiciary Committee.

House Bill No. 554, by Representatives May and Beck:

An Act relating to municipal corporations; amending section 2, chapter 207, Laws of 1939, as amended by section 1, chapter 91, Laws of 1963 and RCW 41.28.010; amending section 5, chapter 207, Laws of 1939 and RCW 41.28.040; amending section 13, chapter 207, Laws of 1939 and RCW 41.28.120; amending section 14, chapter 207, Laws of 1939, as amended by section 1, chapter 260, Laws of 1961 and RCW 41.28.130; and amending section 18, chapter 207, Laws of 1939, as amended by section 3, chapter 91, Laws of 1963, and RCW 41.28.170.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 612, by Representatives Berentson, Newhouse and Sawyer:

An Act relating to government and certain reports, claims, tax returns, remittances, statements and other documents required by the state and local subdivisions thereof.

Referred to Committee on State Government.

Engrossed House Bill No. 677, by Representatives Copeland, Berentson, Farr, Hubbard and Kink:

An Act relating to quality standards for green peas to be used for canning and freezing; authorizing a study of mechanical instrumentation and development of precision grading equipment.

Referred to Committee on Agriculture and Horticulture.

On motion of Senator Atwood, the Senate resumed consideration of Senate Bill No. 207 on third reading.

THIRD READING OF BILLS

Senate Bill No. 207, by Senators Atwood and Hanna:

Authorizing conferences and interim study committees of judges of courts of limited jurisdiction.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 207 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators McCutcheon, McMillan, Talley—3.

Excused: Senators Dore, Herr—2.

Senate Bill No. 207, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the seventh order of business.

SECOND READING OF BILLS

Senate Bill No. 369, by Senators Ridder, Uhlman and Pritchard:

Providing for position filing in freeholder elections and rotation of names on election ballots.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 369 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 369 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ras-

mussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Connor, Talley—2.

Excused: Senators Dore, Herr—2.

Senate Bill No. 369, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 376, by Senators Dore, Ryder, Durkan and Foley (by Departmental request):

Supplements constitutional amendment changing what constitutes common school fund and providing for common school construction fund.

REPORT OF STANDING COMMITTEE

Senate Bill No. 376:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Supplements constitutional amendment changing what constitutes common school fund and providing for common school construction fund (reported by Committee on Education):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 25, before "stone" strike "timber," and insert "[timber,]"
Robert C. Ridder, *Chairman*.

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Ridder, the committee amendment was adopted.

It was moved by Senator Ridder that the following amendment be adopted:

On page 1, section 1, line 25, after "minerals" strike "and other" and insert "[and other] or" and after "property" and before "from" insert "*other than timber and other crops*"

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator Ridder yield to a question:

"I think this bill was quite carefully considered and drawn. Does this wording which you are proposing now bring it into conformity with Senate Joint Resolution No. 22?"

Senator Ridder:

"The idea here is to remove the idea of replaceable crops. Timber and other crops makes this replaceable crops. In both instances we were after, 'replaceable crops.' Now apparently during the committee meeting we felt that just striking, 'timber,' would be sufficient. Maybe I am guiding the lily here a little bit, Senator Ryder, but I felt we should bring the whole thing into conformance with the statement above so we made no mistake that it is replaceable crops."

Senator Ryder:

"Then you have checked this out with the attorneys to make sure that it does comply with Senate Joint Resolution No. 22?"

Senator Ridder:

"You catch me in a default there. I did not."

On motion of Senator Ryder, Senate Bill No. 376 was ordered to retain its place on the second reading calendar immediately following consideration of Senate Bill No. 457.

Senate Bill No. 401, by Senators Atwood, Neill and Hallauer:

Revising certain provisions of the excise tax on real estate sales.

On motion of Senator Atwood, Senate Bill No. 401 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 412, by Senators Greive, Dore and Ryder:

Regulating sale of kosher products and prescribing penalties.

REPORT OF STANDING COMMITTEE

Senate Bill No. 412:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Regulating sale of kosher products and prescribing penalties (reported by Committee on Agriculture and Horticulture):

Recommends that it do pass as amended.

On page 1, section 1, line 15, after "sold" strike " , offered for sale or advertised for sale" and insert "or offered for sale"

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

The bill was read the second time by sections.

On motion of Senator Ryder, the committee amendment was adopted.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Greive yield to a question:

"Senator Greive, as I understand this bill, anything that is labelled, 'Kosher,' you will not be able to purchase?"

Senator Greive:

"No, that is not correct. It would be incorrect, as I understand it, to label things as, 'Kosher.' Now, 'Kosher-like,' or 'Kosher-type,' or, 'Kosher-nature,' or using the word, 'Kosher,' in connection with something else would be perfectly legal. But, 'Kosher,' in the Jewish religion apparently has a sacred significance. It means food prepared in a certain manner and done under certain conditions and it satisfies certain religious requirements, and the Jewish people do not want others, for instance people who come from out of town, to be misled into buying, 'Kosher,' products which in reality are not. There is no objection to using any combination of words to indicate that the product has a Kosher-like flavor or qualities."

Senator Rasmussen:

"Would Senator Greive yield to a further question:

"Isn't this a rather unusual piece of legislation? Don't we have trademarks and copyrights and things like that? This is the first time I have seen legislation of this type where we are designating certain foods as being against the law to sell them if they have a name on them."

Senator Greive:

"I think we do this in a number of areas. I think you have mentioned trademarks and certain other types of products that fall into this category and I agree with this analysis, but I don't think there is anything untoward or unfair in permitting a group of people who have certain religious principles a protection. A few years ago we made the Greek Orthodox religion the third official religion of the state for various purposes. From time to time we have passed things to protect the Seventh Day Adventists because they had peculiar problems. I can remember one time we had some problems with the bonus and we had to have a special session because certain religions couldn't quite qualify. This is a peculiar problem to this religious body and I don't see anything harmful in attempting to accommodate them."

Senator Rasmussen:

"Senator Greive, could you tell me as an attorney:

"I am quite partial to buying Nalley's Kosher dill pickles. Now if somebody sells a product and they say it is Kosher, under this law, they would then have to remove that label from all the pickles they have on the market, which probably—they don't label each pickle, but it is on the bottle, I think it says, 'Kosher.' Now would they have to remove all the labels from their product for it to be sold in the stores?"

Senator Canfield:

"Mr. President, replying to Senator Rasmussen's question:

"If you will look in lines 8 and 9, this does not include the words, 'Kosher-style.' I think if you will look at Nalley's pickles, which are incidentally a very fine product, I think you will find they are called, 'Kosher-style,' and that is not included in this act."

Debate ensued.

On motion of Senator Rasmussen the following amendments were adopted:

On page 2, section 3, line 1, strike all of section 3.

On page 1, line 1 of the title, after "products" strike "; and prescribing penalties"

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 412 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Metcalf:

"Mr. President, would Senator Greive yield to a serious question:

"Senator Greive, I would just like to know if you are familiar with how many other states have provisions such as this? Do you know what other law has been passed in other states on this?"

Senator Greive:

"No, and I am not even very familiar with the bill. It seems that some Jewish people came to Olympia and some Rabbis talked to me and Senator Ryder and asked us to put in the bill. It was prepared and seemed to me like it was good legislation. That is the most I can say about it. I think it is good legislation. If somebody feels against it, let them vote against it."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 412 and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Those voting nay were: Senators Lennart, Metcalf—2.

Excused: Senators Dore, Herr—2.

Engrossed Senate Bill No. 412, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTE

I voted 'no' on SB 412 because I believe the Legislature must be very careful about legislating in the area of religious liberty. I can visualize a great many future requests for legislative recognition or authorization of religious beliefs or ceremony. I believe due to the constitutional separation of church and state that this is not a proper area for legislative activity.

(Signed) Senator Jack Metcalf

Senate Bill No. 457, by Senators Hallauer and Henry:

Authorizing use of federally guaranteed obligations or security for deposits of public funds.

The bill was read the second time by sections.

On motion of Senator Hallauer, the rules were suspended, Senate Bill No. 457 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 457 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Dore, Herr—2.

Senate Bill No. 457, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 376, by Senators Dore, Ryder, Durkan and Foley (by Departmental request):

Supplements constitutional amendment changing what constitutes common school fund and providing for common school construction fund.

The Senate resumed consideration of Senate Bill No. 376 on second reading and the amendment proposed by Senator Ridder.

The motion was carried and the amendment by Senator Ridder was adopted.

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 376 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 376 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Len-

nart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator Connor—1.

Excused: Senators Dore, Herr—2.

Engrossed Senate Bill No. 376 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 64, by Senators Kupka, Keefe and Lewis (by Legislative Council request):

Eliminates need to maintain livestock and dairy herd at Western State hospital at its 1961 capacity.

The bill was read the second time by sections.

On motion of Senator Kupka, the rules were suspended, Senate Bill No. 64 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 64 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—45.

Voting nay was: Senator Talley—1.

Absent or not voting: Senator Ryder—1.

Excused: Senators Dore, Herr—2.

Senate Bill No. 64, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 315, by Senators Gissberg and Atwood:

Providing additional funds for the law enforcement officers' training fund.

REPORT OF STANDING COMMITTEE

Senate Bill No. 315:

Senate Chamber,

Olympia, Wash., February 16, 1967.

Providing additional funds for the law enforcement officers' training fund (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

In section 1, line 18, following "treasurer," strike the remainder of the sentence and insert "for deposit in the general fund [who shall place the same to the credit of the law enforcement officers' training fund in an amount not to exceed twenty-five thousand dollars annually and the remainder of the current state school fund]."

In line 1 of the title after "training" strike "fund"

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Wilbur G. Hallauer, Ernest W. Lennart, August P. Mardesich, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Gissberg, the committee amendments were adopted.

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 315 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 315 and the bill passed the Senate by the following vote: Yeas, 43; nays, 3; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Those voting nay were: Senators Freise, Lennart, Neill—3.

Absent or not voting: Senator Connor—1.

Excused: Senators Dore, Herr—2.

Engrossed Senate Bill No. 315, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Joint Memorial No. 6, by Senators Hallauer, Woodall and Hanna: Memorializing Congress to make Indian tribal rolls and mailing lists available to enrolled members of the tribe.

The memorial was read the second time in full.

On motion of Senator Hallauer, the following amendment was adopted:

Following line 18, add a new paragraph as follows:

"Whereas, In order that all enrolled members of Indian tribes have the right to vote, it is necessary that provision be made by Congress that the secret ballot and absentee voting be required in Indian tribal elections;"

On motion of Senator Hallauer, the rules were suspended, Senate Joint Memorial No. 6 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 6 and the memorial passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill,

Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Atwood, Connor, Hanna—3.

Excused: Senators Dore, Herr—2.

Senate Joint Memorial No. 6, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 8, by Senators Talley, Bailey and Chytil:

Memorializing Congress to restore veterans' pensions.

The memorial was read the second time in full.

On motion of Senator Talley, the rules were suspended, Senate Joint Memorial No. 8 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 8 and the memorial passed the Senate by the following vote: Yeas, 39; nays, 3; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Henry, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—39.

Those voting nay were: Senators Lewis, Mardesich, Williams—3.

Absent or not voting: Senators Atwood, Connor, Greive, Hanna, Herrmann—5.

Excused: Senators Dore, Herr—2.

Senate Joint Memorial No. 8, having received the constitutional majority, was declared passed.

Senate Bill No. 120, by Senators Freise, Marquardt and Atwood (by Departmental request):

Authorizing destruction of certain juvenile records by director of institutions.

REPORT OF STANDING COMMITTEE

Senate Bill No. 120:

Senate Chamber,

Olympia, Wash., February 22, 1967.

Authorizing destruction of certain juvenile records by director of institutions (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, on line 10 following "preserved" insert ", except the file of any juvenile convicted of a felony shall be preserved"

Frances Haddon Morgan, *Chairman*.

We concur in this report: Larry Faulk, Herbert H. Freise, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Robert C. Ridder.

The bill was read the second time by sections.

On motion of Senator Marquardt, the committee amendment was adopted.

On motion of Senator Marquardt, the rules were suspended, Engrossed Senate Bill No. 120 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Marquardt yield to a question:

"Is this same right or privilege granted to persons who are not committed to the institutions, for instance some young man who commits an act and is cited into court and has a record and is not committed to an institution? What clears his record when he becomes twenty-one?"

Senator Marquardt:

"This bill I don't believe provides for that."

Senator Mardesich:

"Why do we make this distinction then between those people who are committed as against those people who are not committed?"

Senator Marquardt:

"Apparently this bill does not embrace that large a field, Senator."

POINT OF INQUIRY

Senator Ridder:

"Mr. President, would Senator Marquardt yield:

"I was given to understand by Dr. Conte, director of the department of institutions, that this bill was going to be amended to the point that there would be a discretionary feature here and I wonder if some agreement was reached in the Committee on Institutions? I was given to believe this would be done."

Senator Marquardt:

"I did not attend the hearing on this bill, Senator Ridder. Perhaps Dr. Conte had this feeling, but I did not hear of it."

Debate ensued.

It was moved by Senator Gissberg that Engrossed Senate Bill No. 120 be ordered to retain its place on the third reading calendar for tomorrow.

Debate ensued.

The motion was carried.

Senate Bill No. 76, by Senators Uhlman, Neill, Hanna, Andersen and Foley:

Enacting a model nonprofit corporation code.

The Senate resumed consideration of Senate Bill No. 76 on second reading and the motion by Senator Durkan that consideration be indefinitely postponed.

With the permission of the Senate, Senator Durkan was permitted to withdraw the motion.

On motion of Senator McCutcheon, the following amendment was adopted:

On page 49, beginning on line 13, strike all of section 96. Renumber remaining sections consecutively.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 76 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 76 and the bill passed the Senate by the following vote: Yeas, 38; nays, 7; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—38.

Those voting nay were: Senators Durkan, Greive, Lennart, McCutcheon, McMillan, Mardesich, Sandison—7.

Absent or not voting: Senators Foley, McCormack—2.

Excused: Senators Dore, Herr—2.

Engrossed Senate Bill No. 76, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 104, by Senators Neill, Ryder and Talley (by Departmental request):

Requiring cities to record ordinances, which vacate real property, in the office of the county auditor.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the following amendments were adopted:

Beginning on line 23, add a new section as follows:

"Sec. 2. Section 35.22.130, chapter 7, Laws of 1965 and RCW 35.22.130 are each amended to read as follows:

[The] A petition containing the demand for the submission of the proposed charter amendment or for an election to be held for the purpose of electing a board of freeholders for the purpose of preparing a new charter for the city as provided in RCW 35.22.140 shall be filed with the city clerk and each signer shall write his [occupation-and] place of residence after his signature [and the genuineness of the signatures on such paper must be attested by the affidavit of a qualified voter]. This and RCW 35.22.120 do not deprive city councils of the right to submit proposed charter amendments but affords a concurrent and additional method of submission."

In line 2 of the title, after "RCW 35.79.030" add the following: "; and amending section 35.22.130, chapter 7, Laws of 1965 and RCW 35.22.130"

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 104 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 104 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Dore, Herr—2.

Engrossed Senate Bill No. 104, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 401, by Senators Atwood, Neill and Hallauer:

Revising certain provisions of the excise tax on real estate sales.

On motion of Senator Atwood, Senate Bill No. 401 was ordered to retain its place on the second reading calendar for tomorrow.

THIRD READING OF BILLS

Substitute Senate Bill No. 42, by Judiciary Committee:

Amending Uniform Commercial Code.

The Senate resumed consideration of Substitute Senate Bill No. 42 on third reading.

On motion of Senator Woodall, the rules were suspended, Substitute Senate Bill No. 42 was returned to second reading for the purpose of considering amendments.

The bill was read the second time by sections.

It was moved by Senator Guess that the following amendment be adopted:

Add a new section to the bill to be known as Section 7 as follows:

"Sec. 7. Section 2-403, chapter 157, Laws of 1965 extraordinary session and RCW 62A.2-403 are each amended as follows:

(1) A purchaser of goods acquires all title which his transferor had or had power to transfer except that a purchaser of a limited interest acquires rights only to the extent of the interest purchased. A person with voidable title has power to transfer a good title to a good faith purchaser for value. When goods have been delivered under a transaction of purchase the purchaser has such power even though

(a) the transferor was deceived as to the identity of the purchaser, or

(b) the delivery was in exchange for a check which is later dishonored, or

(c) it was agreed that the transaction was to be a "cash sale", or

[(d) the delivery was procured through fraud punishable as larcenous under the criminal law.]

(2) Any entrusting of possession of goods to a merchant who deals in goods of that kind gives him power to transfer all rights of the entruster to a buyer in ordinary course of business.

(3) "Entrusting" includes any delivery and any acquiescence in retention of possession regardless of any condition expressed between the parties to the delivery or acquiescence and regardless of whether the procurement of the entrusting or the possessor's disposition of the goods have been such as to be larcenous under the criminal law.

(4) The rights of other purchasers of goods and of lien creditors are governed by the Articles on Secured Transactions (Article 9), Bulk Transfers (Article 6) and Documents of Title (Article 7).

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Herrmann that the following amendment be adopted:

On page 9, line 22, strike all of the material on lines 22 through 26, and insert the following:

NEW SECTION. Sec. 11. Section 10-101, Chapter 157, Laws of 1965, extraordinary session and RCW 62. A. 10-101 are each amended to read as follows:

This Title shall become effective at midnight on June 30, [1967] 1969. It applies to transactions entered into and events occurring after that date.

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

MOTIONS

On motion of Senator McCormack, Substitute Senate Bill No. 42 was ordered to retain its place on the second reading calendar for tomorrow.

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

At 2:10 p.m., on motion of Senator Greive, the Senate recessed until 7:00 p.m.

EVENING SESSION

The President called the Senate to order at 7:00 p.m.

On motion of Senator Atwood, Senator Lewis was excused.

On motion of Senator Greive, Senators Herr and McCormack were excused.

On motion of Senator Foley, Senator Sandison was excused.

On motion of Senator Atwood, Senators Woodall, Twigg, Andersen and Ryder were excused.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES**Senate Bill No. 107:**

Senate Chamber,
Olympia, Wash., February 23, 1967.

Enacting the interstate compact for education and providing for commissioners (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 262:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Providing for transfer of certain convicted prisoners in county jails to department of institutions (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass as amended.

Frances Haddon Morgan, *Chairman.*

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 274:

Senate Chamber
Olympia, Wash., February 22, 1967.

Conforming rules of road relating to "U" turns and driving on right side to Uniform Motor Vehicle Code (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Larry Faulk, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 339:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Enacting the Uniform Facsimile Signatures of Public Officials Act (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 390:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Authorizing joint rights of way for highways and urban public transportation systems (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Larry Faulk, Frank W. Foley, Wilbur G. Hallauer, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Lowell Peterson, Joel M. Pritchard, Robert C. Ridder, Gordon Sandison, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 442:

Senate Chamber,
Olympia, Wash., February 21, 1967.

Pertaining to intermediate school district (reported by Committee on Education): MAJORITY recommends that it do pass as amended.

Robert C. Ridder, *Chairman*.

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 461:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Providing for automating registration records in the secretary of state's office (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

John T. McCutcheon, *Chairman*.

We concur in this report: Dewey C. Donohue, Karl Herrmann, George Kupka, Ernest W. Lennart, Jack Metcalf, Mike McCormack, Joel M. Pritchard, John H. Stender, Perry Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 464:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Increasing liability of parents for their minor children's malicious or wilful torts (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Karl Herrmann, Mike McCormack, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 466:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Providing for the appointment of court commissioners (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 482:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Providing for salary of the director of aeronautics (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 515:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Including Viet Nam veterans in veteran preference in public employment (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 534:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Relating to trespass upon lands and providing penalties (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Karl Herrmann, Mike

McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 539:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Prescribing procedures in criminal capital offenses (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Karl Herrmann, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 560:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Regulating the solicitation of funds for charity (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 23:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Reducing school levy vote requirements (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

John T. McCutcheon, *Chairman*.

We concur in this report: Larry Faulk, Karl Herrmann, George Kupka, Ernest W. Lennart, Jack Metcalf, Mike McCormack, Joel M. Pritchard, Perry Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 5:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Granting authority to department and civil defense to engage in and coordinate search and rescue operations (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 9:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Providing for emoluments for appointees to the office of legislator (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Reengrossed House Bill No. 25:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Requiring certain information for budget director and legislature from state agencies participating in certain federal programs (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 27:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Enlarging scope for investment of current state funds in agencies of U. S. (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 41:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizing cooperation with Idaho as to Snake River game and game fish (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 72:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizes development and acquisition of outdoor recreation areas by department of natural resources (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass as amended.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 75:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Relating to veteran's reemployment rights (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 76:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Regulating agencies caring for children, expectant mothers and retarded persons (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 81:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Amending disposition of fines imposed by military courts (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 150:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Providing for creation and operation of the Washington correctional institution for women (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass and that it be referred to Committee on Ways and Means.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder,

MOTION

On motion of Senator Morgan, the committee report was adopted and House Bill No. 150 was referred to the Committee on Ways and Means.

Engrossed House Bill No. 350:

Senate Chamber,
Olympia, Wash., February 21, 1967.

Amending the teachers retirement system (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 423:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Increasing rental allowance for veterans' meeting places (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Initiative No. 32:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Local processing of state timber (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

....., *Chairman*.

We concur in this report: John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 10, by Senators Bailey and Neill:
Prescribing cutoff dates for consideration of legislative business.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 10 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 10 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

SECOND READING OF BILLS

Senate Bill No. 259, by Senators Gissberg, Williams and Neill:
Amending deed of trust act.

On motion of Senator Dore, Senate Bill No. 259 was ordered to retain its place at the top of the second reading calendar for tomorrow.

Senate Bill No. 303, by Senators Talley, Gissberg and Canfield:

Providing a method of payment of maintenance costs for diking, drainage and sewer improvement districts.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 303 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 303 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 2; excused, 7.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peter-

son (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Stender, Talley, Uhlman, Washington, Williams—40.

Absent or not voting: Senators Connor, Ryder—2.

Excused: Senators Andersen, Herr, Lewis, McCormack, Sandison, Twigg, Woodall—7.

Senate Bill No. 303, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 333, by Senators Knoblauch and Redmon:

Increasing food and clothing allowance for members of state soldiers' home colony.

REPORT OF STANDING COMMITTEE

Senate Bill No. 333:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Increasing food and clothing allowance for members of state soldiers' home colony (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

On line 14 after "[fifteen]" strike "twenty-seven" and insert "thirty"

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wesley C. Uhlman, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendment was adopted.

On motion of Senator Knoblauch, the rules were suspended, Engrossed Senate Bill No. 333 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 333 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 1; excused, 7.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Stender, Talley, Uhlman, Washington, Williams—41.

Absent or not voting: Senator Ryder—1.

Excused: Senators Andersen, Herr, Lewis, McCormack, Sandison, Twigg, Woodall—7.

Engrossed Senate Bill No. 333, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 317, by Senators Mardesich, Andersen and Greive:

Relating to certain contracts of indemnity.

REPORT OF STANDING COMMITTEE

Senate Bill No. 317:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Relating to certain contracts of indemnity (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

In section 1, line 11, after "indemnify" and before "against" strike "the promisee"
In section 1, line 13, after "from" and before "the" strike ", in whole or in part,"
and after "the" and before "negligence" insert "sole", and after "the" and before ", his"
strike "promisee" and insert "indemnitee"

In section 1, line 14, after "employees," and before "is" strike "or indemnitee,"

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley,
William A. Gissberg, R. R. Bob Greive, H. B. (Jerry) Hanna, Robert W. Twigg, Walter
B. Williams.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Atwood, the rules were suspended, Engrossed
Senate Bill No. 317 was advanced to third reading, the second reading
considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill
No. 317 and the bill passed the Senate by the following vote: Yeas, 46; nays,
0; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield,
Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Giss-
berg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch,
Kupka, Lennart, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf,
Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen,
Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Wash-
ington, Williams Woodall—46.

Excused: Senators Herr, Lewis, McCormack—3.

Engrossed Senate Bill No. 317, having received the constitutional majority,
was declared passed.

There being no objection, the title of the bill was ordered to stand as the
title of the act.

Senate Bill No. 297, by Senators Ryder and Herr:

Changing credit union credit committee loan approval requirements.

The bill was read the second time by sections.

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

Debate ensued.

POINT OF INQUIRY

Senator Uhlman:

"Mr. President, would Senator Ryder yield to a question:

"Senator Ryder, as a friendly banker and being familiar with banking matters,
could you tell me how many people normally are on a credit committee?"

Senator Ryder:

"I don't remember exactly the credit union law, but I think at least five and
sometimes as high as nine are on a credit committee, depending upon the size of the
credit union."

Senator Uhlman:

"Could there be some problems, when you reduce the number as far as two, of collusion where they might make loans that were not to the best interest of the credit union?"

Senator Ryder:

"Well, of course you always have that problem regardless of how many people are approving loans. I think in this case there would not be because one of the members of course would be the branch manager who was in charge of taking the loan application in the first place and then one of the credit union members from the main office."

Senator Uhlman:

"Is it a practice in the banking mutuals and a regular banking practice that the entire committee not approve a loan?"

Senator Ryder:

"It is a quite common practice within the banking fraternity that they authorize certain officers to approve loans. Sometimes if the loan is for a very small amount, sometimes only one need approve, or two approve up to certain amounts."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 297 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lenart, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senator Gissberg—1.

Excused: Senators Herr, Lewis, McCormack—3.

Senate Bill No. 297, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 179, by Representatives Bledsoe, O'Dell, Jolly, Thompson and Anderson:

Revising water pollution control laws.

The bill was read the second time by sections.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 2, line 12, after "will" strike "or is likely to"

Debate ensued.

MOTION

It was moved by Senator Henry that Engrossed House Bill No. 179 on second reading and the amendment proposed by Senator Gissberg hold their places on the second reading calendar for tomorrow.

The motion was lost on a rising vote.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Hallauer yield:
"Has this bill been through the Committee on Ways and Means?"

Senator Hallauer:

"Mr. President:
"If this bill has any financial impact or implications other than the need for more people on the staff of the Pollution Control Commission, I don't know of them and the Governor has already projected the people in connection with the bill."

Senator Woodall:

"Don't you think that it might possibly have some future impact that might necessitate the Committee on Ways and Means looking at it as they did the judges' bill or something of that nature?"

Senator Hallauer:

"Mr. President, Senator Woodall:
"We might need more judges if this bill passes and we will have to call more judges back from retirement and they would be on per diem pay."

Senator Woodall:

"And at that time you would let it come to the floor without going through the Committee on Ways and Means?"

Senator Hallauer:

"Yes, sir."

POINT OF INQUIRY

Senator Washington:

"Mr. President, would Senator Gissberg yield to a question:
"Do you believe, Senator, that in a hearing on pollution where there was a group of expert witnesses called and each one under cross examination is asked: 'Can you positively state whether this material will cause a pollution or a nuisance?' and the witness will admit that he can't be positive, then you have a record which would prove that the substance will cause a pollution?"

Senator Gissberg:

"I can't answer that question, Senator. In the first place I don't think in most instances any expert witness is going to testify about any positive opinions when it is under opinion, because that is all it would be—under his opinion; but he having testified under direct examination that the substance would create a nuisance or render waters harmful that would be sufficient evidence in the record to support the finding of the Pollution Control Commission."

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Hallauer, the rules were suspended, Engrossed House Bill No. 179 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President, matter of personal privilege:
"I do feel apologetic to Senator Henry because I did want to insist on the bill remaining on the floor tonight. I did think he was adequately protected with regard to the bill because, as he said, a member of his district from the legislature was a member of the interim committee. We did hear from people in the industry he was discussing and we felt we had clearance. There was a unanimous vote in the House. I am sorry I did not consult with him. Perhaps it would have been better to have held the bill."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 179 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senator Lennart—1.

Excused: Senators Herr, Lewis, McCormack—3.

Engrossed House Bill No. 179, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 8:35 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, February 24, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-SEVENTH DAY

MORNING SESSION

Senate Chamber,

Olympia, Washington, Friday, February 24, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil and Herr.

On motion of Senator Atwood, Senator Chytil was excused.

On motion of Senator Ridder, Senator Herr was excused.

The Color Guard, consisting of Pages Dale Rowe, Color Bearer, and Eva-Britt Bergkvist, presented the Colors.

Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Now thank we all our God with heart and hands and voices, who wondrous things hath done, in whom his world rejoices.

"O Master of all good workman: Thou who didst say, 'I must work the works of Him who sent me while it is day; night cometh when no man can work,' set us to work anew. We thank Thee for this new day, for strength for the day and for the opportunity of productive work."

"O Thou who didst not come to be served but to serve and to give Thyself, help us to put service above self in all that we think or say or do."

"May we find joy and gladness in being good and faithful servants this day. Through Jesus Christ, our Lord: Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 23, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 76, Senate Bill No. 104, Senate Bill No. 315, Senate Bill No. 317, Senate Bill No. 333, Senate Bill No. 376, Senate Bill No. 412, Senate Joint Memorial No. 6, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., February 24, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 135, have inspected same, and find it correctly enrolled.

....., *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Perry B. Woodall.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., February 22, 1967.

Sanford Thal, to the position of member of the State Board of Pharmacy, appointed by the Governor January 21, 1967, for the term ending January 21, 1971, succeeding Clarence Olberg (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that said confirmation be confirmed.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules.

Senate Concurrent Resolution No. 1:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Directing the air pollution board to study effects of motor vehicle created contaminants (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 178:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Enlarging the board of health and providing compensation for the board (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 494:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Permitting importation of liquor for personal or household use (reported by Committee on Liquor Control):

MAJORITY recommends that it do pass.

Frank Connor, *Chairman*.

We concur in this report: Al Henry, George Kupka, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 23, 1967.

Mr. President:

The House has passed: Senate Bill No. 135, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 23, 1967.

Mr. President:

The House has passed Engrossed House Bill No. 74,
Substitute House Bill No. 137,
House Bill No. 155,
Engrossed House Bill No. 182,
Engrossed House Bill No. 269,
Reengrossed House Bill No. 270,
Engrossed House Bill No. 323,
Engrossed House Bill No. 413, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 135.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 74, by Representatives Harris, Bottiger and Kopet (by Legislative Council request):

An Act relating to crimes and punishment; defining crimes related to measurement of goods, raw materials, and agricultural products; adding new sections to chapter 249, Laws of 1909 and to Title 9 RCW; and providing penalties.

Referred to Committee on Agriculture and Horticulture.

Substitute House Bill No. 137, by Committee on Local Government:

An Act relating to port districts; and providing power and authority to establish a trade center.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 155, by Representatives Newschwander, Kink and Swayze, Jr. (by Departmental request):

An Act relating to the conditional licensing to practice medicine and surgery of certain employees of the department of institutions; amending

section 1, chapter 189, Laws of 1959 as amended by section 1, chapter 29, Laws of 1965 and RCW 18.71.095; and amending section 2, chapter 189, Laws of 1959 as amended by section 2, chapter 29, Laws of 1965 and RCW 18.71.095; and amending section 2, chapter 189, Laws of 1959 as amended by section 2, chapter 29, Laws of 1965 and RCW 18.71.096.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 182, by Representatives Humiston and Haussler (by Departmental request):

An Act relating to county government; authorizing the creation and organization of a county central service department; defining their powers and duties; and prescribing procedures.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 269, by Representatives Berentson, Veroske, May, Thompson and Barden:

An Act relating to state government; establishing the Washington traffic safety commission; providing for succession of powers and duties relating the Washington state safety council to the Washington traffic safety commission; providing for administration of the driver education program; providing for the transfer of certain books, records, accounts, files and personal property; prescribing powers, duties and functions of certain state officers and agencies; enabling the state to secure the benefits of the federal Highway Safety Act of 1966; amending section 8, chapter 39, Laws of 1963 and RCW 46.81.070; amending section 47.01.050, chapter 13, Laws of 1961 and RCW 47.01.050; adding a new chapter to chapter 8, Laws of 1965 and to Title 43; repealing sections 43.60.010 through 43.60.220, chapter 8, Laws of 1965 and RCW 43.60.010 through 43.60.220; and providing an effective date.

Referred to Committee on Highways.

Reengrossed House Bill No. 270, by Representatives McCormick, McDougall, O'Dell, Gallagher and Barden (by Executive request):

An Act relating to motor vehicles; prescribing licensing requirements for operators of motorcycles and motor-driven cycles; prescribing equipment for motorcycles and motor-driven cycles and operators and riders thereof; amending section 46.20.130, chapter 12, Laws of 1961 as amended by section 10, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.130; amending section 46.37.390, chapter 12, Laws of 1961 and RCW 46.37.390; amending section 70, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.610; adding a new section to chapter 12, Laws of 1961 and to chapter 46.20 RCW; adding a new section to chapter 12, Laws of 1961 and to chapter 46.37 RCW; and adding new sections to chapter 12, Laws of 1961 and to chapter 46.61 RCW.

Referred to Committee on Highways.

Engrossed House Bill No. 323, by Representatives Saling, Hoggins and Garrett:

An Act relating to education; establishing a professional practice commission to develop criteria and standards for professional performance among teachers; authorizing said commission to make advisory recommendations to the state board of education, boards of directors of school districts and other agencies for appropriate action based upon the finding of the commission;

creating a new account in the state general fund and authorizing disbursements therefrom.

Referred to Committee on Education.

Engrossed House Bill No. 413, by Representatives Perry, Leland and Heavey:

An Act relating to electricians' license bonds; and amending section 4, chapter 169, Laws of 1935 as last amended by section 3, chapter 117, Laws of 1965 extraordinary session and RCW 19.28.120.

Referred to Committee on Commerce, Manufacturing and Licenses.

SECOND READING OF BILLS

Senate Bill No. 259, by Senators Gissberg, Williams and Neill:
Amending deed of trust act.

REPORT OF STANDING COMMITTEE

Senate Bill No. 259:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Amending deed of trust act (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 26, after "mail" and before "to" insert ", return receipt requested."

On Page 4, section 4, line 13, after "to the" and before "set" on line 14, strike "close of the business day before the date" and insert "time"

On page 4, section 4, line 27, after the period following "place" insert a new sentence as follows: "Any person having a subordinate lien of record on the trust property and who has cured the default or defaults pursuant to this section shall thereafter have included in his lien all payments made to cure any defaults, including interest thereon at six percent per annum, payments made for trustees' costs and fees incurred as authorized herein, and his reasonable attorney's fees and costs incurred resulting from any judicial action commenced to enforce his rights to advances under this section."

Wes C. Uhlman, Chairman,
....., Vice Chairman.

We concur in this report: James A. Andersen, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Gissberg, the committee amendments were adopted.

It was moved by Senator Mardesich that the following amendment be adopted:

On page 1, section 1, line 13, strike the period and insert "and"

On page 1, section 1, line 14, strike "At least one hundred twenty days prior to sale"

Debate ensued.

POINT OF INQUIRY

Senator Dore:

"Mr. President, I would like to be recognized to make this question a matter of record for the journal:

"Senator Mardesich, by your amendment inserting the word, 'and,' on line 13, what is your intent in that amendment?"

Senator Mardesich:

"The intent of the amendment, Mr. President and Senator Dore, is that the one hundred twenty day requirement will now apply in terms of prior notice and also for distribution of copies of notice."

Senator Dore:

"In other words, you want the notices to go out at least one hundred twenty days prior to sale, is that correct?"

Senator Mardesich:

"That's right, and I think that is what the amendment says."

Debate ensued.

MOTION

On motion of Senator Uhlman, Senate Bill No. 259 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 401, by Senators Atwood, Neill and Hallauer:

Revising certain provisions of the excise tax on real estate sales.

On motion of Senator Atwood, Senate Bill No. 401 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 354.

Substitute Senate Bill No. 42, by Judiciary Committee:

Amending Uniform Commercial Code.

On motion of Senator Greive, Substitute Senate Bill No. 42 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 405, by Senators Hallauer, Herr and Talley:

Providing for the issuance of general obligation bonds to finance construction of sewers.

On motion of Senator Hallauer, Substitute Senate Bill No. 405 was substituted for Senate Bill No. 405 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Hallauer, the rules were suspended, Substitute Senate Bill No. 405 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Bailey, Senator Herrmann was excused.

Debate ensued.

POINT OF INQUIRY

Senator Kupka:

"Mr. President, would Senator Hallauer yield to a question:

"Senator Hallauer, would this also include the counties who are seeking to participate in the pollution program such as sewers and water and so on?"

Senator Hallauer:

"Senator Kupka, the answer is yes, any agency that deals in the treatment of sewer effluence would be eligible."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 405 and the bill passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 7; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson

(Ted), Pritchard, Rasmussen, Redmon, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Connor, Dore, Durkan, Henry, McCutcheon, Ridder Sandison—7.

Excused: Senators Chytil, Herr, Herrmann—3.

Substitute Senate Bill No. 405, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 175, by Senators Hallauer, Peterson (Lowell), Guess, Chytil and Cooney:

Requiring registration and beneficial use of water rights.

The bill was read the second time by sections.

On motion of Senator Hallauer, the following amendments were adopted:

On page 1, section 2, line 23, after "(4)" strike all of the material down to and including "requirement" on line 25 and insert "Enforcement of the state's beneficial use policy is required by the state's rapid growth"

On page 3, section 6, lines 15 and 16, after "representative" strike ", and a" and insert "A"

On page 4, section 9, beginning on line 33, after "(4)" strike all the material down to and including "1972" on page 5, line 6, and insert: "The county treasurer of each county shall attach to each statement of taxes due a written copy of the notice provided in section 9 (2) of this act, a statement of claim form, and a declaration that it shall be the duty of the recipient of the statement of taxes due to forward the notice and statement of claim form to the beneficial owner of the property. A sufficient number of copies of notices, statement of claim forms, and declarations shall be supplied to each county treasurer by the supervisor of the division of water resources before the fifteenth day of January of each year through 1972."

It was moved by Senator Hallauer that the following amendment be adopted:

On page 7, section 14, line 1, after "within" and before "years" strike "ten" and insert "fifteen"

Debate ensued.

POINTS OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Hallauer yield to a question:

"In transferring title to property, in the consummation of a sale, would this be recorded in the deed as to expiration of these water rights, if such property were transferred?"

Senator Hallauer:

"Senator Lennart, I am not sure I understand the question."

Senator Lennart:

"In the sale or in the transfer of property to another owner, would this expiration of the water rights be part of the deed or would it be recorded in the deed?"

Senator Hallauer:

"Senator Lennart, the bill is concerned with those water rights that antedate the statutory enactment of the surface water code of 1917 and the ground water code of 1945, and these are on record at the various county seats and some of them are under question as to their validity. In any property exchange such as you have indicated the water rights go along with the property, itself, when you purchase the property, so I don't see any problem."

Senator Lennart:

"I should like to have it recorded in the Journal that the intent was when a policy of private title or insurance of title to the property is given, that this should be part of the policy when the water right expires so that no one goes under the illusion that these water rights are perpetual because this could be left out of the policy."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Hallauer, the following amendments were adopted:

On page 8, line 14, after "thereof." add: "The court, reviewing any order of the supervisor may award reasonable attorney's fees to any party injured by an arbitrary, capricious or erroneous order of the supervisor. Such attorney's fees shall be paid by the department of conservation from any funds available therefor."

On page 8, section 19, line 10, after "superior" and before "of" insert "court"

The bill was read the second time by sections.

On motion of Senator Hallauer, the rules were suspended, Engrossed Senate Bill No. 175 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Senator Freise:

"Mr. President, I would like to ask Senator Hallauer a question:

"Senator Hallauer, reading section 16 and 17, this could really work a hardship in our area under certain circumstances. Take for instance a man who might go into alfalfa seed production and during the period of five, six, seven years or so, while he has alfalfa growing on his land, he would need this water. But then to vary the type of use of the soil and replenish the soil, he might go into the growing of wheat on that land and he might want to grow summer wheat, for instance, so that every other year he might have—if he has six hundred acres, three hundred in wheat one year and three hundred the next year and this situation could exist for six or eight years. During that period of time, he wouldn't be using his water rights, but he still intends to use the water rights after that six year period. Now under this law he would be forfeiting that water right. Is that your understanding of it?"

Senator Hallauer:

"Mr. President, in answer to Senator Freise:

"This is an area that the Committee on Water Resources did explore during its rather lengthy hearings on the bill and the point was made in connection with this act on what you are saying, that perhaps five years was too short a time. There was also another approach indicated on long run demands on state waters becoming greater and greater in time and we might well shorten the period to three years. The committee had to make some sort of choice and five years happened to be a compromise position. I am not sure if the compromise was necessary. We did the best we could."

Senator Freise:

"It certainly seems to me if you intend to use the water again, you would not intend to forfeit your water rights. In other words, if you are not interested in using the water again, and if you are going to sell the property to a housing developer and the situation changes eight years later and you want to use the water again, this would be a different matter. But here you have no intent to forfeit the water right. You still want to use the water, except in your plan of rotation of crops, you are not going to be able to use it in a five year period. It seems to me to be extremely harsh."

Senator Guess:

"If I might make a comment on Senator Freise's question," the language of the bill says, "anyone who voluntarily fails without sufficient cause—"

"If a person could give sufficient cause for failing to use the water, then this would be taken into account."

Senator Freise:

"Mr. President, I wonder if Senator Guess would yield to a question then:

"What are the various 'causes' that you could mention that would not make a person forfeit his water right and what were some of the things you discussed?"

Senator Guess:

"Primarily, Senator Freise, I think that if the rancher had adopted a plan of cultivation on this land in which it was either detrimental or necessary to use the water and it gave him a better yield not to use the water part of the time then he would have sufficient cause and this would not preempt him from going back and adopting a different type of cultivation, and use of the land. He could then pick his water right again. He would not be foreclosed on his water right if his cropping schedule or his use of it was a legitimate profit type of use."

Debate ensued.

Senator Donohue:

"Mr. President, would Senator Hallauer yield:

"Following up the question of Senator Freise, assume I had a water right for so many acres of wheat and I elected not to use a portion or elected to use only a small portion in a particular time of the amount of water allocated to me. Would that then sustain my water right or, by not using what I was supposed to on a certain number of acres, would I be denied the use of the water right?"

Senator Hallauer:

"This would depend on how much water was available in the ground water we are discussing. If there were adequate waters, there would be no problem. But if other people stepped in and applied for water that you weren't using, you would have this period of time in which to put your water right to use or else lose it. It comes back to what Senator Canfield was talking about: Ultimately this bill is headed toward the principle of using or losing."

MOTION

On motion of Senator Bailey, Senator McCormack was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 175 and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—39.

Voting nay was: Senator Freise—1.

Absent or not voting: Senators Dore, Henry, Pritchard, Ridder, Williams—5.

Excused: Senators Chytil, Herr, Herrmann, McCormack—4.

Engrossed Senate Bill No. 175 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 354, by Senator's Durkan, Lennart, Andersen and Atwood: Preserving of lands for public recreation purposes.

REPORT OF STANDING COMMITTEE

Senate Bill No. 354:

Senate Chamber,

Olympia, Wash., February 16, 1967.

Preserving of lands for public recreation purposes (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

On page 6 strike all of section 13 and renumber the remaining sections consecutively

In line 3 of the title after "RCW;" strike "making an appropriation;"

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, August P. Mardesich, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman.

The bill was read the second time by sections.

On motion of Senator Lennart, the rules were suspended, Engrossed Senate Bill No. 354 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 354 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Dore, Durkan, Pritchard, Ridder, Talley—5.

Excused: Senators Chytil, Herr, Herrmann, McCormack—4.

Engrossed Senate Bill No. 354, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 401, by Senators Atwood, Neill and Hallauer:
Revising certain provisions of the excise tax on real estate sales.

REPORT OF STANDING COMMITTEE

Senate Bill No. 401:

Senate Chamber.

Olympia, Wash., February 16, 1967.

Revising certain provisions of the excise tax on real estate sales (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

On page 3, section 3, line 31, strike "review" and insert "renew"

On page 5, section 4, line 7, after "price" and before "by" insert "or lease hold value"

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Ernest W. Lennart, August P. Mardesich, Marshall A. Neill, A. L. Rasmussen, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Atwood, the committee amendments were adopted.

It was moved by Senator Williams that the following amendment by Senators Williams, Cooney and Twigg be adopted:

On page 6 insert a new section 6 as follows:

"Sec. 6. Section 5, chapter 11, Laws of 1951 first extraordinary session and RCW 28.45.060 are each amended to read as follows:

The real estate sales tax provided for herein shall be levied upon each sale of real property located within the county: *Provided, That if a sale of a single family dwelling occurs within nine months of a previous sale of the same dwelling, a credit in the amount of the tax paid on such previous sale or sales shall be allowed to apply against the tax which becomes due on such sale of said property.*"

Renumber the remaining sections consecutively.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Ryder yield:

Senator Ryder, I am not just exactly clear. You said this amendment will exempt people from paying the one percent tax. Does this amendment also carry to the sale of a used car where the purchaser pays a four percent tax? Maybe I could put it in context, if it is a ten thousand dollar house that's sold and there is a one percent tax, that's one hundred dollars. If a four thousand dollar car is sold and there is a 4.2 tax on it, that is about \$165.00. Now assume the house is returned to the seller. Then the seller would be exempted from paying this tax on the next sale. Then would a used car that was returned, on the car dealer's next sale be exempt from the sales tax of 4.2 percent?"

Senator Ryder:

"Mr. President, Senator Rasmussen:

"This has nothing to do with sales tax at all. This is on the property transactions. This is the one percent excise tax on the sale of property."

Senator Rasmussen:

"This is the one percent excise tax that was put on rather than having a 4.2 sales tax, is this correct?"

Senator Ryder:

"I don't remember the justification of including it in the original bill. It was put on some sessions ago as you will remember and at that time it was included for the benefit of the schools and it still goes into the school equalization fund."

Senator Rasmussen:

"The one percent is for schools?"

Senator Ryder:

"That's right. It has nothing to do with the sales tax."

Senator Rasmussen:

"No relationship?"

Senator Ryder:

"No connection whatever."

Debate ensued.

MOTION

It was moved by Senator Gissberg that the amendment be laid upon the table.

The President called for a voice vote on the motion by Senator Gissberg. Senator Gissberg demanded a division.

The President:

"There are sixteen yeas, eighteen nays. The motion is lost."

Senator Gissberg:

"I demand a roll call."

The President:

"A roll call has been demanded. Do one-sixth of the members present demand a roll call?"

POINT OF ORDER

Senator Ryder:

"Point of order, Mr. President. You had already announced the vote and rapped the gavel. I do not think a roll call is now in order."

RULING BY THE PRESIDENT

The President:

"The President ruling upon the point of order:

"The vote was announced but the gavel was not struck."

Senator Henry:

"Mr. President:

"I suggest somebody on the rostrum quit stomping their feet, then. I distinctly heard a rap of the gavel."

REPLY BY THE PRESIDENT

The President:

"The gavel was cocked, Senator Henry, but not fired."

PARLIAMENTARY INQUIRY

Senator Kupka:

"Mr. President:

"How do you record the sound of the gavel? Do you have a recording device up there?"

REPLY BY THE PRESIDENT

The President:

"You possibly heard some Senator striking his pipe on the wastepaper basket, Senator."

Senator Gissberg's demand for a roll call was sustained by Senators Atwood, Redmon, Rasmussen, Knoblauch, Mardesich, Hanna, Bailey and Uhlman.

ROLL CALL

The Secretary commenced the roll call. During the roll call the following proceedings were had:

PARLIAMENTARY INQUIRY

Senator Henry:

"Mr. President:

"I would like to inquire whether Senator Dore is recorded as voting?"

REPLY BY THE PRESIDENT

The President:

"Senator Dore is recorded as voting aye."

Senator Henry:

"I respectfully submit Senator Dore was not in evidence at the time his vote was cast."

Senator Dore:

"I was just about to vote."

The President:

"You are recorded as voting aye."

Senator Dore:

"Senator Dore votes nay."

Senator Henry:

"That's what I thought. We're getting echoes in here. We don't hear gavels but we hear ayes. I was curious to know what is going on."

The roll call was completed. The motion by Senator Gissberg was lost and the amendment was not laid upon the table by the following vote: Yeas, 20; nays, 24; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Atwood, Bailey, Canfield, Donohue, Durkan, Gissberg, Greive, Hanna, Herrmann, Knoblauch, Lennart, McCutcheon, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Redmon, Ridder, Sandison, Woodall—20.

Those voting nay were: Senators Andersen, Connor, Cooney, Dore, Faulk, Foley, Guess, Henry, Keefe, Kupka, Lewis, McMillan, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams—24.

Absent or not voting: Senators Freise, Hallauer—2.

Excused: Senators Chytil, Herr, McCormack—3.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Williams yield to a question:

"Senator Williams, do you have an amendment to this bill at this time, or is this the only one you propose?"

Senator Williams:

"This is the only one I propose."

Senator Woodall:

"When I came from the Judiciary Committee this morning I found a note on a phone call I had received from the Yakima Board of Realtors. The call at ten o'clock urged me to support Senate Bill No. 401, as amended by Senator Williams. I just wondered. I know things move rapidly around here but for me to learn at ten o'clock that I should support an amendment that Senator Williams had already placed on this bill is really sort of jumping the gun."

Senator Williams:

"I agree."

Debate ensued.

Senators Keefe, Gissberg and Lennart demanded the previous question and the demand was sustained.

Senator Gissberg demanded a roll call and the demand was sustained by Senators Hallauer, Kupka, Durkan, Mardesich, Greive, McCutcheon, Metcalf, Atwood and Ridder.

ROLL CALL

The Secretary called the roll. The motion was lost and the amendment was not adopted by the following vote: Yeas, 22; nays, 24; excused, 3.

Those voting yea were: Senators Andersen, Connor, Cooney, Dore, Faulk, Greive, Hanna, Henry, Herrmann, Keefe, Kupka, Lewis, Marquardt, Metcalf, Peterson (Ted), Pritchard, Ryder, Stender, Talley, Twigg, Uhlman, Williams—22.

Those voting nay were: Senators Atwood, Bailey, Canfield, Donohue,

Durkan, Foley, Freise, Gissberg, Guess, Hallauer, Knoblauch, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Sandison, Washington, Woodall—24.

Excused: Senators Chytil, Herr, McCormack—3.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 401 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 401 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—44.

Absent or not voting: Senators Andersen, Washington—2.

Excused: Senators Chytil, Herr, McCormack—3.

Engrossed Senate Bill No. 401, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 62, by Senators Atwood and Durkan (by Legislative Budget Committee request):

Requiring apportionment of forest reserve funds according to proportional number of weighted students.

REPORT OF STANDING COMMITTEE

Senate Bill No. 62:

Senate Chamber,
Olympia, Wash., February 9, 1967.

Requiring apportionment of forest reserve funds according to proportional number of weighted students (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 25, after "year" and before "expend" strike ", and to" and insert "[and to] as certified by the county school superintendent of schools or the intermediate district superintendent of schools as the case may be: Provided, That if any such school district would suffer a decrease in its total revenue as the result of receipt of said money, such district may refuse its proportional share and the county commissioners shall thereupon redistribute such proportional share to the remaining districts in the county. The county commissioners shall!"

Martin J. Durkan, Chairman.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Dewey C. Donohue, William A. Gissberg, Wilbur G. Hallauer, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Atwood, the committee amendment was adopted.

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 62 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 62 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 5; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—41.

Absent or not voting: Senators Connor, Henry, Lennart, Morgan, Washington—5.

Excused: Senators Chytil, Herr, McCormack—3.

Engrossed Senate Bill No. 62, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 323, by Senators Bailey, Uhlman and Pritchard:
Increasing legal notice publication rates.

REPORT OF STANDING COMMITTEE

Senate Bill No. 323:

Senate Chamber,
Olympia, Wash., February 18, 1967.

Increasing legal notice publication rates (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

On line 14, section 1, after "words:" strike all of the underlined material down to and including "insertions:" on line 16.

On line 16, section 1, after "Provided" and before ", That" strike "Further"
Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, William A. Gissberg, Mike McCormack, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 323 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 323 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon,

McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Gissberg, Henry, Lennart, Morgan—4.

Excused: Senators Chytil, Herr, McCormack—3.

Engrossed Senate Bill No. 323, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 278, by Senators Foley, Ryder and Gissberg (by Departmental request):

Establishing plan for classification and salaries of appraisers.

On motion of Senator Neill the rules were suspended, Senate Bill No. 278 was referred to the Committee on Cities, Towns and Counties.

Senate Bill No. 355, by Senators Woodall and Washington:

Providing for the issuance of classified driver's license.

REPORT OF STANDING COMMITTEE

Senate Bill No. 355:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Providing for the issuance of classified driver's license (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, beginning on line 22, after "shipping point" insert a period and strike "not to exceed a radius of twenty-five miles from the farm."

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Frances Hadden Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Woodall, the committee amendment was adopted.

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 355 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Donohue:

"Mr. President, would Senator Washington yield to a question:

"Senator Washington, could you give me an answer to this question:

"We have these driver license examinations once a week down in our area and in order for a truck driver to get this license I understand there will be a different status for different size equipment. Where is the Department of Licenses going to get the examiners to have them available in every one of these little communities around the country or to buy the four or five different big trucks to take this applicant out and see if he is qualified to get the truck driver's license?"

Senator Washington:

"It was recognized that in the farm area where a great deal of trucking will be done that it would be difficult. That is the reason why there is a proviso on page 1, : *Provided*, That this requirement shall not apply to any person hauling farm

commodities from the farm to the processing plant or shipping point.' Now you objected because we tied it down to: 'to exceed a twenty-five mile radius of the farm.' We have taken that out so this does not apply to the trucking of farm commodities because the very point you have brought up was recognized that with number of people who might be applying for the farm trucking license, the department of licenses might not be able to give the examinations within a proper time and with the finances that would be available. It is also pointed out that this licensing will be done by regulation of the Department of Motor Vehicles and the examiners will be able to move into the areas as they are able to obtain the finances and are able to have the necessary equipment. This is why it is provided that it is done according to the regulations of the Department of Motor Vehicles."

Debate ensued.

Senator Rasmussen:

"Would Senator Washington yield to further questions, Mr. President?"

"Senator Washington, as I read this bill, the operator of the farm vehicle will not have to take this examination."

Senator Washington:

"This is correct if he is hauling a commodity from the farm to the processing plant or shipping point. That is correct."

Senator Rasmussen:

"Regardless of the size of the equipment?"

Senator Washington:

"That is correct."

Senator Rasmussen:

"He can drive an 80,000 pound truck and would have to have no examination and it might be a sixteen year old boy?"

Senator Washington:

"Yes, at the present time. As long as you have asked me the question, I think I should also be able to give the explanation."

Senator Rasmussen:

"I have a further question and you can probably answer it all at once:

"Is it true that the majority of all fatal accidents happen within close vicinity of towns or cities and then, further, so I won't interrupt you when you are making your answers, if I should want to rent a truck and take my household furniture from place to place in the city or to another city, would I be required to have this special license and pay an additional ten dollar charge in order to get this license?"

Senator Washington:

"In answer to your last question, this only covers driving for hire. It does not cover the fact that you are renting or borrowing somebody else's truck. This involves a commercial operation in driving for hire. In other words, you are getting your wages paid for doing the driving so it clearly does not cover your question of the 'you haul', renting or borrowing somebody else's truck."

Senator Rasmussen:

"Could you point out where that section is in the bill?"

Senator Washington:

"It just isn't covered. It is covered by saying it must be for hire or compensation. In other words, it isn't covered at all, so there is no need to have an exemption."

Senator Rasmussen:

"Did you want to answer my question regarding the sixteen year old driver without an examination driving on the highways with an 80,000 pound vehicle?"

Senator Washington:

"Yes, this is an attempt to get into the field where we haven't been before. There is going to be a difficulty in the Department of Motor Vehicles and we checked these figures with them and most of the commercial drivers are in the populated areas. This is the area where the examiners will be going first. This is the area where they could set up the examinations so that if a person wanted to get the license he could get it with the least inconvenience. As you get out of the more populated centers it is going to be more difficult in the beginning for the Department of Motor Vehicle to get into those areas and it was pointed out that there could be a great delay and in many cases your farm commodities are perishable. There is the problem of people moving into the state. They come in and work in an area in one state and move out into another state. I would support such a provision in the future when we have the proper facilities to include farm trucks and farm drivers. This bill is merely a practical means of covering most of the problem because your maximum trucking is in the centers of greatest population where the facilities for testing would be. This is not the final answer and perhaps there is a weakness in the bill, but I think as experience goes ahead we will solve these problems in the years ahead. This is a first start and we are trying not to go too deeply into it at first."

Debate ensued.

Senator Stender:

"Mr. President, I'd like to ask Senator Woodall to yield to a question:

"Senator Woodall, on page 1, line 12, of the bill, it says it shall be unlawful for a person to operate for compensation upon the public highways any motor-truck and so on. Now would that be and could that be interpreted to mean that a person who owns a truck and is driving it himself, presumably without compensation, would then be exempt under this act from coverage? Is that intended?"

Senator Woodall:

"Yes, he is clearly exempt and anyone who has been doing that and everyone who has been driving any kind of vehicle as of today is automatically covered under the grandfather clause. They have no problems and that answers some of Senator Donohue's queries as to examinations that have to be given. The man who has been driving heavy equipment through the years merely proves he has and is in this category. We are talking about the future for the person who is just beginning. He will have to take this examination and it isn't going to be too much of a burden. All you are going to say is when a man is driving one of these big semi-trucks and trailers down the highway, someone should examine him and determine if he knows enough about the equipment to operate it."

Senator Stender:

"One further question on this matter:

"This isn't just a grandfather-type of clause here. This could be anyone as of now or tomorrow or the next year who was an owner would be exempt from the coverage of this act."

Senator Woodall:

"If he is not in the business of doing it for hire, yes."

Debate ensued.

Senator Mardesich demanded the previous question.

PERSONAL PRIVILEGE

Senator Kupka:

"Mr. President, point of personal privilege:

"I have been trying to get the floor for an hour and not getting it I guess I will have to speak under personal privilege:

"Mr. President and lady and gentlemen of the Senate:

"I would like to think that those folks over in the farm area are citizens of the state of Washington, also. Now it is amazing how you can develop fine legislation for the people over on the west side or the crowded area and it doesn't fit your pattern. It's all right for an individual to drive equipment along the freeways and not come under the act, but you think we ought to have examinations in the crowded areas or

in the municipal areas. I think this is a bit of class legislation. I don't think it's good. I can see what Senator Woodall is proposing is going to create one of those fly-by-night schools to teach these fellows how to run forty yard dump trucks right out here on Martin Way in Olympia until they get a special license so that they can drive them. The bill doesn't say anything about the heavy equipment around the f.a.m areas and it's just as dangerous as any other kind of equipment. I personally think this is a bad bill and I wanted to press my point on it. When you include everybody, I can go along with it. But I am not going to vote for this class legislation. When you say it's good for everybody else but it doesn't fit the pattern at Moses Lake or Pasco or someplace in the wide open spaces, then I can't support it."

The President:

"Senator Mardesich:

"Do you wish to withdraw your request for the previous question?"

Senator Mardesich:

"Mr. President:

"No, it's lunch time."

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 269:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizing counties to have a jail chaplain (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass, and that Senate Bill No. 269 be referred to Committee on Ways and Means.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Walter B. Williams.

On motion of Senator Talley, the committee report was adopted and Senate Bill No. 269 was referred to the Committee on Ways and Means.

Senate Bill No. 302:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Making use of psychotherapeutic techniques by unlicensed persons unlawful (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass as amended.

David E. McMillan, *Chairman.*

We concur in this report: Frank Connor, Larry Faulk, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 318:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Increasing salaries of county officers by 20% (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, Ted G. Peterson, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 372:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Removing resident restrictions on appointment of police officers (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 386:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Authorizing regents and trustees of institutions of higher learning to make certain contracts (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman.*

We concur in this report: R. Frank Atwood, Damon R. Canfield, Frank W. Foley, William A. Gissberg, Wilbur G. Hallauer, Harry B. Lewis, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 447:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Enlarging scope for investment of moneys in pension fund of firemen of cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 454:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Requiring that president of bar association be elected by bar members (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman,*

....., *Vice Chairman.*

We concur in this report: R. Frank Atwood, Martin J. Dukan, Frank W. Foley, R. Bob Greive, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 460:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Providing for merger of water and sewer districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 470:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Establishing a crime information center (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman,*
....., *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, R. R. Bob Greive, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 507:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Prohibiting certain wiretapping and eaves dropping (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman,*
....., *Vice Chairman.*

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 508:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Consolidating or merging sewer districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Walter B. Williams,

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 536:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Pertaining to the terms of office of the board of trustees of the state-wide city employees' retirement system (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 543:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizing annexations to cemetery districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Water B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 553:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Prescribing the times for holding state-wide general elections (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman.*

We concur in this report: Dewey C. Donohue, Larry Faulk, R. R. Bob Greive, Karl Herrmann, Jack Metcalf, Joel M. Pritchard, John H. Stender, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 555:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Providing for notice of state debts submitted to vote of people (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman.*

We concur in this report: Larry Faulk, R. R. Bob Greive, Karl Herrmann, Jack Metcalf, Joel M. Pritchard, John H. Stender, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 563:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Setting minimum on certain firemen's pensions (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 22:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Removing constitutional limitation on legislators assuming other public office (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman.*

We concur in this report: Dewey C. Donohue, Larry Faulk, R. R. Bob Greive, Karl Herrmann, Jack Metcalf, John H. Stender, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 281:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Providing procedure for new residents to vote special ballots for offices of president and vice-president (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, R. R. Bob Greive, Karl Herrmann, Jack Metcalf, Joel M. Pritchard, John H. Stender, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 489:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Providing for absentee balloting in certain elections (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: Larry Faulk, Karl Herrmann, Ernest W. Lennart, Jack Metcalf, Joel M. Pritchard, John H. Stender, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

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

THIRD READING OF BILLS

Engrossed Senate Bill No. 355, by Senators Woodall and Washington:

Providing for the issuance of classified driver's license.

The Senate resumed consideration of Engrossed Senate Bill No. 355 on final passage.

Senators Kupka, Herrmann and Hanna demanded a Call of the Senate.

The demand was sustained on a rising vote and a Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Chytil, Durkan, Herr, McCormack and Pritchard.

On motion of Senator Woodall, the absent members were excused.

On motion of Senator Woodall, the Senate proceeded under the Call of the Senate.

The President declared the question before the Senate to be the demand by Senator Mardesich for the previous question.

Senators Mardesich, Herrmann and Kupka demanded the previous question and the demand was sustained on a rising vote.

MOTION

It was moved by Senator Kupka that the rules be suspended and that Engrossed Senate Bill No. 355 be returned to second reading for the purpose of amendment.

The motion was lost on a rising vote.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 355 and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Voting nay was: Senator Kupka—1.

Excused: Senators Chytil, Durkan, Herr, McCormack, Pritchard—5.

Engrossed Senate Bill No. 355, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the seventh order of business.

SECOND READING OF BILLS

Senate Bill No. 378, by Senators Bailey and Freise:

Regulating real estate brokers and salesmen.

REPORT OF STANDING COMMITTEE

Senate Bill No. 378:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Regulating real estate brokers and salesmen (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 16, after "fund," reinstate "[one-half of]"

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendment was adopted.

On motion of Senator Freise, the following amendment was adopted:

On page 2, line 9, strike "*or is about to violate*"

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 378 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon:

"Mr. President, would Senator Freise yield to a question:

"It says here the real estate commission is authorized to spend all of the funds for inspections. I understand what this is. The real estate brokers used to be bonded and the bond has been done away with and now they have this fund that has built up and the commission can use half of it for a general fund. I would like to hear more about it. I will take your word for it. I haven't read the bill."

Senator Freise:

"Senator McCutcheon:

"This money is paid in by the real estate brokers. The money was to be used for auditing. They could not expend sufficient funds. It doesn't take that much money to audit the realtors. They have different auditing methods than they had ten or fifteen years ago. They have more efficient methods through the use of computers and so on,

so this fund is being built up and the statute says, 'You shall use it for auditing.' We are just saying to them to throw the money down the drain. Now this says it may be used; up to one-half may be used for education, making better real estate brokers, so that it upgrades their society, and I think this is good legislation. We are all for this type of legislation and I know the Bar Association had this continuing legal education program and this is how this will be used."

Senator McCutcheon:

"One more question:

"How are you going to educate the sales people? What is the method? Who is the teacher and how are they educated?"

Senator Freise:

"Senator McCutcheon, they have a real estate board and they hire teachers from the University of Washington department of economics and the law school. They have professional courses."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 378 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lenhart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Excused: Senators Chytil, Durkan, Herr, McCormack, Pritchard—5.

Engrossed Senate Bill No. 378, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 201, by Senators Freise and Uhlman:
Increasing membership of the judicial council.

REPORT OF STANDING COMMITTEE

Senate Bill No. 201:

Senate Chamber,
Olympia, Wash., February 18, 1967.

Increasing membership of the judicial council (reported by Judiciary Committee): MAJORITY recommends that it do pass as amended.

On page 1, section 1, line 16, strike all of the material down to and including "-criminal;" on line 21 and insert the following:

"(3) *Three [Two] members of the state senate, no more than two of whom shall be members of the same political party, one of whom will be the chairman of the senate judiciary committee and the other two to be designated by the chairman; three [two] members of the state house of representatives [to consist of the chairman of the house of representatives committee on judiciary civil, and the chairman of the house of representatives committee on judiciary criminal,], no more than two of whom shall be members of the same political party, one of whom shall be the chairman of the house judiciary committee and the other two to be designated by the chairman; unless the house judiciary committee is organized into two sections, in which case the chairman of each section shall be a member and they shall designate the third house member;*"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 201 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 201 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lenhart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Excused: Senators Chytil, Durkan, Herr, McCormack, Pritchard—5.

Engrossed Senate Bill No. 201, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 46, by Senators Greive, Andersen, Keefe, Kupka, Peterson (Ted), Talley, Metcalf, Uhlman, Sandison and Connor (by Legislative Council request):

Enacting the "Washington clean air act."

On motion of Senator Greive, Substitute Senate Bill No. 46 was substituted for Senate Bill No. 46 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended, Substitute Senate Bill No. 46 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

The President called upon President Pro Tempore Al Henry to preside.

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, would Senator Greive yield to a question:

"My question is just to make certain for the record that there is no reference in the bill to any tax abatement in order to facilitate this type of air pollution control?"

Senator Greive:

"No, there is a second bill which is in the Committee on Ways and Means and since it is primarily a tax relief bill, it doesn't have any shackles on it as far as time is concerned, so we haven't pushed it, although the subcommittee on revenue and taxation I understand, has given it favorable consideration. It is the fervent hope of the industry, the Legislative Council, Senators Keefe, Kupka and many of us who have served together on the Legislative Council that we will pass not only this bill but two others. One which provides for a study on the problem of automobile exhausts because

this bill only deals with stationary sources. Then the other one is the tax relief bill, but the tax relief bill is not before us at this time."

Senator Stender:

"Mr. President, would Senator Greive yield:

"Senator Greive, I am heartily in favor of the bill and I am just wondering what you see in the future with regard to the problems we have on the state line and I guess on the international boundary to the north where we have a great industrial area? Where do you think we can go with this sort of bill where we have industrial areas right around us?"

Senator Greive:

"In 1965 we passed the National Clean Air Act which provides for abatement of nuisances or air pollution between states. It provides that governors of the various states can, on behalf of their states, take action if there is pollution coming from a neighboring state. There is nothing so far as the federal government and Canada is concerned and that would require a treaty as far as I know. I might add that Governor Evans as far as I know has already made a request regarding air pollutions coming into Dewey Donohue's and Senator Freise's district at the present time from Clarkston, across the Snake River, and so there have been some actions under this provision, I might add to their credit that the one county, Clark county, which borders Oregon, now has a better law than we have and have adopted procedures under the old law, a voluntary procedure. It is the only county that has done so, although Cowlitz and Skagit counties at the present time are proceeding to adopt such procedures."

Senator Morgan:

"Mr. President, will Senator Greive yield?

"Senator Greive, I haven't had a chance to read the bill, but I don't happen to live in Pierce county or King county air. I live in the twenty-first district in Kitsap county, and I journey regularly to Port Townsend and Whidbey Island and hope to get out into God's Country. Many times the ferry boat I travel on from Port Townsend to Whidbey Island has been almost in collisions because of this severe air pollution and the many, many smoke stacks. Now I wonder, before I vote for this bill, Senator Greive, if there is any provision for the Olympic Peninsula, the Olympic Mountains and the Puget Sound waters and around Port Townsend and Kitsap county and the rest of God's Country?"

Senator Greive:

"I might inform the members of the Senate this isn't the first time I have heard this speech. In fact I heard the speech at several hearings and so did the industry people. I think Senator Morgan is the most feared legislator in the state of Washington as far as industry is concerned because every time she came around, they all shook like a bunch of leaves. All I can say, Senator, is we have set up a procedure for the creation of districts in your area. It is hoped that Kitsap county will voluntarily join the other three counties, namely Pierce, King and Snohomish to be in the first district. There is provision for joining voluntarily by county in your particular area. However, that won't solve the problem of Senator Sandison's district, namely, Clallam and Jefferson counties. Of course they are going to, within thirty days, begin hearings and within ninety days set up a district pursuant to state standards, and I suspect that will take care of the matter very nicely. Conceivably we could get a variance if it is too expensive or if equipment wasn't available or some other logical reason. But certainly within a year they must take action."

Senator Morgan:

"Thank you for answering that question. I have a little more here. I served on the water pollution campaign in our district back in 1948 and we did bring about some pollution plans and King county was ready to do it immediately but that county is still lagging behind. I hope that since we may join you, that our experience will be that when I come back here two years from now we haven't been left out and that we still can see the Olympic Mountains in Senator Sandison's district."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 46 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Excused: Senators Chytil, Herr, McCormack—3.

Substitute Senate Bill No. 46, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Lewis:

"Mr. President, point of personal privilege:

"Mr. President, members of the Senate:

"I would like to personally compliment Senator Greive and his legislative council interim subcommittee on the study over the years on this piece of legislation that just passed. I think it has been apparent to all of us many times in the Senate that major pieces of legislation and matters of importance to the state of Washington, with so many of the political considerations that come up during a legislative session, that it is very difficult for us to work on measures of legislation such as this, but that during an interim, with interim committee work, with careful consideration of the facts, with adequate studies, with consultants and staff, with qualified lay people and so on, we are able to make careful determinations and come to a successful and worthwhile conclusion. I do support the idea of interim committee studies. I do submit that these studies result many times in more accurate information for the legislature and I would like to again compliment the Legislative Council and the chairman of its subcommittee, Senator Greive, for the fine piece of work which they have completed."

Senate Bill No. 152, by Senators Herrmann, Greive and Woodall:

Raising auto financial responsibility limits.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 152 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Talley:

"Mr. President, would Senator Greive yield:

"With the state raising the amount of financial responsibility, how much are the insurance companies going to increase the cost for insurance? Do you have any idea?"

Senator Greive:

"It won't increase the cost generally for insurance. I suppose if you buy five thousand dollars more insurance, it would increase whatever the cost of that additional insurance would be. In any event, you want to remember that the upper limits of insurance are always lower than the lower limits."

Senator Talley:

"If we increase this too much and there are already a lot of uninsured drivers, it

will probably increase the cost because we will just have more uninsured drivers, won't we?"

Senator Greive:

"Senator Talley, I am afraid we have a difference of philosophy. If we are going to clear uninsured drivers off the road, we are going to have to take some other action. I have finally swung around to where I believe I would if a proper bill were presented, vote for spot checks to see if people have the proper insurance policies. But I don't think increasing the amount of insurance is going to have a material effect on the number who are driving without insurance."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 152 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Those voting nay were: Senator Rasmussen—1.

Excused: Senators Chytil, Herr, McCormack—3.

Senate Bill No. 152, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 24, 1967.

Mr. President:

The Speaker has signed: House Bill No. 179, and the same is herewith transmitted.
Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 179.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of U. S. Congressman John Brademas of Indiana and appointed a special committee of honor consisting of Senators Bailey, Gissberg, Ryder and Neill to escort Congressman Brademas to a place of honor upon the rostrum.

With leave of the Senate, the rules were suspended to permit Representative Brademas to address the Senate.

MOTION

At 3:30 p.m., on motion of Senator Greive, the Senate adjourned until 9:30 a.m., Saturday, February 25, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-EIGHTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Saturday, February 25, 1967.

The Senate was called to order at 9:30 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil, Freise and Herr.

On motion of Senator Peterson (Lowell), Senator Herr was excused.

On motion of Senator Atwood, Senators Chytil and Freise were excused.

The Color Guard, consisting of Pages Curtis Deane, Color Bearer, and Marta Metcalf, presented the Colors.

Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Almighty God, Creator and sustainer of all life. Thou hast placed before us another day, unmarred, fresh with opportunity and full of possibility.

"Grant us light where we see but dimly, courage where fear disturbs us, confidence where doubt would delay us.

"May the touch of the Eternal mark our work as humbly and gladly we serve Thee and our fellow man. Through Christ our Lord, Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 - 21

By Senators Greive, Henry, Foley, Mardesich, Donohue, Peterson (Lowell), Pritchard, Canfield, Neill, Woodall, Connor, Lennart, Ryder, Stender, Peterson (Ted), Williams, McCutcheon, Sandison, Guess, Talley, Washington, Knoblauch, Kupka, Redmon and Atwood:

Whereas, Lacey V. Murrow had a distinguished career as an engineer, military officer and legislative consultant; and,

Whereas, His work as consultant to the architects of the Highway Act of 1956 capped his professional efforts and his military service in the China-Burma-India Theater during World War II from which he emerged a General was an outstanding achievement, his work as Director of Highways of the State of Washington is certainly best remembered by the citizens of this state; and

Whereas, The Mercer Island Floating Bridge, provided a unique, ingenious and resourceful solution to a difficult engineering problem at the time it was designed and built and more than twenty-five years later continues to serve the public well by providing access to move people from city to suburbs, and stands as a monument to Lacey Murrow's successful tour of duty as State Director of Highways; and

Now Therefore, Be It Resolved, That the Senate honor the memory of Lacey V. Murrow by requesting the State Highway Commission to designate the Mercer Island Floating Bridge as the Lacey V. Murrow Memorial Bridge; and

Be It Further Resolved, That a copy of this resolution be sent to the Commission for its action.

On motion of Senator Henry, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 24, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 62, Senate Bill No. 175, Senate Bill No. 201, Senate Bill No. 323, Senate Bill No. 354, Senate Bill No. 355, Senate Bill No. 378, Senate Bill No. 401, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., February 25, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Concurrent Resolution No. 10, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, R. R. Bob Greive.

Senate Bill No. 194:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Raising minimum wage (reported by Committee on Labor and Social Security):
Recommends that it do pass.

A. L. Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 285:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Concerning motor vehicle excise taxes (reported by Committee on Highways):
MAJORITY recommends that it do pass.

Nat Washington, *Chairman,*
Al Henry, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Sam C. Guess, Karl Herrmann, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 423:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Pertaining to salary upon which pension of firemen is based (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 425:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Providing a temporary license for certain motor vehicles owned by members of the armed forces (reported by Committee on Highways):
MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Sam C. Guess, Karl Herrmann, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 445:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Permitting municipalities to use space under freeways (reported by Committee on Highways):
MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Sam C. Guess, Karl Herrmann, Reuben A. Knoblauch, August P. Mardesich, Richard G. (Dick) Marquardt, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 459:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Regulating hours of labor by female employees (reported by Committee on Labor and Social Security):
MAJORITY recommends that it do pass as amended.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Richard G. (Dick) Marquardt, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 481:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Increasing weekly maximum benefits allowable under Workman's Compensation Act (reported by Committee on Labor and Social Security):
MAJORITY recommends that it do pass as amended.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 518:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Setting amount of lien department of labor and industries is subrogated after award made in action against a third party (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended. A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 538:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Implementing scope of state personnel board in making rules and regulations (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Memorial No. 10:

Senate Chamber,
Olympia, Wash., February 24, 1967.

Memorializing the President and Congress to amend the Constitution to protect the rights of the public and accused persons (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended., *Chairman.*

We concur in this report: Dewey C. Donohue, Larry Faulk, R. R. Bob Greive, George Kupka, Ernest W. Lennart, Jack Metcalf, David E. McMillan, Joel M. Pritchard, Perry Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 24, 1967.

Mr. President:

The House has passed: Engrossed Substitute House Bill No. 78, Substitute House Bill No. 303, Engrossed House Bill No. 438, Engrossed House Bill No. 654, and the same are herewith transmitted.

Malcomb McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., February 24, 1967.

Mr. President:

The House has adopted Senate Concurrent Resolution No. 10, and the same is herewith transmitted. Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: Senate Concurrent Resolution No. 10.

INTRODUCTION AND FIRST READING OF MEMORIAL

The following was introduced, read first time by title and acted upon as indicated:

Senate Joint Memorial No. 16, by Senators Canfield, Hanna, Hallauer, Redmon and Lewis:

Memorializing Congress to implement recommendations of the North Cascades study commission.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

On motion of Senator Canfield, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 16.

FIRST READING OF HOUSE BILLS.

The following were read first time by title and acted upon as indicated:

Engrossed Substitute House Bill No. 78, by Committee on Local Government:

An Act relating to state government; creating a planning and community affairs agency and a director therefor and prescribing powers and duties; transferring certain powers and duties; and making an effective date.

Referred to Committee on Cities, Towns and Counties.

Substitute House Bill No. 303, by Committee on Public Health and Welfare:

An Act relating to the establishment and development of community mental health programs; authorizing the director of institutions to make payment of grants in aid to assist counties in establishing and operating such programs; providing for procedures, standards, appointments and the promulgation of rules and regulations; specifying powers and duties; designating the department of institutions as the "state mental health authority"; repealing section 72.06.080, chapter 28, Laws of 1959 and RCW 72.06.080; and repealing section 72.06.090, chapter 28, Laws of 1959 and RCW 72.06.090; and providing an effective date.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 438, by Representatives Lynch, O'Brien, Whetzel and King:

An Act relating to new public buildings and those undergoing major remodeling paid for at least in part by public funds; requiring said buildings to adhere to written architectural standards to make them safer for and more usable by the aging and physically handicapped.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 654, by Representatives Cunningham, Bottiger and Bluechel (by Executive request):

An Act relating to elections; amending section 29.13.010, chapter 9, Laws of 1965 as amended by section 2, chapter 123, Laws of 1965, and RCW 29.13.010; amending section 29.27.045, chapter 9, Laws of 1965 and RCW 29.27.045; amending sections 29.42.030 and 29.42.040, chapter 9, Laws of 1965 and RCW 29.42.030 and 29.42.040; amending section 29.42.050, chapter 9, Laws of 1965 as amended by section 3, chapter 103, Laws of 1965 extraordinary session, and RCW 29.42.050; amending sections 29.68.080 and 29.68.090, chapter 9, Laws of 1965 and RCW 29.68.080 and 29.68.090; amending section 29.80.010, chapter 9, Laws of 1965 and RCW 29.80.010; adding new sections to chapter 9, Laws of 1965 and to Title 29 RCW; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

SECOND READING OF BILLS

Senate Bill No. 427, by Senators Gissberg, Stender and Knoblauch:

Pertaining to civil service for city police and county sheriff's office employees.

The bill was read the second time by sections and passed to Committee on Rules and Joint Rules for third reading.

Senate Bill No. 263, by Senators Rasmussen and Stender:

Establishing paid vacations for noncertificated school personnel.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the following amendments were adopted:

On page 1, section 1, line 6, after "contract" and before "of" insert "or verbal agreement"

On line 10, after "tract" and before "of" insert "or verbal agreement"

On line 14, after "tract" and before "of" insert "or verbal agreement"

In section 2, line 19, after "contract" and before "of" insert "or verbal agreement"

It was moved by Senator Guess that the following amendment be adopted:

On page 1, section 1, line 6, after "one" insert "-half"

On line 11, after "than" strike "one-quarter" and insert "three-quarters"

On line 15, after "than" strike "two" and insert "one and one-quarter"

Debate ensued.

It was moved by Senator Rasmussen that the amendment be laid upon the table.

The motion was carried on a rising vote and the amendment was laid upon the table.

MOTION

On motion of Senator Stender, Senate Bill No. 263 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Joint Resolution No. 8.

Senate Bill No. 57, by Senator Freise:

Providing for removal of certain actions from justice court to superior court.

REPORT OF STANDING COMMITTEE

Senate Bill No. 57:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Providing for removal of certain actions from justice court to superior court (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

On page 1, section 2, lines 13 and 14, after "civil action" and before "may," on line 14, strike "of which the superior court had original jurisdiction" and insert "which could have been brought in superior court"

On page 1, section 2, line 16, after "pending" and before the period insert "if the court determines that there are reasonable grounds to believe that a third party may be liable to the plaintiff and issues an order so stating"

On page 2, section 3, line 14, delete all of subsection (3) and renumber the remaining subsection accordingly.

On page 2, section 3, subsection (4), line 20, after "petition" and before "the" strike "and bond"

On page 3, section 5, line 7, before "would" strike "they"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate

Bill No. 57 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 57, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Henry, McMillan, Pritchard, Talley—4.

Excused: Senators Chytil, Freise, Herr—3.

Engrossed Senate Bill No. 57, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Joint Resolution No. 4, by Senators Herr, Greive and Connor:

Enabling grant of pension to surviving spouse of deceased public servant.

REPORT OF STANDING COMMITTEE

Senate Joint Resolution No. 4:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Enabling grant of pension to surviving spouse of deceased public servant (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendment:

On line 17, after "deceased" strike the period and insert " : *Provided, That any pension hereinafter granted under the authority of this amendment shall be financed solely by the state, and no financial obligation shall be imposed upon any city or town by virtue of such pension.*"

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Dewey C. Donohue, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

The resolution was read the second time in full.

On motion of Senator Greive, the committee amendment was laid upon the table.

On motion of Senator Greive, the rules were suspended, Senate Joint Resolution No. 4 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

On motion of Senator Atwood, Senator Pritchard was excused.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 4, and the resolution passed the Senate by the following vote: Yeas, 35; nays, 8; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon,

Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Uhlman, Washington, Woodall—35.

Those voting nay were: Senators Atwood, Canfield, Hallauer, Lewis, Neill, Redmon, Twigg, Williams—8.

Absent or not voting: Senators McMillan, Talley—2.

Excused: Senators Chytil, Freise, Herr, Pritchard—4.

Senate Joint Resolution No. 4, having received the constitutional majority, was declared passed.

Senate Bill No. 307, by Senators Williams, Talley and Uhlman:

Prescribing procedure for disposal of real property in urban renewal areas.

On motion of Senator Neill, Senate Bill No. 307 was ordered to retain its place on the second reading calendar for Monday, February 27, 1967.

Senate Bill No. 259, by Senators Gissberg, Williams and Neill:

Amending deed of trust act.

The Senate resumed consideration of Senate Bill No. 259 on second reading and the amendment proposed by Senator Mardesich.

With the permission of the Senate, Senator Mardesich was permitted to withdraw his amendment.

It was moved by Senator Dore that the following amendment be adopted:

On page 3, section 1, restore all of subsection (7).

Debate ensued.

POINTS OF INQUIRY

Senator Morgan:

"Mr. President, would Senator Gissberg yield to a question:

"Senator, being a housewife and a woman Senator is sometimes a little complex. In our area, Senator, in the last year I have been told by attorneys and some women, too, who found themselves in a peculiar position when their payments became delinquent and their contract was sold and the interest was raised in the process. They were forced with the demand previous to this, too, for the full payment otherwise the seller was going to take the property. The widow found herself unable to carry on with the new contract as she couldn't raise the money. There have been several cases in the Kitsap county area and I am really concerned. I am not an attorney and I don't understand all of this except as you gentlemen explain it, but I have a very strong desire to prevent this from happening again to women. Now you tell me that a deed of trust would stop this. In other words there would be this period of time when the amount of payments lapsed, and she could pick it up and pay the back payments that were in default?"

Senator Gissberg:

"Mr. President:

"Yes, that is what I have been trying to say, Senator Morgan. Let us take a concrete example. If the widow becomes late in her monthly payments and the banker then gives a notice to her that she is in default and she can't raise the money the second month or the third month but she raises it the fourth month, she can come in at any time up to six months after the date of the notice or the date of default and tender the amount of her delinquency and thereby reinstate the mortgage. She is not faced with raising the entire amount of the debt of some fourteen or fifteen thousand dollars and that is the advantage of this legislation."

Senator Morgan:

"It would not increase the amount of interest either?"

Senator Gissberg:

"No, there would not be any change in the contract or the rate of interest. There cannot be."

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Connor, Cooney, Ryder, Uhlman, McCutcheon, Stender and Greive.

It was moved by Senator Gissberg that the amendment by Senator Dore be laid upon the table.

POINT OF ORDER

Senator Dore:

"Point of order, Mr. President:

"I thought you put the main motion and I asked for a roll call and the request was sustained. I thought we would now be in the process of a roll call and you couldn't interrupt a roll call."

Senator Greive:

"I think the real answer to this is a demand for a roll call is a privileged motion and a motion to lay on the table is a subsidiary motion under Rule 21."

Senator Gissberg:

"Mr. President:

"It is perfectly proper to move at any time prior to the taking of the roll that a motion be laid upon the table. It would be a novel concept if somebody jumped to their feet any time during debate and said, 'I demand a roll call,' which is exactly what happened and then if a sufficient number of Senators sustained the demand for the roll call, the demand would cut off somebody else from making a motion. That is exactly the sequence of events that occurred. I was on my feet to make the motion to lay the amendment on the table and I thought Senator Dore wanted to make some further debate comments about the amendment and he simply said, 'I demand a roll call.' Under those circumstances I don't know how the demand for the roll call can act as a demand for the previous question. Had he made that kind of demand then there would have been some logic to what he is saying."

MOTION

Senator Dore:

"Mr. President:

"I move by unanimous consent of the body that we have a roll call on Senator Gissberg's motion to table the amendment. Is that agreeable, Senator?"

Senator Gissberg:

"Yes."

The motion was carried.

ROLL CALL

The Secretary called the roll on the motion by Senator Gissberg that the amendment by Senator Dore be laid upon the table. The motion was carried and the amendment was laid upon the table by the following vote: Yeas, 27; nays, 14; absent or not voting, 5; excused, 3.

Those voting yea were: Senators Andersen, Canfield, Cooney, Donohue, Faulk, Foley, Gissberg, Guess, Hallauer, Henry, Herrmann, Knoblauch, Kupka, Lewis, Mardesich, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Talley, Twigg, Williams, Woodall—27.

Those voting nay were: Senators Atwood, Connor, Dore, Greive, Hanna, Keefe, McCormack, McCutcheon, McMillan, Ridder, Sandison, Stender, Uhlman, Washington—14.

Absent or not voting: Senators Bailey, Durkan, Lennart, Marquardt, Morgan—5.

Excused: Senators Chytil, Freise, Herr—3.

It was moved by Senator Dore that Senate Bill No. 259 retain its place on the second reading calendar for Monday, February 27, 1967.

Debate ensued.

With leave of the Senate, Senator Dore was permitted to withdraw the motion.

On motion of Senator Williams, the following amendment by Senator Freise was adopted:

On page 1, section 1, line 15, after "certified" strike "or registered" and insert "[or registered]" and on line 16 after "mail" insert ", return receipt requested."

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 259 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Morgan:

"Mr. President, would Senator Dore yield, please:

"Senator, I would like to comment first that we should have some lay people on the Judiciary Committee. Senator Dore, if the purchaser had this deed of trust when they started to buy a home and had a considerable equity then the Homestead Act would be completely useless? They could not use the Homestead Act?"

Senator Dore:

"Under a conventional mortgage you have a right of homestead, and then you have a right to remain in the home eight months after foreclosure so that means then it takes a while to bring the matter to a judgment. It takes six months to bring it to a judgment. If you file your homestead you get an additional six months and then eight months after that. If this replaces the conventional mortgage, this has no homestead provision in it."

Senator Morgan:

"You couldn't use it?"

Senator Dore:

"You could still use the homestead if you had a conventional mortgage, but this has no provision for homestead. They could pick up your house like your car. That's the way the bill reads and that's the way it works in California."

Debate ensued.

Senator Stender:

"Mr. President, I'd like to ask Senator Ryder to yield to a question:

"Senator Ryder, being our leading banker, could you tell me about this deed of trust. I have had some conversations with people that deal in the real estate area and the version they have given me on the deed of trust is that money would be more readily available to finance homes. Now Senator Williams talks about the Federal Housing Administration. Is that basically what this will bring about?"

Senator Ryder:

"Mr. President, members of the Senate:

"Yes, I think there is no doubt but what additional money will be available in the state of Washington from the East or other sources for making mortgages, particularly to the small home owner, if this passes. The state of Washington has one of the most stringent ejection laws in the Union. Actually a fairly minimum time to foreclose on one of our present mortgages is about eighteen months from the time of foreclosure and sale of the property and then there is a year of redemption. A great deal of money from the East will not come into the state of Washington because of this. They can go to California where the deed of trust is being used or to other states which have less stringent redemption laws. I think that this will be quite extensively used in the state of Washington if this bill is passed, and I think it will benefit not only the mortgage market here but also the small home owner who will be able to have a wider range of competition in getting mortgages.

"Now it was stated here on the floor that the deed of trust is being used already. I don't have the exact count but it seems to me the first one was filed a couple of

months ago and there have been only two or three. Obviously the reason is because it is practically impossible to forestall a really protracted time for the lender gaining possession of the property. For instance we have this six month provision that Senator Dore attempted to put back in which would allow a borrower to start just a frivolous lawsuit, any kind of a lawsuit, which would again start another six months running and prevent the lender from foreclosing on the property, and this could go on and on. This is the main reason why this particular piece of legislation has not been used."

Senator Stender:

"On more question if I may, Senator:

"Taking the deed of trust, assume the home owner has paid five thousand dollars on a home and has found himself in financial trouble. If it was repossessed under the deed of trust, upon resale, would his equity be returned to the home owner?"

Senator Ryder:

"He would have as much right on that as he would have under a conventional mortgage. If it was sold for more than what he owed, this is true."

Debate ensued.

Senator Stender:

"One further question: Can the borrower or the home owner sell his equity on his own if he finds himself in trouble financially? Could he sell his equity to another person without the approval of the trustee?"

Senator Ryder:

"He would have the same rights. If he can sell it before the sale of the property by the trustee, certainly he can. You have the same right on a mortgage."

Senator Stender:

"With the approval of the trustee, I suppose."

Senator Ryder:

"No, he wouldn't have to get the approval of the trustee to sell his home as long as the actual sale had not taken place, which would be about two hundred days."

Debate ensued.

Senator Washington:

"Senator Williams, would you yield to a question:

"You mentioned under a deed of trust there is no right of acceleration. What if the note itself provided for a right of accelerating payment, even though it was a deed of trust."

Senator Williams:

"By the act it cannot."

Senators Gissberg, Talley and Henry demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 259, and the bill passed the Senate by the following vote: Yeas, 33; nays, 12; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Gissberg, Guess, Hallauer, Hanna, Henry, Knoblauch, Kupka, Lewis, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—33.

Those voting nay were: Senators Atwood, Dore, Greive, Herrmann, Keefe, Lennart, McCormack, McCutcheon, McMillan, Morgan, Ridder, Uhlman—12.

Absent or not voting: Senator Durkan—1.

Excused: Senators Chytil, Freise, Herr—3.

Engrossed Senate Bill No. 259, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate Bill No. 42, by Judiciary Committee:
Amending Uniform Commercial Code.

The Senate resumed consideration of Substitute Senate Bill No. 42 on second reading.

It was moved by Senator McCormack that the Senate immediately consider his amendment to page 9, section 11, line 22.

The motion was carried.

It was moved by Senator McCormack that the following amendment be adopted:

On page 9, section 11, line 22, after "Sec. 11." insert "Section 2-706, chapter 157, Laws of 1965 extraordinary session and RCW 62A, 2-706, are each amended to read as follows: *Seller's Resale Including Contract for Resale*. (1) Under the conditions stated in Section 2-703 on seller's remedies, the seller may resell the goods concerned or the undelivered balance thereof. Where the resale is made in good faith and in a commercially reasonable manner the seller may recover the difference between the resale price and the contract price together with any incidental damages allowed under the provisions of this Article (Section 2-710), but less expenses saved in consequence of the buyer's breach.

(2) Except as otherwise provided in subsection (3) or unless otherwise agreed resale may be at public or private sale including sale by way of one or more contracts to sell or of identification to an existing contract of the seller. Sale may be as a unit or in parcels and at any time and place and on any terms but every aspect of the sale including the method, manner, time, place and terms must be commercially reasonable. The resale must be reasonably identified as referring to the broken contract, but it is not necessary that the goods be in existence or that any or all of them have been identified to the contract before the breach.

(3) Where the resale is at private sale the seller must give the buyer reasonable notification of his intention to resell.

(4) Where the resale is at public sale

(a) only identified goods can be sold except where there is a recognized market for a public sale of futures in goods of the kind; and

(b) it must be made at a usual place or market for public sale if one is reasonably available and except in the case of goods which are perishable or threaten to decline in value speedily the seller must give the buyer reasonable notice of the time and place of the resale; and

(c) if the goods are not to be within the view of those attending the sale the notification of sale must state the place where the goods are located and provide for their reasonable inspection by prospective bidders; and

(d) the seller may buy.

(5) A purchaser who buys in good faith at a resale takes goods free of any rights of the original buyer even though the seller fails to comply with one or more of the requirements of this section.

(6) The seller is not accountable to the buyer for any profit made on any resale. A person in the position of a seller (Section 2-707) or a buyer who has rightfully rejected or justifiably revoked acceptance must account for any excess over the amount of his security interest, as hereinafter defined (subsection (3) of Section 2-711)

[(7) Any sale made hereunder, if a loss has been sustained, in order to charge the purchaser for the loss, the seller must have exerted a reasonable effort to obtain the fair market price of the said goods sold.]"

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Woodall that the Senate reconsider the vote by which Senator Herrmann's amendment to page 9, line 22 was adopted.

Debate ensued.

The motion was carried on a rising vote.

It was moved by Senator Woodall that the amendment by Senator Herrmann be laid upon the table.

The motion was carried and the amendment was laid upon the table.

The Secretary read the following amendment by Senator Freise:

"Bailment contracts for the increase of agricultural seeds shall be in writing and shall be filed with the county auditor of the county in which the seeds are to be grown in the same manner as seed liens are filed under the provisions of RCW 60.12.190, except that the bailment contract shall be filed within 20 days after delivering the seed to the bailee and said contract need not contain an affidavit of good faith. The mortgagee under a crop chattel mortgage which is executed and filed in the manner and form required by law given by a bailee who has executed a bailment contract for the increase of agricultural seeds is entitled to enforce against the bailor the said crop chattel mortgage as an assignment of the bailee's proceeds of the bailment contract. By entering into the bailment contract the bailee is conclusively presumed to have consented to have assigned to the said crop chattel mortgagee under a valid and subsisting crop chattel mortgage any proceeds of said bailment contract to which the said bailee may be, and is, entitled under the said bailment contract to the extent of the unpaid balance of the said crop chattel mortgage. After the crop chattel mortgagee receives sufficient funds to pay off the crop chattel mortgage in full he shall release the crop chattel mortgage within the time and manner as is provided by law as it pertains to the release of crop chattel mortgages."

On motion of Senator Woodall, Substitute Senate Bill No. 42 was ordered to retain its place on the second reading calendar for Monday, February 27, 1967.

Senate Joint Resolution No. 8, by Senators Dore, Bailey, Herr, Connor, Keefe, Sandison, Lennart, Rasmussen, Peterson (Lowell), Hallauer and Uhlman (by Facilities and Operations Committee request):

Providing for annual regular sessions and prescribing methods for convening the legislature in special session.

On motion of Senator Dore, Senate Joint Resolution No. 8 was ordered to retain its place at the beginning of the second reading calendar for Monday, February 27, 1967.

Senate Bill No. 263, by Senators Rasmussen and Stender:

Establishing paid vacations for noncertificated school personnel.

The Senate resumed consideration of Senate Bill No. 263 on second reading.

It was moved by Senator Guess that the following amendment be adopted:

On page 2, section 3, line 2 after "trict" insert " : *Provided*, That the district from which the noncertificated employee transfers transmit the accrued leave pay of such transferring employee to the district to which such employee transfers."

Debate ensued.

POINTS OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Guess yield to a question:

"Senator Guess, this amendment would in essence give an employee a vested right to the contributions made to his credit? He would have a vested right under this amendment?"

Senator Guess:

"He still has a vested right under this amendment."

Senator Lennart:

"If this is what it means, I think it is a good amendment."

Debate ensued.

Senator Kupka:

"Mr. President, would Senator Guess yield to another question:

"Senator Guess, I'm trying to understand this whole process. Assuming that a noncertificated employee acquires twenty-five days in one district and he does transfer to another district, would the original district pick up the obligation so far as funding this vacation, or does the new district have to make the contribution?"

Senator Guess:

"Under the bill the new district would have to pay. Under the amendment, the man takes it with him and it is the responsibility of the original district to fund him."

Debate ensued.

MOTION

It was moved by Senator Greive that Senate Bill No. 263 and the amendment proposed by Senator Guess be made a special order of business immediately following recess.

Debate ensued.

The motion was carried.

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:00 p.m.

On motion of Senator McCutcheon, the Senate returned to the first order of business.

MOTIONS

On motion of Senator McCutcheon, the Committee on Constitution, Elections and Legislative Processes was relieved of further consideration of Senate Joint Resolution No. 20.

On motion of Senator McCutcheon, Senate Joint Resolution No. 20 was referred to the Committee on Education.

On motion of Senator Ryder, the Committee on Natural Resources, Parks, Fisheries and Game Fish was relieved of further consideration of Engrossed House Bill No. 438.

On motion of Senator Ryder, Engrossed House Bill No. 438 was referred to the Committee on Commerce, Manufacturing and Licenses.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 229:

Senate Chamber,
Olympia, Wash., February 1, 1967.

Providing protection for culinary employees (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that Substitute Senate Bill No. 229 be substituted therefor, and the substitute bill do pass.

George W. Kupka, *Chairman.*

We concur in this report: Frank Connor, Sam C. Guess, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 348:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Relating to operation of local utility districts under P.U.D.'s (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass. August P. Mardesich, *Chairman*.

We concur in this report: John L. Cooney, William A. Gissberg, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Harry B. Lewis, Mike McCormack, John T. McCutcheon, David E. McMillan, A. L. Rasmussen, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 383:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Permitting cooperatives to organize under business corporation act (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass. George W. Kupka, *Chairman*.

We concur in this report: Frank Conner, Sam C. Guess, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

MOTION

On motion of Senator Kupka, Senate Bill No. 383 was referred to the Judiciary Committee.

Senate Bill No. 429:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Regulating cancellation or failure to renew certain contracts of insurance issued on the use of private passenger motor vehicles (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that Substitute Senate Bill No. 429 be substituted therefor, and the substitute bill do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Frank W. Foley, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 437:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Deleting requirement that cities match certain gas tax and use fuel tax allocations (reported by Committee on Highways):

MAJORITY recommends that it do pass.

....., *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Larry Faulk, Frank W. Foley, James E. Keefe, August P. Mardesich, Richard G. (Dick) Marquardt, Lowell Peterson, Ted G. Peterson, Joel M. Pritchard, Robert C. Ridder, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 584:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Providing for the annexation of territory to a sewer district (reported by Committee on Cities, Towns and Counties)

MAJORITY recommends that Substitute Senate Bill No. 584 be substituted therefor, and the substitute bill do pass., *Chairman.*

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 15:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Referring a constitutional amendment to the people to permit voting by persons 18 years old (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. John T. McCutcheon, *Chairman.*

We concur in this report: John L. Cooney, Dewey C. Donohue, R. R. Bob Greive, Karl Herrmann, James E. Keefe, George Kupka, Ernest W. Lennart, Mike McCormack, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 263 on second reading.

Senate Bill No. 263, by Senators Rasmussen and Stender:
Establishing paid vacations for noncertificated school personnel.

The Senate resumed consideration of the amendment proposed by Senator Guess.

There being no objection, Senator Guess was permitted to withdraw his amendment.

On motion of Senator Stender, the following amendment was adopted.

On page 1, line 23, after "Sec. 3." strike all the material down to and including "district" on page 2, line 3, and insert "Years of service as used in this act, shall be computed on a calendar year basis"

The Secretary read the following amendment by Senator Stender:

On page 2, add a new section as follows:

NEW SECTION. Sec. 4. Years of service, as used in this act, shall be computed on a calendar year basis.

There being no objection, Senator Stender was permitted to withdraw the amendment.

It was moved by Senator Canfield that the following amendment be adopted:

- On page 1, section 1, line 6, strike "not less than"
- On line 8, after "of employment" add "during such year"
- On line 11, strike "not less than"
- On line 12, after "employment" add "during such 10th year"
- On line 15, strike "not less than"
- On line 16, after "employment" add "during such 15th year"

Debate ensued.

POINT OF INQUIRY

Senator Lewis:

"Mr. President, would Senator Durkan yield to a question:

"Senator Durkan, I am not clear on this bill as far as the financial impact on the school budget. Do you have any comments on this?"

Senator Durkan:

"Yes, we had the Legislative Auditor check this matter this morning, and his answer is that it will be minimal in most instances. He explains it this way: That in the

large school districts the problem wouldn't be any problem at all because where you have two, three or more secretaries or two, three or more janitors, when a janitor leaves on vacation, the others are able to assume the position he had. In other words, they would double up. He said if there was going to be any expense it would come in later years where the individual has a length of vacation available and if he is the only janitor or if it is the only secretary, that it could be that they would have to hire another janitor or secretary to take the place. But the overall opinion of the Legislative Auditor is that the expense of this as far as fiscal impact is nil."

Debate ensued.

The motion was carried and the amendment was adopted.

The Secretary read the following amendment by Senator Guess:

On page 1, section 1, line 11, after "quarter" strike "additional"

There being no objection, Senator Guess was permitted to withdraw his amendment.

On motion of Senator Rasmussen, the rules were suspended, Engrossed Senate Bill No. 263 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

PERSONAL PRIVILEGE

Senator Metcalf:

"Mr. President, point of personal privilege:

"Mr. President, I would ask to be excused from voting on Senate Bill No. 263 in that my wife is a noncertificated employee and I have a direct personal interest in the bill."

Senator Greive:

"Mr. President:

"I don't believe that the Senator should be permitted either under Article II, Section 30 of the Constitution or under Rule 3 to refrain from voting. The rule is that he must have a direct private interest. Otherwise, every attorney would fail to vote on anything involving attorneys and every teacher would fail to vote on anything involving education. It is one thing if a lawyer represents a certain client and he has a direct interest. That is a private interest. But if a person represents a broad, general class of which he is simply a member and it is something that is known and people are conscious of when he runs for office, I don't think he has a right to be excused. I think it would be a dangerous precedent and only cast a bad light on all the other Senators and members of the legislature to let this precedent start. It would simply mean that every time a bill came up which affected a broad, general class—for instance we have several mayors and from time to time they have served here. Should they refuse to vote on anything involving mayors or cities? I don't think it would be a proper precedent. I think it is a dangerous one and I strongly protest. I suggest to the Senator if he has a problem that he step off the floor and just not vote."

Senator Washington:

"Mr. President:

"This problem has come up before and I think Senator Metcalf has met every test maybe of his own conscience in letting the members know at least there is an incidental interest which he has. But this is a matter of public importance. It is one conceivably where his vote either could cause the bill to win or cause it to be lost. He has been elected to handle large matters, matters of public importance, and I would think in this particular case that he has certainly done the honorable thing in letting everyone know what his situation is, but that he should be required to vote on a matter that covers every school district in the state, every noncertificated employee; and, the mere fact that his wife happens to be a member of this broad class should not disqualify him nor should he be allowed to disqualify himself."

Senator Kupka:

"Mr. President:

"If this prevails, then I don't see how we are going to vote on the budget if some of that money is going to trickle down into our little paycheck and you will find yourself in a serious predicament."

Senator Metcalf:

"I just raised the point to get a ruling. Either way you rule is fine with me, but I did feel I should raise the point."

Senator Rasmussen:

"Mr. President:

"I would certainly think that Senator Metcalf should be complimented and I would also think that in some other instances probably it would be warranted. However, I am sure that if he has as little control over his wife as some of the rest of us have over our wives, he's not sure that she will be working for the school districts when he gets out of the session, so actually he would be doing a detrimental service to a large number of employees who may need his vote and are not related to him. Again, I think he should be complimented but I also think he should consider it his duty to vote on this measure."

Senator Andersen:

"Mr. President and gentlemen:

"This ethical proposition is a very difficult one. I think a man in the first place is to be commended for stating his position before the body. I think in the second place this body should not see fit to overrule a man's own judgment as to whether or not he has a conflict or potential conflict. I believe statements of the kind Senator Metcalf has made are to be encouraged, not discouraged. Now each of us has his own standards as far as this type of thing is concerned and I know that as far as this type of thing and campaign contributions are concerned, each of them some place draw his own lines and set his own standards. Who are we to say? We are not a committee of the whole. We are not as familiar with this as Senator Metcalf is. I believe when a Senator stands up and takes the floor of the Senate and states his position, he ought to be encouraged and I am certainly going to vote to support Senator Metcalf's view and encourage any other Senator at any time he feels he might have a conflict to disqualify himself from voting on a measure. We shouldn't rub him into it or push his face into it, no matter how politely we do it. We should respect his views on it and encourage others to do the same. We don't have a committee on ethics. If we had a committee we could submit the matter to them beforehand. That would be fine. Then we could abide by their decision. But until we have that, each man must be his own judge and certainly his judgment should be respected by this body."

Senator Greive:

"Mr. President:

"I certainly respect Senator Andersen's analysis. He has a right to whatever position he desires to take. There is no one on this floor who is ever going to be forced to vote on a matter he feels, in good conscience he can't vote on. However, I submit that this could be a wonderful device for all of us to be on two sides of a great number of questions. I am thinking of innumerable instances where, for example, certain highways are going through your area and you might own a piece of property and so you could refuse to vote and all it takes is a certain number of votes on this floor to pass a bill. It takes a constitutional majority. If enough of us disqualify ourselves, and if we fail to vote, it has the effect of voting against the bill. That is why the rule must be interpreted strictly. Now if a man has a good and legitimate reason, he should be permitted to get off the floor and not vote. But I don't think he should use it as a guise to defeat legislation, which is precisely what could be done. Remember, gentlemen, if you don't vote, it has the same effect as voting no, as far as the record is concerned, because it is a constitutional majority that you must have and once this is started, I could see a marvelous opportunity for all of us to duck many things. Now it isn't true in Senator Metcalf's case. I am sure this bill has ample votes and I am sure that he is sincere but I think it would be a very dangerous precedent and could seriously jeopardize the work of this particular body."

Senator Gissberg:

"Mr. President:

"A casual observation, Senator, would be that this means of course that when the budget is presented here on the floor, to be consistent, you are going to have to decline to vote because the appropriations that are being made will go directly to the care, comfort and support not only of yourself, but your wife and children as well. I would think that you would not wish to get yourself into that position, Senator, where if there

are any financial implications, that will accrue to you and your family, that you would wish to decline to vote on it. Now the very same thing is true in your instance as well as your wife's. We are talking about community property now, not separate property of yours or your spouse's. I would suggest that you could be placing yourself in a very embarrassing position, Senator, if you insist that the President rule and if the President rules in your behalf, that you, to be consistent, not be able to vote. That could put many of the school teachers in a very embarrassing position here in the Senate and the House. It is my understanding that most of the school teachers are here, in addition to other things, to see that school programs get adequate appropriations. Now it may be that if that is the case, then the school teachers may be able to do sufficient lobbying in committee to get the budget up to the point where you feel it is adequate and takes care of the needs of schools and the teachers. I would suggest that you would not be nearly as effective in accomplishing that total good for educational processes if you disenfranchise yourself here on the floor on that subject."

Senator Washington:

"Mr. President, members of the Senate:

"This rule has a real meaning and it should only be used for that very purpose. It is to be used to prevent a member of a legislative body from voting on something on which he has a definite and pecuniary interest. Now it is to prevent him from voting on something that is generally designed to particularly assist him as an individual or perhaps a corporation or a client which he is representing. I have had occasion to disqualify myself on a vote but it was a bill that directly affected a client I represented and for whom I was directly involved in the subject matter of the legislation. It was a clear case where I would have had to disqualify myself. But this is a rule which should have real, specific meaning and if we use it on situations such as this, it is going to be a rule with no meaning. It will jeopardize the rule, itself. The rule will become diluted and I think it is a matter upon which the Chair should rule. I could go back a number of years ago when I was challenged as to whether or not I could vote on a matter relating to public utility districts. I had anticipated such a problem and had written a letter to the great arbiter of matters relating to conflict of interest, Drew Pearson, and he sent back a telegram which I thought was well worded, and he stated that having been elected in an area which had a very definite interest, people knew about it, that I would not be doing properly if I didn't vote. I think the same applies here. This is a broad, general subject. You are known for having an interest in education and if you start disqualifying yourself on matters such as this, the people who voted for you will not be getting the benefit of the services that they contracted for when they elected you. I think this is a salutary rule and if the President would allow you not to vote in this particular case, we now would then have a rule with no real meaning and as Senator Greive has said it would be one which we could use as an escape hatch, rather than one to point out to the members of the Senate where you have a direct, pecuniary interest in a bill."

Senator Rasmussen:

"Mr. President:

"If my memory is correct, we did have an attorney general's opinion some years back in regard to this matter and his opinion was if the interest was so widespread as to be of benefit to the general public and, as Senator Washington has said, it was not narrowed down to the individual, himself, and some particular legislation he was sponsoring for his own gain, that then the widespread interest relieved him from excluding himself from voting. Now I think that Senator Metcalf has made it known where he thinks he might have an interest because of his wife's work. I also think this is something that we should discourage, as Senator Andersen has said. But the individual can make it known to the body and then it is up to the body to object to his voting, rather than the body or the President to say he should vote or shouldn't vote. I think once he has made this known before the body, and that's all the rule provides, then some member can object to his voting if he feels he has knowledge of some deeper interest. That would be my opinion on the way the rule should be interpreted once a member makes that known to the body."

POINT OF INQUIRY

Senator Morgan:

"Mr. President, would Senator Metcalf yield, please:

"Senator Metcalf, would this prevent your voting for the school budget since you are a teacher?"

Senator Metcalf:

"Specifically I raised this question on a small, minor matter for which I am in favor and for which I will vote if the President so rules. I raise it now and I disagree with Senator Gissberg that you shouldn't raise it because it might be embarrassing later. I will be very happy with whatever ruling the President makes on it."

PARLIAMENTARY INQUIRY

Senator Andersen:

"Mr. President:

"What is the Chair's ruling? I am not familiar with past rulings on this matter. Is this for the body at large to determine whether in accordance with Rule 3 the Senator has an interest directly related to the passage of this measure, or is it the Chair's ruling upon the facts presented to the Chair?"

REPLY BY THE PRESIDENT

The President:

"The President believes in this particular situation that Rule 3 does not necessarily apply inasmuch as the Senate has not challenged the right of Senator Metcalf to vote. The President believes that the situation is such that at the present time Article II, Section 30 applies to Senator Metcalf's case. Article II, Section 30 states:

"A member who has a private interest in any bill or measure proposed or pending before the legislature, shall disclose the fact to the house of which he is a member, and shall not vote thereon."

"The President believes that this is a matter private to Senator Metcalf and therefore as the situation now stands it is up to Senator Metcalf to decide whether or not he shall vote. After his decision, then the Senate may take what action it chooses."

Senator Washington:

"Mr. President:

"I believe the matter has been presented to you and you have to determine now whether this is a matter private to him. He disclosed the facts which I think the President and all have indicated are private to him."

The President:

"Senator Metcalf has not directed that request to the President. The President believes the minutes will show simply that Senator Metcalf stood and asked to be excused."

Senator Washington:

"If he is asking to be excused on the basis that this is a matter private to him, then as a member of this body I object to his not voting because I feel that it is not a matter private to him and that we should preserve this rule for the times when it is absolutely essential and necessary that it be used and that it not be diluted."

The President:

"Senator Washington, are your remarks in the form of a motion?"

Senator Washington:

"If it is necessary, I will put those in the form of a motion."

The President:

"Senator Washington has moved that Senator Metcalf not be excused from voting."

Senator Rasmussen:

"Mr. President:

"I was going to move in a little different direction. Perhaps Senator Washington would withdraw his motion and permit me to make a motion."

Senator Washington:

"I feel my motion does what I want it to do and I would just as soon leave it."

Senator Rasmussen:

"I was going to suggest, Mr. President, that the motion be amended to state that the Senate suggests that Senator Metcalf vote and it is our opinion that the question involved is not a conflict of interest."

Senator Gissberg:

"Mr. President:

"I must apologize for having been off the floor at the time Senator Metcalf raised the question, but as I understand it, he is asking the Senate to take a position on it, and he raises Rule 3, as I understand it, and if he does, then of course a literal reading of that rule:

"'No Senator shall be allowed to vote except within the bar of the Senate . . . ' and that means, as Senator Rasmussen has indicated, that members are to vote on these matters unless and until they are challenged and no one has challenged Senator Metcalf's right to vote on this issue. It would be a rather ridiculous situation if in each instance the Senate were called upon to judge whether or not a man is entitled to vote on a matter pending before the Senate. From the reading of the rule, it seems to me to be very clear. It is stated negatively: 'No Senator should be allowed to vote except . . . ' and so on and it therefore seems to me that you have the duty to vote, Senator, unless you can assert the provisions of the Constitution, and we are obviously not involved in that situation in this instance and unless and until such time as the Senate itself or some member objects to your voting, then I think you have the duty and responsibility to vote."

The President declared the Senate to be at ease.

The President called the Senate to order at 1:45 p.m.

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the situation existing before the Senate:

"The President rules that Senator Metcalf, having made the disclosure and no Senator objecting to his voting, the President rules that Senator Metcalf shall be required to vote when within the bar of the Senate and not under the Call of the Senate."

MOTION

At 2:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Monday, February 27, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTIETH DAY

MORNING SESSION

Senate Chamber,
Olympia, Washington, Monday, February 27, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil, Hallauer, Keefe, Lennart and Marquardt.

On motion of Senator Greive, Senators Hallauer and Keefe were excused.

On motion of Senator Atwood, Senators Chytil, Lennart and Marquardt were excused.

The Color Guard, consisting of Pages John Petrich, Color Bearer, and Lisa Buckridge, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Our Divine Father, who hast ordained that all material things be used to minister to the needs of persons; grant that in the deliberations of this Senate the needs of persons may be held preeminent and all plans and programs be made to serve their intellectual, emotional, and spiritual well-being.

"O Thou, who dost love persons and use things, save us all from using persons and loving things. In the name and spirit of Jesus Christ. Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 - 22

By Senator Andersen:

Whereas, High moral and ethical standards among public officials are essential to the conduct of a free government; and

Whereas, Compliance with such standards promotes and strengthens the faith and confidence of the people of the state of Washington in their public officials; and

Whereas, Members of the Senate normally and necessarily have a diversity of interests and it is often difficult to determine whether a Senator is in any way personally or directly interested in any bill or measure proposed or pending before the Senate;

Now, Therefore, Be It Resolved, By the Senate, that there is created the Select Senate Committee on Legislative Ethics to be composed of five members as follows: The President of the Senate; the chairman of each party caucus of the Senate; and two additional members, one to be selected by the majority party caucus and one to be selected by the minority party caucus.

Members shall be selected as soon as reasonably practicable after the adoption of this resolution and shall adopt rules of procedure for the disposition of any matters brought before it. Hereafter members shall be selected within five days after the convening of any session of the legislature.

Upon the request of any member of the Senate as to whether such member or another member should or should not disqualify himself from voting upon any question, bill or measure proposed or pending before the Senate, the committee shall render an advisory opinion thereon. Any member feeling himself aggrieved by any

action of the board may appeal to the Senate for a decision of that body at the time the question, bill or measure is to be voted upon.

It was moved by Senator Greive that the resolution be referred to the Judiciary Committee.

Debate ensued.

The motion was lost on a rising vote.

It was moved by Senator Greive that the resolution be referred to the Committee on Rules and Joint Rules.

Senators McCutcheon, Greive and Stender demanded the previous question and the demand was sustained.

Senator Andersen demanded a roll call and the demand was sustained by Senators Lewis, Redmon, Stender, Faulk, Pritchard, Washington, Bailey, Rasmussen and Dore.

ROLL CALL

The Secretary called the roll. The motion was carried and Senate Resolution 1967-22 was referred to the Committee on Rules and Joint Rules by the following vote: Yeas, 26; nays, 16; absent or not voting, 2; excused, 5.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Neill, Ridder, Ryder, Sandison, Stender, Uhlman, Woodall—26.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Guess, Lewis, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Talley, Twigg, Washington, Williams—16.

Absent or not voting: Senators Mardesich, Morgan—2.

Excused: Senators Chytil, Hallauer, Keefe, Lennart, Marquardt—5.

On motion of Senator Greive, Senators Keefe and Hallauer were excused. The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 27, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 77, Senate Bill No. 82, Senate Bill No. 157, Senate Bill No. 167, Senate Bill No. 196, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: Frank W. Foley, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., February 25, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 57, Senate Bill No. 259, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: Frank W. Foley, Marshall A. Neill.

Senate Bill No. 338:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Revising uniform gifts to minors act (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 493:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Establishing a bounty on certain wild animals (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Al Henry, Ernest W. Lennart, Harry B. Lewis, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 494:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Reducing the overweight fee schedule for motor vehicles (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman,*
Al Henry, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Frank W. Foley, Sam C. Guess, Karl Herrmann, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Robert C. Ridder, John H. Stender, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 67:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Amending the meat inspection law (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman.*

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 224:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Providing interest, collection costs and attorney's fees for certain checks dishonored by nonacceptance or nonpayment (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman,*
....., *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 225:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Revising composition of soil and water conservation committee (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman.*

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 400:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Establishing minimum wage for public works contracts (reported by Committee on Labor and Social Security):

Recommends that it do pass.

A. L. Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 416:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Changing membership on and election procedure for members of the Washington state fruit commission (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman.*

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

LETTER OF ACKNOWLEDGMENT

3050 South Central,
Olympia, Washington,
February 21, 1967.

Mr. Ward Bowden, Secretary
Washington State Senate
State Capitol
Olympia, Washington

Dear Mr. Bowden:

The copy of Senate Concurrent Resolution No. 7 has just reached me. I am deeply appreciative of this signal honor which the members of the Legislature bestowed upon me. Receiving it was a big thrill.

Serving the state for the last nine years was a gratifying experience. With the interest and assistance of the Legislature, the Administration and the citizens we were able to make progress in the programs for the state's institutions. I am happy to have had a part in this forward movement.

I thank you for your congratulations.

Sincerely yours,
Garrett Heyns

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 25, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 135,
Senate Concurrent Resolution No. 10, and the same are herewith transmitted.

Malcom McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., February 25, 1967.

Mr. President:

The House has passed: House Bill No. 295,
Engrossed House Bill No. 331.

Engrossed House Bill No. 333,
Engrossed House Bill No. 678, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*
House of Representatives,
Olympia, Wash., February 26, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 77,
Engrossed Senate Bill No. 82,
Senate Bill No. 157,
Senate Bill No. 167,
Senate Bill No. 196, and the same are herewith transmitted.

Malcom McBeath, *Chief Clerk.*
House of Representatives,
Olympia, Wash., February 26, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 13,
Engrossed Substitute House Bill No. 15,
Engrossed House Bill No. 51,
Engrossed House Bill No. 60,
Engrossed House Bill No. 92,
Engrossed House Bill No. 175,
House Bill No. 194,
Engrossed House Bill No. 202,
House Bill No. 292,
Engrossed House Bill No. 352,
House Bill No. 357,
Engrossed House Bill No. 360,
House Bill No. 395,
House Bill No. 408,
House Bill No. 445,
House Bill No. 448,
House Bill No. 478,
Engrossed House Bill No. 492,
House Bill No. 501,
Engrossed House Bill No. 514,
House Bill No. 522,
House Bill No. 579,
Engrossed House Bill No. 602,
Engrossed House Bill No. 608,
House Bill No. 619,
House Bill No. 630,
House Bill No. 662,
House Bill No. 702,
House Bill No. 743,
Engrossed House Bill No. 744,
House Bill No. 859,
House Bill No. 860,
House Bill No. 894, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., February 25, 1967.

Mr. President:

The House has passed:
Engrossed Senate Bill No. 49 with the following amendments:

Amend the amendment by the Senate Committee on State Government to page 1, section 1, line 25 as follows: In line 3 of the mimeographed amendment, being page 1, line 24 of the engrossed bill, after "Washington and" strike "cooperating" and insert "other participating"

Amend the amendment by the Senate Committee on State Government to page 1, section 2, line 27 as follows: In line 1 of the mimeographed amendment, being page 1a, section 2, line 1, of the engrossed bill, after "consist of" and before "members" strike "eleven" and insert "twelve"

On page 2, section 2, line 7 of the printed bill, being page 2, section 2, line 8 of the engrossed bill, after the period and before "Members" insert "The Chairman of the State Marine Resources and Development Committee shall be an ex-officio member without a vote."

Amend the amendment by the Senate Committee on State Government to page 3, section 4, which strikes all of old subsection (8), and inserts new subsection (8) as follows: In line 7 of the mimeographed amendment, being page 3, section 4, subsection (8), line 21 of the engrossed bill, after "and" and before "educational" strike "cooperating" and insert "other participating"

On page 3, section 4, of the printed bill, following new subsection (9) added by Senate Committee on State Government amendment, being page 3, section 4, of the engrossed bill, add a new subsection (10) to read as follows:

"(10) Delegate in its discretion and to the extent permitted by the state Constitution, any of the powers and duties set forth in subsections (1) through (8) to the Oceanographic Institute of Washington formed pursuant to section 5 of this act." and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 49.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 49, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrman, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Lewis, Morgan, Twigg—3.

Excused: Senators Chytil, Hallauer, Keefe, Lennart—4.

Engrossed Senate Bill No. 49, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 77,

Senate Bill No. 82,

Senate Bill No. 157,

Senate Bill No. 167, and

Senate Bill No. 196.

The President declared the Senate to be at ease.

The President called the Senate to order at 11:25.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 280:

Senate Chamber,

Olympia, Wash., February 25, 1967.

Licensing motor vehicle dealers and salesmen (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman,*
Al Henry, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Karl Herrmann, Reuben A. Knoblauch, Frances Haddon Morgan, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Senate Bill No. 280:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Licensing motor vehicle dealers and salesmen (reported by Committee on Highways):

MINORITY recommends that it do not pass.

....., *Chairman*,
....., *Vice Chairman*.

We concur in this report: Sam C. Guess, James E. Keefe, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 375:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizing issuance of bonds for construction and modernization of common and vocational-technical school plant facilities (reported by Committee on Education):

MAJORITY recommends that it do pass as amended.

Robert C. Ridder, *Chairman*.

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

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

INTRODUCTION AND FIRST READING OF BILL AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 618, by Senators Dore, Ridder, Peterson (Lowell), Hanna, Morgan, Kupka, Herr, Henry, Washington, Talley, Connor and Donohue:

An Act adopting the budget; making appropriations for the operation of state agencies for the fiscal year beginning July 1, 1967, and ending June 30, 1968.

Referred to Committee on Ways and Means.

On motion of Senator Dore, the rules were suspended to permit additional names as sponsors to Senate Bill No. 618.

Senate Joint Resolution No. 28, by Senators McCormack, Ryder, Ridder, Sandison, Hallauer and Guess:

Allowing legislature to prescribe powers and duties of superintendent of public instruction.

Referred to Committee on Education.

On motion of Senator Ryder, the rules were suspended to permit additional names as sponsors to Senate Joint Resolution No. 28.

Senate Joint Resolution No. 29, by Senators McCormack and Greive:

Changing limitations on property taxes to a dollar amount and authorizing income taxes by the state and municipal corporations.

Referred to Committee on Ways and Means.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 13, by Representatives O'Brien, Garrett and Jueling (by Legislative Council request):

An Act relating to the appropriation of funds for the governor-elect; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.06 RCW.

Referred to Committee on State Government.

Engrossed Substitute House Bill No. 15, by Committee on Judiciary:

An Act relating to state government; establishing a commission to study the grand jury system.

Referred to Judiciary Committee.

Engrossed House Bill No. 51, by Representatives Adams, McCormick and Kopet (by Departmental request):

An Act relating to the state electrical advisory board; and amending section 5, chapter 207, Laws of 1963 and RCW 19.28.065.

Referred to Committee on State Government.

Engrossed House Bill No. 60, by Representatives Garrett, Lux and Hawley (by Legislative Council request):

An Act relating to state and local government; amending section 6, chapter 5, Laws of 1965, and RCW 43.99.060; amending section 11, chapter 5, Laws of 1965, and RCW 43.99.110; amending section 13, chapter 5, Laws of 1965, and RCW 43.99.130; and adding new sections to chapter 5, Laws of 1965, and to chapter 43.99 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 92, by Representatives Wolf, Swayze and Bottiger (by Departmental request):

An Act relating to state government; prescribing the compensation and reimbursement of expenses of certain professional boards and commissions; amending section 11, chapter 101, Laws of 1957 and RCW 18.15.055; amending section 2, chapter 168, Laws of 1953 as amended by section 8, chapter 3, Laws of 1965 extraordinary session and RCW 18.18.104; amending section 3, chapter 93, Laws of 1953 as amended by section 23, chapter 52, Laws of 1957 and RCW 18.32.050; amending section 13, chapter 25, Laws of 1963 and RCW 18.54.130; amending section 4, chapter 222, Laws of 1949 and RCW 18.78.040; amending section 2, chapter 200, Laws of 1959 and RCW 18.90.020; and amending section 43.74.015, chapter 8, Laws of 1965 and RCW 43.74.015.

Referred to Committee on State Government.

Engrossed House Bill No. 175, by Representatives Elicker, Chatalas and Newschwander (by Departmental request):

An Act relating to public assistance; adding new sections to chapter 26, Laws of 1959 and to chapter 74.16 RCW; and repealing section 74.16.180, chapter 26, Laws of 1959 as amended by section 1, chapter 234, Laws of 1961, and RCW 74.16.180; and sections 74.16.200, 74.16.210, 74.16.220, 74.16.230, 74.16.240, 74.16.250, 74.16.260, 74.16.270, 74.16.280, 74.16.290, 74.16.296 and 74.16.297, chapter 26, Laws of 1959 and RCW 74.16.200, 74.16.210, 74.16.220, 74.16.230, 74.16.240, 74.16.250, 74.16.260, 74.16.270, 74.16.280, 74.16.290, 74.16.296 and 74.16.297.

Referred to Committee on Public Institutions.

House Bill No. 194, by Representatives Lynch, Cunningham and Jastad:

An Act relating to reporting of child abuse; and amending section 1, chapter 13, Laws of 1965 and RCW 26.44.010; section 3, chapter 13, Laws of 1965 and RCW 26.44.030; and section 4, chapter 13, Laws of 1965 and RCW 26.44.040.

Referred to Judiciary Committee.

Engrossed House Bill No. 202, by Representatives Cunningham, Lux, Clocksin and Hill (by Executive request):

An Act relating to the Washington state arts commission; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.46 RCW.

Referred to Committee on State Government.

House Bill No. 292, by Representatives Chatalas, Garrett and Whetzel:

An Act relating to county budgets; and amending section 36.40.100, chapter 4, Laws of 1963 as amended by section 1, chapter 19, Laws of 1965 extraordinary session and RCW 36.40.100.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 295, by Representatives Harris, Chatalas, Garrett, Smythe and Barden (by Executive request):

An Act relating to state government; providing for the establishment of comprehensive community health centers; empowering certain state agencies to apply for and to disburse federal, state, and other funds to municipal corporations for construction of such centers, or of separate community health, mental health, or mental retardation facilities; and authorizing such agencies to work together in jointly developing programs and policies.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 331, by Representatives O'Dell, O'Brien and Jueling:

An Act relating to savings and loan associations; amending section 11, chapter 235, Laws of 1945, and RCW 33.08.100; amending section 49, chapter 235, Laws of 1945 as last amended by section 3, chapter 246, Laws of 1963, and RCW 33.12.090; amending section 57, chapter 235, Laws of 1945 as last amended by section 3, chapter 222, Laws of 1961, and RCW 33.12.130; amending section 70, chapter 235, Laws of 1945, and RCW 33.24.130; amending section 72, chapter 235, Laws of 1945 as amended by section 5, chapter 280, Laws of 1959, and RCW 33.24.150; amending section 9, chapter 122, Laws of 1955 and RCW 33.48.080; adding new sections to chapter 235, Laws of 1945, and to Title 33 RCW; and repealing section 50, chapter 235, Laws of 1945, section 3, chapter 20, Laws of 1949, section 4, chapter 71, Laws of 1953 and RCW 33.12.100.

Referred to Committee on Banks, Financial Institutions and Insurance.

Engrossed House Bill No. 333, by Representatives McDougall, Conner, Leland, Garrett and Kiskaddon (by Executive request):

An Act relating to state government; creating a department of transportation and prescribing its powers and duties; creating a state transportation commission and prescribing its powers and duties; abolishing the state aeronautics commission and transferring its powers and duties; abolishing the Washington toll bridge authority and transferring its powers and duties; abolishing the division of toll facilities in the state highway commission and the state highway commission, and transferring their powers and duties;

abolishing the highway department personnel board and transferring its powers and duties; providing for state transportation commission representation in lieu of Washington toll bridge authority representation on the marine employee commission; abolishing certain state employee and official positions and transferring their powers and duties; providing for the transfer of certain employees, funds, appropriations, books, documents, records, papers, files or other writings, cabinets, furniture, office equipment and other tangible property; providing for the promulgation of certain orders, rules and regulations; renaming Title 47 RCW "Public Highways and Transportation"; amending sections 47.01.010, 47.01.050, 47.01.060, 47.01.070, 47.01.080, 47.01.090, 47.01.100, 47.01.110, 47.01.120, 47.01.140, 47.01.190, 47.01.210 and 47.01.220, chapter 13, Laws of 1961 and RCW 47.01.010, 47.01.050, 47.01.060, 47.01.070, 47.01.080, 47.01.090, 47.01.100, 47.01.110, 47.01.120, 47.01.140, 47.01.190, 47.01.210 and 47.01.220; amending section 47.01.030, chapter 13, Laws of 1961 as amended by section 1, chapter 1, Laws of 1965 extraordinary session, and RCW 47.01.030; amending section 47.01.040, chapter 13, Laws of 1961 as amended by section 31, chapter 170, Laws of 1965 extraordinary session and RCW 47.01.040; amending section 47.01.130, chapter 13, Laws of 1961 as amended by section 10, chapter 307, Laws of 1961, and RCW 47.01.130; amending section 47.01.160, chapter 13, Laws of 1961 as amended by section 29, chapter 170, Laws of 1965 extraordinary session, and RCW 47.01.160; amending section 43.17.010, chapter 8, Laws of 1965 as amended by section 20, chapter 156, Laws of 1965, and RCW 43.17.010; amending section 43.17.020, chapter 8, Laws of 1965 as amended by section 21, chapter 156, Laws of 1965 and RCW 43.17.020; adding new sections to chapter 47.01 RCW; amending sections 2 and 8, chapter 1, Laws of 1961 and RCW 41.06.020 and 41.06.080; adding new sections to chapter 41.06 RCW; amending sections 47.56.040, 47.56.042, 47.56.050, 47.56.060, 47.56.070, 47.56.075, 47.56.080, 47.56.090, 47.56.100, 47.56.110, 47.56.120, 47.56.130, 47.56.150, 47.56.160, 47.56.170, 47.56.180, 47.56.190, 47.56.200, 47.56.210, 47.56.220, 47.56.230, 47.56.240, 47.56.247, 47.56.248, 47.56.250, 47.56.252, 47.56.253, 47.56.254, 47.56.255, and 47.56.256, chapter 13, Laws of 1961 and RCW 47.56.040, 47.56.042, 47.56.050, 47.56.060, 47.56.070, 47.56.075, 47.56.080, 47.56.090, 47.56.100, 47.56.110, 47.56.120, 47.56.130, 47.56.150, 47.56.160, 47.56.170, 47.56.180, 47.56.190, 47.56.200, 47.56.210, 47.56.220, 47.56.230, 47.56.240, 47.56.247, 47.56.248, 47.56.250, 47.56.252, 47.56.253, 47.56.254, 47.56.255 and 47.56.256; amending section 47.56.030, chapter 13, Laws of 1961 as amended by section 8, chapter 278, Laws of 1961, and RCW 47.56.030; amending section 47.56.140, chapter 13, Laws of 1961 as amended by section 45, chapter 3, Laws of 1963 extraordinary session, and RCW 47.56.140; amending section 47.56.245, chapter 13, Laws of 1961 as amended by section 53, chapter 170, Laws of 1965 extraordinary session, and RCW 47.56.245; adding new sections to chapter 47.56 RCW; amending sections 47.60.010, 47.60.015, 47.60.020, 47.60.030, 47.60.040, 47.60.050, 47.60.060, 47.60.080, 47.60.090, 47.60.100, 47.60.110, 47.60.113, 47.60.114, 47.60.115, 47.60.120, 47.60.122, 47.60.124, 47.60.126, 47.60.130, 47.60.150, 47.60.160, 47.60.170, 47.60.180, 47.60.190, 47.60.200, 47.60.210, 47.60.220, 47.60.230, 47.60.240, 47.60.250, 47.60.260, 47.60.270, 47.60.280, 47.60.290, 47.60.300, 47.60.310 and 47.60.320, chapter 13, Laws of 1961 and RCW 47.60.010, 47.60.015, 47.60.020, 47.60.030, 47.60.040, 47.60.050, 47.60.060, 47.60.080, 47.60.090, 47.60.100, 47.60.110, 47.60.113, 47.60.114, 47.60.115, 47.60.120, 47.60.122, 47.60.124, 47.60.126, 47.60.130,

47.60.150, 47.60.160, 47.60.170, 47.60.180, 47.60.190, 47.60.200, 47.60.210, 47.60.220, 47.60.230, 47.60.240, 47.60.250, 47.60.260, 47.60.270, 47.60.280, 47.60.290, 47.60.300, 47.60.310 and 47.60.320; amending section 23, chapter 3, Laws of 1963 extraordinary session and RCW 47.60.045; amending section 47.60.140, chapter 13, Laws of 1961 as amended by section 58, chapter 170, Laws of 1965 and RCW 47.60.140; amending sections 18, 19, 20, 21, and 22, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.350, 47.60.360, 47.60.370, 47.60.380 and 47.60.390; amending sections 1, 2, 3, 6, and 9, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.400, 47.60.410, 47.60.420, 47.60.450 and 47.60.470; amending section 5, chapter 9, Laws of 1961 extraordinary session as amended by section 42, chapter 3, Laws of 1963 extraordinary session, and RCW 47.60.440; adding new sections to chapter 47.60 RCW; adding a new section to chapter 47.64 RCW; repealing sections 3, 5, and 6, chapter 165, Laws of 1947 and RCW 14.04.030, 14.04.050 and 14.04.060; repealing section 4, chapter 165, Laws of 1947 as amended by section 1, chapter 289, Laws of 1961, and RCW 14.04.040; repealing section 47.01.020, chapter 13, Laws of 1961 and RCW 47.01.020; repealing sections 6 and 9, chapter 1, Laws of 1961 and RCW 41.06.060 and 41.06.090; repealing section 47.56.020, chapter 13, Laws of 1961 as amended by section 1, chapter 278, Laws of 1961 and RCW 47.56.020; repealing sections 2, 5, 6, 7 and 9, chapter 278, Laws of 1961 and RCW 47.56.021, 47.56.025, 47.56.027, 47.56.029 and 47.56.032; repealing section 4, chapter 278, Laws of 1961 as amended by section 32, chapter 170, Laws of 1965 extraordinary session and RCW 47.56.023; repealing section 10, chapter 278, Laws of 1961 as amended by section 30, chapter 170, Laws of 1965 extraordinary session and RCW 47.56.034; repealing section 47.56.077, chapter 13, Laws of 1961 and RCW 47.56.077; and making an effective date.

Referred to Committee on Highways.

Engrossed House Bill No. 352, by Representatives Wolf and Conner (by Departmental request):

An Act relating to the use fuel tax; amending section 82.40.010, chapter 15, Laws of 1961 and RCW 82.40.010; amending section 82.40.240, chapter 15, Laws of 1961 and RCW 82.40.240; and amending section 82.40.270, chapter 15, Laws of 1961 as amended by section 6, chapter 33, Laws of 1965 extraordinary session and RCW 82.40.270.

Referred to Committee on Highways.

House Bill No. 357, by Representatives O'Dell, Anderson and Kiskaddon (by Departmental request):

An Act relating to public highways; prescribing procedures for the construction of highways; amending section 47.28.070, chapter 13, Laws of 1961 and RCW 47.28.070.

Referred to Committee on Highways.

Engrossed House Bill No. 360, by Representatives McDougall, Leckenby, Garrett, King, Johnson, Gladder, Barden, Kirk and Jolly (by Executive request):

An Act relating to state involvement in federal programs; providing a method for the acceptance and disbursement of federal funds; authorizing the payment by the governor of certain expenses in connection with federal

programs; and requiring the governor to notify the legislature of federal programs in which the state takes part.

Referred to Committee on Ways and Means.

House Bill No. 395, by Representatives Kalich, Berentson, and Haussler:

An Act relating to compensation of county officers; amending section 36.17.020, chapter 4, Laws of 1963, as amended by section 1, chapter 164, Laws of 1963, and RCW 36.17.020; and amending section 36.32.320, chapter 4, Laws of 1963 and RCW 36.32.320.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 408, by Representatives Kirk, Lynch and May:

An Act relating to residents or potential residents of the state residential schools; authorizing certain nonprofit charitable corporations and associations to be the parental successors of such mentally and/or physically deficient persons; and amending section 2, chapter 126, Laws of 1959 and RCW 72.33.510.

Referred to Committee on Public Institutions.

House Bill No. 445, by Representatives Chapin, Charette, and Swayze:

An Act adopting the uniform foreign depositions act, and adding a new chapter to Title 5 RCW.

Referred to Judiciary Committee.

House Bill No. 448, by Representatives Cunningham, Garrett and Barden (by Departmental request):

An Act relating to purchases from and sales by industries authorized and approved by the institutional industries commission; amending section 72.60.160, chapter 28, Laws of 1959 and RCW 72.60.160; and amending section 72.60.190, chapter 28, Laws of 1959 and RCW 72.60.190.

Referred to Committee on Public Institutions.

House Bill No. 478, by Representatives Spanton, Kopet and Taylor:

An Act relating to state government; authorizing the sale, lease or exchange of the Yakima armory and the acquisition of a new armory or armories.

Referred to Committee on State Government.

Engrossed House Bill No. 492, by Representatives Berentson, Veroske and Sawyer:

An Act relating to harbor lines; and amending section 1, chapter 139, Laws of 1963 (uncodified).

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 501, by Representatives Haussler, Avey and Wanamaker:

An Act relating to revenue and taxation; and amending section 84.52.050, chapter 15, Laws of 1961 as amended by section 1, chapter 143, Laws of 1961 and RCW 84.52.050.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 514, by Representatives Cunningham, Hill and Marzano (by Departmental request):

An Act relating to elections; and amending section 29.39.010, chapter 9, Laws of 1965 and RCW 29.39.010; and amending section 29.39.030, chapter 9, Laws of 1965 and RCW 29.39.030.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 522, by Representatives Brouillet, Mahaffey and Walgren: An Act relating to school districts; and amending section 18, chapter 266, Laws of 1947 and RCW 28.57.200.

Referred to Committee on Education.

House Bill No. 579, by Representatives Perry, Whetzel and King: An Act relating to discrimination in public contracts; and adding a new section to chapter 39.04 RCW.

Referred to Committee on Commerce, Manufacturing and Licenses.

Engrossed House Bill No. 602, by Representatives Heavey, Charette and Leckenby:

An Act relating to probation services in the justice courts; authorizing counties to expend funds for such probation services; providing for joint county and state operation of such services; adding a new section to chapter 4, Laws of 1963 and to chapter 36.32 RCW; and declaring an emergency.

Referred to Judiciary Committee.

Engrossed House Bill No. 608, by Representatives Swayze, Heavey and Farr:

An Act relating to public assistance; amending section 74.16.030, chapter 26, Laws of 1959 as amended by section 1, chapter 128, Laws of 1965, and RCW 74.16.030.

Referred to Committee on Public Institutions.

House Bill No. 619, by Representatives Gallagher, McGavick and Ceccarelli:

An Act relating to electricians and electrical installations; and amending section 3, chapter 325, Laws of 1959 as amended by section 4, chapter 207, Laws of 1963 and RCW 19.28.360.

Referred to Committee on Commerce, Manufacturing and Licenses.

House Bill No. 630, by Representatives Garrett, Whetzel and McGavick:

An Act relating to the sale or lease of air space over real property of cities of the first and second class.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 662, by Representatives Berentson, DeJarnatt, Flanagan, Veroske, Zimmerman, Sawyer, Murray, Ceccarelli and Wanamaker (by Executive request):

An Act relating to historic sites and properties; providing a program in relation thereto; creating an advisory council on historic preservation; prescribing powers, duties and functions; abolishing the historic sites and markers commission; and repealing sections 1 and 2, chapter 95, Laws of 1949, sections 1 through 5, chapter 95, Laws of 1961 and RCW 27.52.010 through 27.52.060.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 678, by Representatives Elicker, Charette and Harris:

An Act relating to limitation of actions.

Referred to Judiciary Committee.

House Bill No. 702, by Representatives Humiston, Elicker and Jastad:

An Act relating to public assistance; and amending section 74.08.025, chapter 26, Laws of 1959 and RCW 74.08.025.

Referred to Committee on Public Institutions.

House Bill No. 743, by Representatives Johnson, Cunningham and Saling:

An Act relating to elections; and amending section 12, chapter 101, Laws of 1965 extraordinary session and RCW 29.54.043.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 744, by Representatives Johnson, Cunningham and Bluechel:

An Act relating to elections; and amending section 29.51.060, chapter 9, Laws of 1965 as amended by section 5, chapter 156, Laws of 1965 extraordinary session and RCW 29.51.060.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 859, by Representatives McDougall, Haussler, Veroske, Avey, Moon, Kalich, Jastad, Wolf, Thompson, Bozarth, Anderson and Zimmerman:

An Act authorizing the rental and use of certain county road building equipment and authorizing the use of a portion of the county road tax levy for certain purposes; and adding new sections to chapter 4, Laws of 1963 and to chapter 36.82 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 860, by Representatives Swayze, Lux and Kopet (by Secretary of State request):

An Act relating to the state seal; and adding a new section to Title 1 RCW.

Referred to Committee on State Government.

House Bill No. 894, by Representatives Heavey, Clark and Hill:

An Act relating to the protection of and destruction of court exhibits; and amending section 36.23.070, chapter 4, Laws of 1963 and RCW 36.23.070.

Referred to Judiciary Committee.

PARLIAMENTARY INQUIRY

Senator Stender:

"Mr. President, point of parliamentary inquiry:

"Yesterday when we adjourned we had no roll call on Senate Bill No. 263. Will we take that up now?"

REPLY BY THE PRESIDENT

The President:

"Engrossed Senate Bill No. 263 is on the third reading calendar for today."

Senator Stender:

"We adjourned yesterday with a ruling by the President and I was wondering if that business would be concluded before we took up new matters."

The President:

"The measure was advanced to third reading and final passage, Senator. It will be considered when the Senate reaches third reading. If you so desire, you may move that the Senate consider it at this time."

MOTION

On motion of Senator Stender, the Senate advanced to the eighth order of business to immediately consider Engrossed Senate Bill No. 263.

THIRD READING OF BILLS

Engrossed Senate Bill No. 263, by Senators Rasmussen and Stender:

Establishing paid vacations for noncertificated school personnel.

The Senate resumed consideration of Engrossed Senate Bill No. 263 on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 263 and the bill passed the Senate by the following vote: Yeas, 38; nays, 6; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams—38.

Those voting nay were: Senators Atwood, Freise, Guess, Neill, Redmon, Woodall—6.

Absent or not voting: Senator Talley—1.

Excused: Senators Chytil, Hallauer, Keefe, Lennart—4.

Engrossed Senate Bill No. 263, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the seventh order of business.

SECOND READING OF BILLS

Senate Joint Resolution No. 8, by Senators Dore, Bailey, Herr, Connor, Keefe, Sandison, Lennart, Rasmussen, Peterson (Lowell), Hallauer and Uhlman (by Facilities and Operations Committee request):

Providing for annual regular sessions and prescribing methods for convening the legislature in special session.

The resolution was read the second time in full.

It was moved by Senator Dore that the following amendment by Senators Dore and Washington be adopted:

On page 1, beginning on line 3, strike the remainder of the joint resolution and insert the following:

"That, At the next general election to be held in this state there shall be submitted to the qualified electors of the state for their approval and ratification, or rejection, an amendment to Article II, section 12 of the Constitution of the State of Washington, to read as follows:

Article II, section 12. [The first legislature shall meet on the first Wednesday after the first Monday in November, A.D., 1889. The second legislature shall meet on the first Wednesday after the first Monday in January, A.D., 1891, and sessions of the legislature shall be held biennially thereafter, unless specially convened by the governor, but the times of meeting of subsequent sessions may be changed by the legislature. After the first legislature the sessions shall not be more than sixty days.] Regular sessions of the legislature shall be held annually at times to be determined by the legislature. During

the odd-numbered years the session shall not be more than seventy-five days; during the even-numbered years the session shall not be more than thirty days.

Extraordinary sessions of the legislature may be convened by proclamation of the governor as authorized by Article III, section 7 of this Constitution in any year. When the governor convenes an extraordinary session the legislature shall consider only those subjects specified in the governor's proclamation and may reconsider measures vetted by the governor.

And Be It Further Resolved, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

PARLIAMENTARY INQUIRY

Senator Woodall:

"Mr. President, point of parliamentary inquiry:

"I understand there are at present various amendments to Senate Joint Resolution No. 8 which attacks the same problem as this amendment and offer different variations. With the adoption of any one of these, will it be possible at that juncture to be able to further submit amendments, or is the proper procedure for any varying amendments to be considered as an amendment to the pending amendment? I would like that determined because I would like to know whether or not certain other pending amendments would be eliminated."

REPLY BY THE PRESIDENT

The President:

"In answer to your inquiry, Senator Woodall, the President is of the opinion that these should be considered as amendments to the amendment by Senators Dore and Washington."

It was moved by Senator Atwood that the following amendment by Senators Atwood and Williams to the amendment by Senators Dore and Washington be adopted:

On page 1, line 9 of the printed bill, being line 9 of the amendment by Senators Dore and Washington, after "section 12." strike all the material down to and including "days.]" on line 16 of the printed bill being line 17 of the amendment by Senators Dore and Washington, and insert "The first legislature shall meet on the first Wednesday after the first Monday in November, A.D., 1889. The second legislature shall meet on the first Wednesday after the first Monday in January, A.D., 1891, and sessions of the legislature shall be held biennially thereafter, unless specially convened by the governor, but the times of meeting of subsequent sessions may be changed by the legislature. After the first legislature the sessions shall not be more than [sixty] ninety days: *Provided, That no bill may be introduced in either house of the legislature after the thirtieth day of the session without the approval of two-thirds of the members of such house.*"

On line 18 of the amendment by Senators Dore and Washington, strike all the underlined material down to and including "governor" on lines 28 and 29.

On page 1, after "days.]" strike all the underlined matter down to and including "subjects." on page 2, line 21.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

Senators Greive, Sandison and Dore demanded a call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Chytil, Hallauer, Keefe and Lennart, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

Senate Joint Resolution No. 8, by Senators Dore, Bailey, Herr, Connor, Keefe, Sandison, Lennart, Rasmussen, Peterson (Lowell), Hallauer and Uhlman (by Facilities and Operations Committee request):

Providing for annual regular sessions and prescribing methods for convening the legislature in special session.

The Senate resumed consideration of Senate Joint Resolution No. 8 on second reading.

The President declared the question before the Senate to be the adoption of the amendment by Senators Atwood and Williams to the amendment by Senators Dore and Washington.

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Kupka, Connor, Herr, Washington, Morgan, Faulk, Metcalf, and Atwood.

ROLL CALL

The Secretary called the roll. The motion was lost and the amendment to the amendment was not adopted by the following vote: Yeas, 14; Nays, 31; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Durkan, Freise, Greive, Guess, Lewis, Redmon, Ryder, Williams, Woodall—14.

Those voting nay were: Senators Bailey, Connor, Dore, Faulk, Foley, Gissberg, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington—31.

Excused: Senators Chytil, Hallauer, Keefe, Lennart—4.

The President declared the question before the Senate to be the adoption of the amendment by Senators Dore and Washington.

Senator Dore demanded the previous question.

The demand was not sustained on a rising vote.

Debate ensued.

It was moved by Senator Dore that the following amendment by Senators Dore, Pritchard and Uhlman to the amendment by Senators Dore and Washington be adopted:

In line 22 of the amendment by Senators Dore and Washington, after "days" insert "and the subjects considered shall be confined to appropriation measures, or revisions of previous appropriations; revenue measures, including revisions of existing tax, license, or other revenue measures; bond issues; and measures dealing with the allocation or crediting of funds to state agencies, local government, federal government, or others, or formulas therefor, or measures which have a direct bearing on intergovernmental transfers of funds: Provided, That measures relating to subjects other than those enumerated above may be introduced at the even-numbered year sessions if:

(1) *the introduction thereof shall be agreed to by two-thirds of the members elected to each of the two houses, or*

(2) *in cases of emergencies affecting the immediate preservation of the public peace, health or safety, if the introduction thereof shall be requested by the governor pursuant to his message declaring the emergent nature thereof"*

Debate ensued.

The motion was carried on a rising vote and the amendment to the amendment was adopted.

The President declared the question before the Senate to be the adoption of the amendment as amended.

The motion was carried and the amendment as amended was adopted.

On motion of Senator Dore, the rules were suspended, Engrossed Senate Joint Resolution No. 8 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 8 and the resolution passed the Senate by the following vote: Yeas, 33; nays, 13; excused, 3.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington, Woodall—33.

Those voting nay were: Senators Atwood, Cooney, Freise, Greive, Guess, Lewis, McCutcheon, McMillan, Redmon, Ryder, Stender, Twigg, Williams—13.

Excused: Senators Chytil, Keefe, Lennart—3.

Engrossed Senate Joint Resolution No. 8, having received the constitutional majority, was declared passed.

On motion of Senator Dore, Engrossed Senate Joint Resolution No. 8 was ordered immediately transmitted to the House.

Senate Bill No. 307, by Senators Williams, Talley and Uhlman:

Prescribing procedure for disposal of real property in urban renewal areas.

The bill was read the second time by sections.

It was moved by Senator Rasmussen that the following amendment by Senators Rasmussen and Peterson (Ted) be adopted:

On page 3, following subsection (3), insert a new section as follows:

"NEW SECTION. Sec. 2. Following approval of an urban renewal project by the municipality, the project shall be submitted to the voters thereof for their approval or rejection. The election shall be conducted, the vote canvassed, and the result declared in the same manner as provided by law with respect to other city elections. If a majority of the votes cast are in favor of the urban renewal project, the municipality shall proceed to carry it into effect.

After a favorable vote by the people, the provisions of the urban renewal plan with respect to the future use and building requirements applicable to the property covered by said plan shall be controlling with respect thereto."

Debate ensued.

It was moved by Senator Gissberg that the Senate dispense with the Call of the Senate.

The motion was lost.

It was moved by Senator Talley that the amendment by Senators Rasmussen and Peterson (Ted) be laid upon the table.

The motion was carried on a rising vote and the amendment was laid upon the table.

On motion of Senator Freise, the following amendments were adopted:

On page 2, section 1, line 3, strike all of line 3 and down to the period on line 4 and insert "[at not less than its fair value for uses in accordance with the urban renewal plan] at not less than 90% of its fair market value as determined by at least two American Institute of Appraisers appraisers"

On page 2, line 4, after "fair" insert "market"

On page 2, line 5, after "plan," strike "a municipality" and insert "[a municipality] the appraisers"

On page 2, line 7, after "such" insert "urban renewal"

On page 2, section 1, line 33, after "subsection" insert "so long as the municipality receives at least 90% of its fair market value as herein determined"

On page 3, section 1, line 10, after "shall state" strike "that" and insert "[that] the appraisal value thereof and"

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 307 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Greive, Uhlman and Gissberg demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 307 and the bill failed to pass the Senate by the following vote: Yeas, 14; nays, 32; excused, 3.

Those voting yea were: Senators Bailey, Connor, Cooney, Dore, Foley, Herr, Herrmann, Kupka, McCutcheon, Pritchard, Ryder, Sandison, Talley, Williams—14.

Those voting nay were: Senators Andersen, Atwood, Canfield, Donohue, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Knoblauch, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Rider, Stender, Twigg, Uhlman, Washington, Woodall—32.

Excused: Senators Chytil, Keefe, Lennart—3.

Engrossed Senate Bill No. 307, having failed to received the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Senator Uhlman:

"Mr. President:

"It is with a great deal of trepidation and having voted on the prevailing side, I move that we reconsider the vote by which Engrossed Senate Bill No. 307 failed to pass and I move that we reconsider it at the end of the second reading calendar for today."

The President:

"Senator Uhlman has moved that the Senate reconsider the vote by which Engrossed Senate Bill No. 307 failed to pass at the end of the second reading calendar for today."

PARLIAMENTARY INQUIRY

Senator Washington:

"Parliamentary Inquiry, Mr. President:

"Do the senate rules say we must reconsider after the fiftieth day on the same day? Would the vote on Engrossed Senate Bill No. 307, have to be reconsidered today, or could it be reconsidered tomorrow?"

REPLY BY THE PRESIDENT

The President:

"Rule 31 states, 'On and after the fiftieth day of the session a motion to reconsider shall only be in order on the same day upon which notice of reconsideration is given and may be made at any time that day.'"

The motion by Senator Uhlman was carried on a rising vote.

MOTION

On motion of Senator Greive, 1500 extra copies of Senate Joint Resolution No. 29 were ordered printed.

Substitute Senate Bill No. 42, by Judiciary Committee:
Amending Uniform Commercial Code.

On motion of Senator Woodall, Substitute Senate Bill No. 42 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 52.

Senate Bill No. 125, by Senators Ridder, Lewis, Herr, Keefe, Sandison, Peterson (Lowell) and Rasmussen (by Facilities and Operations Committee request):

Providing for pre-session training for members and members-elect of the legislature.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 125 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Greive, Bailey and Ridder demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 125 and the bill passed the Senate by the following vote: Yeas, 25; nays, 21; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Cooney, Dore, Faulk, Foley, Greive, Hallauer, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, Marquardt, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Uhlman, Washington, Woodall—25.

Those voting nay were: Senators Canfield, Donohue, Durkan, Freise, Gissberg, Guess, Hanna, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Talley, Twigg, Williams—21.

Excused: Senators Chytil, Keefe, Lennart—3.

Senate Bill No. 125, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 52, by Senators Woodall, Gissberg and Freise (by Legislative Council request):

Amending the administrative procedure act.

On motion of Senator Woodall, Substitute Senate Bill No. 52 was substituted for Senate Bill No. 52 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Neill, the following amendments were adopted:

"On page 7, section 6, line 14, after "for" and before ("a") strike "either" and after "county" and before "(b)" strike "or".

On line 16, after "ness" and before the period insert ", or (c) in any county where the property owned by the petitioner and affected by the contested decision is located"

On page 20, section 23, line 2, after "for" insert "the reissuance of"

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Engrossed Substitute Senate Bill No. 52 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Greive, Senator Durkan was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 52 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Excused: Senators Chytil, Durkan, Keefe, Lennart—4.

Engrossed Substitute Senate Bill No. 52, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate Bill No. 42, by Judiciary Committee:

Amending Uniform Commercial Code.

The Senate resumed consideration of Substitute Senate Bill No. 42 on second reading and the amendment by Senator Freise.

With leave of the Senate, Senator Freise was permitted to withdraw the amendment.

It was moved by Senator Freise that the following amendment be adopted:

"On page 4, following Senator Neill's amendment inserting a new Sec. 4, add a new section as follows: "Sec. 5. Section 9-102, laws of 1965 first extraordinary session and RCW 62A.9-102 are each amended to read as follows:

(1) Except as otherwise provided in RCW 62A.9-103 on multiple state transactions and in RCW 62A.9-104 on excluded transactions, this Article applies so far as concerns any personal property and fixtures within the jurisdiction of this state

(a) to any transaction (regardless of its form) which is intended to create a security interest in personal property or fixtures including goods, documents, instruments, general intangibles, chattel paper, accounts or contract rights; and also

(b) to any sale of accounts, contract rights or chattel paper.

(2) This Article applies to security interests created by contract including pledge, assignment, chattel mortgage, chattel trust, trust deed, factor's lien, equipment trust, conditional sale, trust receipt, other lien or title retention contract and lease or consignment intended as security. This Article does not apply to statutory liens except as provided in RCW 62A.9-310.

(3) The application of this Article to a security interest in a secured obligation is not affected by the fact that the obligation is itself secured by a transaction or interest to which this Article does not apply.

(4) *A bailment for the increase of agricultural seeds shall be deemed to create a security interest in the resulting crop.*

Renumber the old Sec. 4 to read "Sec. 6."

Renumber the remaining sections consecutively.

On motion of Senator Dore, Substitute Senate Bill No. 42 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 390, by Senators Washington, Williams and Anderson (by Executive request):

Authorizing joint rights of way for highways and urban public transportation systems.

REPORT OF STANDING COMMITTEE

Senate Bill No. 390:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Authorizing joint rights of way for highways and urban public transportation systems (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendment:

On page 2, line 2, add a new section following section 1 as follows:

"**NEW SECTION.** Sec. 2. The separate and uncoordinated development of public highways and urban public transportation systems is wasteful of this state's natural and financial resources. It is the public policy of this state to encourage wherever feasible the joint planning, construction and maintenance of public highways and urban public transportation systems serving common geographical areas as joint use facilities. To this end the legislature declares it to be a highway purpose to use motor vehicle funds, city and town street funds or county road funds to pay the full proportionate highway, street or road share of the costs of design, right of way acquisition, construction and maintenance of any highway, street or road to be used jointly with an urban public transportation system."

Renumber the remaining sections consecutively.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Larry Faulk, Frank W. Foley, Wilbur G. Hallauer, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Lowell Peterson, Joel M. Pritchard, Robert C. Ridder, Gordon Sandison, John H. Stender, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendment was adopted.

On motion of Senator Williams, the following amendment was adopted:

On page 11, beginning on line 21, strike all of Sec. 14.

On motion of Senator Washington, the following amendment by Senator Williams was adopted:

On page 1, line 18 of the title, after "47.04.081" strike "; and declaring an emergency"

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 390 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 390 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Excused: Senators Chytil, Durkan, Keefe, Lennart—4.

Engrossed Senate Bill No. 390, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate Bill No. 42, by Judiciary Committee:
Amending Uniform Commercial Code.

On motion of Senator Freise, the Senate resumed consideration of Substitute Senate Bill No. 42 on second reading.

The President declared the question before the Senate to be the adoption of the amendment proposed by Senator Freise.

Debate ensued.

The motion was carried and the amendment by Senator Freise was adopted.

It was moved by Senator Neill that the following amendment be adopted:

On page 4, section 4, line 2, insert a new "Sec. 4" as follows:

Sec. 4. Section 9-302, chapter 157, Laws of 1965 extraordinary session and RCW 62A.9-302 are each amended to read as follows:

(1) A financing statement must be filed to perfect all security interests except the following:

(a) a security interest in collateral in possession of the secured party under RCW 62A.9-305;

(b) a security interest temporarily perfected in instruments or documents without delivery under RCW 62A.9-304 or in proceeds for a ten day period under RCW 62A.9-306;

(c) a purchase money security interest in farm equipment having a purchase price not in excess of two thousand five hundred dollars; but filing is required for a fixture under RCW 62A.9-313 or for a motor vehicle required to be licensed;

(d) a purchase money security interest in consumer goods; but filing is required for a fixture under RCW 62A.9-313 or for a motor vehicle required to be licensed;

(e) an assignment of accounts or contract rights which does not alone or in conjunction with other assignments to the same assignee transfer a significant part of the outstanding accounts or contract rights of the assignor;

(f) a security interest of a collecting bank (RCW 62A.4-208) or arising under the Article on Sales (RCW 62A.9-113) or covered in subsection (3) of this section.

(2) If a secured party assigns a perfected security interest, no filing under this Article is required in order to continue the perfected status of the security interest against creditors of and transferees from the original debtor.

(3) The filing provisions of this Article do not apply to a security interest in property subject to a statute

(a) of the United States which provides for a national registration or filing of all security interests in such property; or

(b) of this state which provides for central filing of, or which requires indication on a certificate of title of, such security interests in such property.

(4) A security interest in property covered by a statute described in subsection (3) can be perfected only by registration or filing under that statute or by indication of the security interest on a certificate of title or a duplicate thereof by a public official.

(5) *Part 4 of this Article does not apply to a security interest in property of any description created by a deed of trust or mortgage made by any corporation primarily engaged in the railroad or street railway business, the furnishing of telephone or telegraph service, the transmission of oil, gas or petroleum products by pipe line, or the production, transmission or distribution of electricity, steam, gas or water, but such security interest may be perfected under this Article by filing such deed of trust or mortgage in the office of the secretary of state. When so filed, such instrument shall remain effective until terminated, without the need for filing a continuation statement. Assignments and releases of such instruments may also be filed in the office of the secretary of state. The secretary of state shall be a filing officer for the foregoing purposes, and the uniform fee for filing, indexing and furnishing filing data pursuant to this subsection shall be five dollars.*

Re-number the old "Sec. 4" to read "Sec. 6."

Re-number the remaining sections consecutively.

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Neill, the following amendments were adopted.

On page 9, section 11, line 25, after "through" insert "11" and on line 26 after "section" strike "10" and insert "12".

On page 1, line 1 of the title, after "sections" insert "2-403" and on line 3 after "session and RCW" insert "62A.2-403,"

On page 1, line 2 of the title "6-109," insert "9-302," and on line 4 after "62A.6-109," insert "62A.9-302,"

On page 1, line 2 of the title, after "6-109," insert "9-102" and on line 4 after "62A.6-109," insert "62A.9-102"

On motion of Senator Atwood, the rules were suspended, Engrossed Substitute Senate Bill No. 42 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 42 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Excused: Senators Chytil, Durkan, Keefe, Lennart—4.

Engrossed Substitute Senate Bill No. 42, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 306, by Senators Durkan, Hallauer and Atwood:

Providing for the disposition of certain fees and receipts of the horseracing commission.

On motion of Senator Greive, Senate Bill No. 306 was ordered to retain its place on the second reading calendar for this evening.

Senate Bill No. 320, by Senators Canfield, Donohue, Hanna and Neill (by Departmental request):

Amending generally the agricultural laws of state.

REPORT OF STANDING COMMITTEE

Senate Bill No. 320:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Amending generally the agricultural laws of state (reported by Committee on Agriculture and Horticulture):

Recommends that it do pass with the following amendments:

On page 5, section 6, line 4, after the period following "industry." Insert "Such supervisor of animal industry shall be an experienced veterinarian."

On page 7, section 12, line 9, strike "With the approval of the director, he" and insert "[With the approval of the director, he] The director, subject to the provisions of chapter 41.06 RCW"

On page 8, section 15, beginning on line 9 after "chapter" strike all of the material down to and including "divisions" on line 11

On page 17, section 26, line 7, after "receive" and before "dollars" strike "the sum of ten" and insert "[the sum of ten] a sum to be determined by the commission but not more than twenty"

Dewey C. Donohue, *Chairman.*

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

The bill was read the second time by sections.

On motion of Senator Canfield, the committee amendments were adopted.

On motion of Senator Canfield, the following amendments by Senators Donohue and Canfield were adopted:

On page 32, following the period on line 6, insert

"Sec. 51. Section 1, chapter 124, Laws of 1963 and RCW 22.09.010 are each amended to read as follows:

For the purpose of this chapter:

(1) "Department" means the department of agriculture of the state of Washington.
(2) "Director" means the director of the department or his duly authorized representative.

(3) "Person" means a natural person, individual, firm, partnership, corporation, company, society, association, cooperative, port district, or two or more persons having a joint or common interest.

(4) "Agricultural commodities", hereinafter referred to as commodities, means, but is not limited to, all the grains, hay, peas, hops, grain and hay products, beans, lentils, corn, sorghums, malt, peanuts, flax, and other similar agricultural products, and shall also include agricultural seeds but only when stored by a warehouseman who issues negotiable warehouse receipts therefor.

(5) "Public warehouse" hereinafter referred to as "warehouse" means any elevator, mill, warehouse, public grain warehouse, public warehouse, terminal warehouse, station, or other structure or facility in which commodities are received from the public for storage, shipment, or handling, for compensation: *Provided*, That this shall not include any warehouse storing or handling fresh fruits and/or vegetables or any warehouse used exclusively for cold storage.

(6) "Terminal warehouse" means any warehouse designated as a terminal by the department, and located at an inspection point where inspection facilities are maintained by the department and where commodities are ordinarily received and shipped by common carrier.

(7) "Inspection point" means a city, town, or other place wherein the department maintains inspection and weighing facilities.

(8) "Station" means two or more warehouses between which commodities are commonly transferred in the ordinary course of business and which are (a) immedi-

ately adjacent to each other, or (b) located within the corporate limits of any city or town and subject to the same transportation tariff zone, or (c) at any railroad siding or switching area and subject to the same transportation tariff zone, or (d) at one location in the open country off rail, or (e) in any area which can be reasonably audited by the department as a station under the provisions of this chapter and which has been established as such by the director by rule or regulation adopted pursuant to chapter 34.04 RCW.

(9) "Depositor" means any person who deposits a commodity in a warehouse for storage, handling, or shipment, or who is the owner or legal holder of a warehouse receipt, outstanding scale weight ticket, or other evidence of such deposit.

(10) "Warehouse receipt" means a negotiable or nonnegotiable warehouse receipt as provided for in the Uniform Warehouse Receipts Act (chapter 22.04 RCW), as enacted or hereafter amended.

(11) "Warehouseman" means any person owning, operating, or controlling a warehouse.

(12) "Scale weight ticket" means a load slip or other evidence of deposit, serially numbered, not including warehouse receipts as defined in subsection (10) of this section, given a depositor on request upon initial delivery of the commodity to the warehouse and shall show the warehouse name, and state number, type of commodity, weight thereof, name of depositor, and the date delivered."

Renumber remaining sections consecutively.

On page 2, line 8 of the title after "RCW;" and before "amending" insert "amending section 1, chapter 124, Laws of 1963 and RCW 22.09.010;"

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Canfield yield to a question:

"I note this amends the procedure for nominating candidates to the dairy products division. Does this have anything to do with the milk marketing commission?"

Senator Canfield:

"No, nothing at all."

Senator Rasmussen:

"The dairy products division can't move into that field of their own volition?"

Senator Canfield:

"Mr. President:

"This has no relationship whatsoever to that act."

On motion of Senator Canfield, the rules were suspended, Engrossed Senate Bill No. 320 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 320 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Excused: Senators Chytil, Durkan, Keefe, Lennart—4.

Engrossed Senate Bill No. 320, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 13:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Regulating height of buildings which obstruct waterfront views (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 308:

Senate Chamber,
Olympia, Wash., February 21, 1967.

Changing election procedure for state board of education and powers and duties of superintendent of public instruction (reported by Committee on Education):

MAJORITY recommends that Substitute Senate Bill No. 308 be substituted therefor, and the substitute bill do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 432:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Providing for the protection of specialized forest products (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 456:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Authorizing depositor insurance (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*.
August P. Mardesch, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 475:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Providing for financial assistance to students attending post-secondary schools (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass as amended.

Gordon Sandison, *Chairman.*

We concur in this report: Fred H. Dore, Frank W. Foley, William A. Gissberg, Harry B. Lewis, August P. Mardesich, Mike McCormack, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 491:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Providing for the creation of community college development districts (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, Marshall A. Neill.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 503:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Reducing taxes (stadium air rights) (reported by Committee on Ways and Means): MAJORITY recommends that it do pass as amended.

....., *Chairman.*

We concur in this report: James A. Andersen, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Gordon Herr, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 505:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Establishing a stadium commission (reported by Committee on Ways and Means): MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Gordon Herr, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 521:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Authorizing county commissioners to fill board vacancies in public utility districts of the second class (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass.

August P. Mardesich, *Chairman.*

We concur in this report: John L. Cooney, William A. Gissberg, Sam C. Guess, Karl Herrmann, Harry B. Lewis, David E. McMillan, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 527:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Providing attorneys' fees for certain successful litigants against insurance companies (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 8:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Providing for committees of the legislative council, revising expense and voucher procedure, and authorizing special committee members (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 88:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Amending authority to lease public lands for cultivation of shellfish (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 138:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Amending the probate code (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, William A. Gissberg, R. R. Bob Grelve, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 140:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Protecting fish and wildlife resources (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 159:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Providing a penalty for failure to comply with conditions made part of approval of hydrolic project (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 315:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Authorizing the appointment of a deputy director in the department of general administration (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 517:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Modifying state procedures and scope (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 612:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Providing general rules for receipt by mail of certain remittances, reports, etc., required by the state and local subdivisions thereof (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 4:05 p.m., on motion of Senator Greive, the Senate recessed until 7:30 p.m.

EVENING SESSION

The President called the Senate to order at 7:30 p.m.

On motion of Senator Atwood, Senator Metcalf was excused.

The Secretary read:

REPORT OF STANDING COMMITTEE GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., February 27, 1967.

Robert D. Timm, to the position of commissioner of the Utilities and Transportation Commission, appointed by the Governor January 1, 1967, for the term ending January 1, 1973, succeeding Patrick D. Sutherland (reported by Committee on Public Utilities):

MAJORITY recommends that said appointment be confirmed.

August P. Mardesich, *Chairman.*

We concur in this report: John L. Cooney, William A. Gissberg, Sam C. Guess, H. B. (Jerry) Hanna, Harry B. Lewis, Mike McCormack, David E. McMillan, A. L. Rasmussen, Nat Washington.

Passed to Committee on Rules and Joint Rules.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 27, 1967.

Mr. President:

Under the provisions of RCW 41.52.010, the Speaker has appointed as members of the State Public Pension Commission:

Representatives

Humiston
Elicker
Kopet
Haussler
Sheridan

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., February 27, 1967.

Mr. President:

Under the provisions of RCW 44.33.220, the Speaker has appointed as members of the Joint Committee on Education:

Representatives

Flanagan
Mahaffey
Holman
Brouillet
Grant

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., February 27, 1967.

Mr. President:

Under the provisions of RCW 44.24.010, the Speaker has appointed as members of the Legislative Council:

Representatives

Eldridge
Copeland
Gorton
Jueling
Harris
Bledsoe
McCaffree

Newhouse
O'Brien
Garrett
May
Moon
Day
Smith

Sidney Snyder, *Asst. Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILL AND RESOLUTION

The following were introduced, read first time by title, and acted upon as indicated:

Senate Bill No. 619, by Senators Greive, Bailey, Ryder, Neill and Uhlman:

An Act relating to state fiscal matters; increasing the membership of the legislative budget committee; amending section 1, chapter 43, Laws of 1951 as last amended by section 1, chapter 20, Laws of 1963 extraordinary session and RCW 44.28.010; and declaring an emergency.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 619.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 619 was advanced to second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 619 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 619 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Stender, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Durkan, Hallauer, Sandison, Talley—4.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Senate Bill No. 619, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Woodall:

"Mr. President, point of personal privilege:

"During the dinner period I had occasion to visit the hospital and to see Senator Chytil. I found him to be mobile. He has had a very successful operation for removal

of his appendix, and he anticipates getting back here probably Wednesday. He says he is not bleeding for any particular bills that are in the Rules Committee and he wishes us all well."

Senate Concurrent Resolution No. 11, by Senators Ryder and Foley:

Authorizing study of transfer of pension rights.

On motion of Senator Ryder, the rules were suspended, Senate Concurrent Resolution No. 11 was advanced to second reading and read the second time in full.

It was moved by Senator Ryder that the rules be suspended that Senate Concurrent Resolution No. 11 be advanced to third reading, the second reading considered the third, and the resolution placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, will Senator Ryder yield to a question:

"As I understood the resolution, it does not direct the study to include any question of reciprocity. Is that the thinking behind this?"

Senator Ryder:

"Mr. President, Senator Mardesich:

"I would say certainly that would be part of the study of the Pension Commission as to whether or not reciprocity would enter into it."

Debate ensued.

The motion was carried and the rules were suspended, Senate Concurrent Resolution No. 11 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

There being no objection, the Senate returned to the second order of business.

REPORT OF STANDING COMMITTEE

Senate Concurrent Resolution No. 6:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Providing for special interim committee for oversight with regard to federal grant programs (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Nat Washington.

On motion of Senator Greive, the rules were suspended and Senate Concurrent Resolution No. 6 was read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 6 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 6 and the resolution passed the Senate by the following vote: Yeas, 36; nays, 5; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Woodall—37.

Those voting nay were: Senators Freise, Guess, Neill, Redmon, Uhlman—5.

Absent or not voting: Senators Gissberg, Lewis, Williams—3.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Senate Concurrent Resolution No. 6, having received the constitutional majority, was declared passed.

Senate Bill No. 306, by Senators Durkan, Hallauer and Atwood:

Providing for the disposition of certain fees and receipts of the horseracing commission.

REPORT OF STANDING COMMITTEE

Senate Bill No. 306:

Senate Chamber,
Olympia, Wash., February 16, 1967.

Providing for the disposition of certain fees and receipts of the horseracing commission (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendment:

On page 2 strike lines 17 and 18.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Joe Chytil, John L. Cooney, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Ernest W. Lennart, August P. Mardesich, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Neill, the committee amendment was adopted.

It was moved by Senator Neill that the following amendment be adopted:

On page 2, line 19 add 3 sections to the bill to be known as sections 2, 3 and 4 as follows:

"NEW SECTION. Sec. 2. There is added to chapter 55, Laws of 1933 and to chapter 67.16 RCW a new section to read as follows:

(1) Notwithstanding any other provision of law or chapter 67.16 RGW, the commission shall license race meets which are nonprofit in nature, of six days or less, and which have a total annual handle of two hundred thousand dollars or less, at a daily licensing fee of ten dollars and a payment to the commission of one percent of the gross receipts of all parimutuel machines during such race meet, and the sponsoring nonprofit association shall be exempt from any other fees as provided for in chapter 67.16 RCW or by rule or regulation of the commission.

(2) As a condition to the reduction in fees as provided for in subsection (1) hereof, all fees charged to horse owners, trainers or jockeys or any other fee charged for a permit incident to the running of such race meet shall be retained by the commission as reimbursement for its expenses incurred in connection with the particular race meet.

Sec. 3. Sec. 1, chapter 55, laws of 1933 as last amended by section 1, chapter 236, laws of 1949 and RCW 67.16.010 are each amended to read as follows:

Unless the context otherwise requires, words and phrases as used herein shall mean:

"Commission" shall mean the Washington Horse Racing Commission, hereinafter created.

"Person" shall mean and include individuals, firms, corporations and associations.

"Race meet" shall mean and include any exhibition of thoroughbred [or], standard bred [and], harness or quarter horse racing where the parimutuel system is used.

Singular shall include the plural, and the plural shall include the singular; and words importing one gender shall be regarded as including all other genders.

Sec. 4. Section 1 of this act shall take effect July 1, 1967."

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Neill yield to a question:

"Is it your thinking that the larger members should pay a larger rate than the little ones?"

Senator Neill:

"This has nothing to do with the gambler, Senator. This has to do with the expenses of running these meets and this will eliminate small county fairs and meets from the state's five percent."

Senator Canfield:

"This has nothing to do with pari-mutuel?"

Senator Neill:

"Oh, yes. The pari-mutuel is the same at big tracks and little tracks and the gambler has the same odds."

Debate ensued.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Neill yield:

"Senator Neill, if I listened to the amendment correctly, you referred to a 'handle.' Could you describe that for us?"

Senator Neill:

"This language I understand refers to money paid through the pari-mutuel window, and this limits it to a \$200,000 gross volume in an entire racing year."

Senator Kupka:

"Mr. President:

"Senator Neill, I wonder if you have considered amending the greyhound bill onto this bill so that you could take care of the whole matter in one operation?"

Senator Neill:

"No."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Neill, the following amendment was adopted:

On page 1, line 2 of the title, after "receipts" strike the remainder of the title and insert "; amending section 9, chapter 55, Laws of 1933 and RCW 67.16.090; amending section 1, chapter 236, Laws of 1949, and RCW 67.16.010; adding a new section to chapter 67.16 RCW; and establishing an effective date."

On motion of Senator Hallauer, the rules were suspended, Engrossed Senate Bill No. 306 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Hallauer yield:

"Senator, did I understand you to say that this breakage would be funneled through the State treasurer's office so we have a record of it?"

Senator Hallauer:

"Mr. President:

"This does not affect breakage. It affects the state tax and the five percent of the gross handle that the state gathers and how this is to be divided and apportioned."

Senator Rasmussen:

"Do you have any suggestion on how we can funnel that breakage through the State treasurer's office?"

Senator Hallauer:

"Mr. President:

"I think that should be in the abandoned property statute but we tried it once and it wasn't successful."

Senator Rasmussen:

"That was under Governor Langlie. We have a new Governor. He might not be against it."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 306 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Engrossed Senate Bill No. 306, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 386, by Senators Neill, Foley and Ryder:

Authorizing regents and trustees of institutions of higher learning to make certain contracts.

The bill was read the second time by sections.

On motion of Senator Neill, the following amendments were adopted:

On page 1, section 1, line 18, before "*equipping*" strike "*furnishing*,"

On page 2, section 1, line 12, after "*installation*," strike "*furnishing*," and on page 2, line 27, after "*construction*" strike the comma and insert "*and*" and on line 28 before "*of*" strike "*furnishing*"

On page 3, section 1, line 12, after "*facilities*," strike "*furnishings*," and on line 17 after "*facilities*" strike "*, furnishings*"

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 386 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 386 and the bill passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 6; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Guess, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Dore, Gissberg, Greive, Hallauer, McMillan, Morgan—6.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Engrossed Senate Bill No. 386, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 31, by Senators Dore and Connor:

Providing additional funds for treatment of alcoholism, and increasing beer and wine licensing fees.

On motion of Senator Greive, Senate Bill No. 31 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

Senate Bill No. 4, by Senators Gissberg and Woodall (by Legislative Council request):

Increasing penalties on persons filing false property assessments.

On motion of Senator Bailey, Senate Bill No. 4 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 65, by Senators Ryder and Mardesich:

Pertaining to banks and trust companies.

On motion of Senator Mardesich, Senate Bill No. 65 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 103, by Senators Washington, Freise and Williams (by Departmental request):

Limiting juvenile court's authority to commit children to department of institutions.

On motion of Senator Washington, Substitute Senate Bill No. 103 was substituted for Senate Bill No. 103 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Freise, the rules were suspended, Substitute Senate Bill No. 103 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Andersen:

"Mr. President, would Senator Freise yield to a question:

"This disturbs me considerably, Senator Freise. I had no idea that this sort of thing could actually occur in this state. Are you saying that the department of institutions is putting children in institutions simply because there is no other place for them or is it the easy way to handle them; and if so shouldn't an amendment perhaps be offered to this to make certain that if there are any such commitments, that those commitments be declared illegal to the end that something can be done about it? In other words, this statute seems to be prospective in nature, rather than going back to any such commitments which may have occurred in the past. If what you say is true, shouldn't this be made null and void as far as past commitments are concerned?"

Senator Freise:

"Mr. President and members of the Senate:

"In answer to Senator Andersen's question, now this has happened in the past and this is not through any fault of the department of institutions. It is the fault of our courts. The courts in many cases didn't know what to do with a child whose parents were irresponsible. Maybe they were complete alcoholics and there were no other relatives. Maybe they were transients. So what do they do? They committed a child to one of our institutions which was absolutely wrong. They have uncovered one or more cases about which I told you. All I can say is for the last several years we have had one of the finest directors of institutions under Dr. Garrett Heyns and I think Dr. Conte is a very able and worthy successor and I am sure the department is going through all of their records to discover these cases. This legislation was at Dr. Conte's suggestion so that it cannot happen in the future in the state of Washington. But it has happened in the past. I told you of the one case where a woman committed to a mental institution gave birth to an illegitimate child and the child lived for seven or eight years in Lakeland Village because it had no other place to go, and I just hope that it won't happen again. This provides that the courts will not send these children to an institution unless a dependent child is delinquent and so on."

Debate ensued.

On motion of Senator Andersen, the rules were suspended and Substitute Senate Bill No. 103 was returned to second reading for the purpose of amendment.

On motion of Senator Bailey, Substitute Senate Bill No. 103 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 169, by Senators Connor, Herr and Peterson (Ted):
Extending regulation of housing standards.

On motion of Senator Rasmussen, Senate Bill No. 169 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 204, by Senators Freise and Henry (by Departmental request):

Changing rules for exemptions, refunds, etc., relating to motor vehicle fuel tax.

REPORT OF STANDING COMMITTEE

Senate Bill No. 204:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Changing rules for exemptions, refunds, etc., relating to motor vehicle fuel tax (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendment:

On page 7, section 4, line 8, strike "*September*" and insert "*November*"

On page 7, section 5 (1), beginning on line 18, after "[cause]" strike the balance of the paragraph down to the period on line 21 and insert "[*Provided, That the director shall be notified in writing as to the full circumstances surrounding such loss or destruction and the amount of the loss or destruction within thirty days from the date of discovery of such loss or destruction.*]"

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Fred H. Dore, Frank W. Foley, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer, David E. McMillan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendments were adopted.

On motion of Senator Freise, the rules were suspended, Engrossed Senate

Bill No. 204 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 204 and the bill passed the Senate by the following vote: Yeas, 44; nays 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senator Peterson (Lowell)—1.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Engrossed Senate Bill No. 204, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 247, by Senators McCormack, Gissberg, Ryder, Williams and Durkan (by Departmental request):

Enacting the multistate tax compact.

REPORT OF STANDING COMMITTEE

Senate Bill No. 247:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Enacting the multistate tax compact (reported by Committee on Ways and Means): MAJORITY recommends that it do pass with the following amendment:

On page 14, line 15, after the word "tax," insert "capital stock tax, gross receipts tax, sales or use tax,"

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendment was adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 247 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 247 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Giss-

berg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senator Connor—1.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Engrossed Senate Bill No. 247, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 250, by Senators Washington, Ryder and Greive (by Departmental request):

Authorizing sale of land for R. H. Thomson expressway.

REPORT OF STANDING COMMITTEE

Senate Bill No. 250:

Senate Chamber,
Olympia, Wash., February 14, 1967.

Authorizing sale of land for R. H. Thomson expressway (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 1, beginning on line 3, after "to the" and before "all of the right" on line 4 strike "highway department" and insert "state of Washington".

On page 2, section 1, beginning on line 4, after "interest of" and before "the University of Washington" on line 5 strike "the state of Washington and of".

On page 2, section 1, beginning on line 6, insert "If any property conveyed under the authority of this bill lies within one hundred and fifty yards of the westerly boundary of Surber Drive N. E., none of the property lying within this one hundred and fifty yard limitation shall be used for any highway use except for buffer or screening purposes."

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, Wilbur G. Hallauer, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 250 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Washington yield:

"Senator Washington, I notice that you empower the board of regents to sell, but you then direct the board of regents to buy. Why do you direct that they have to buy land?"

Senator Washington:

"At the present time according to the highway attorneys there is a question of whether or not the board of regents has a right to convey a portion of the campus for the use of the expressway This merely makes it possible to do so."

Senator Rasmussen:

"You mean there is a question whether or not this is constitutional?"

Senator Washington:

"No, it is not a question of constitutionality, but there is a question whether the board of regents has the statutory right."

Senator Rasmussen:

"This is all right, empowering the board of regents to sell. But why does the highway commission want the portion in the bill about buying? The bill says that they 'shall' buy. It doesn't say they 'may' buy."

Senator Washington:

"The highway is going through a particular area and will take a portion of the campus. There is no question about it."

Senator Rasmussen:

"You have not answered my question. Why does it say they shall buy? Boards of regents usually operate on their own."

Senator Washington:

"I believe this also would probably involve a constitutional question. In other words the fact that this is university property and the money they receive shall be used to enlarge the campus. I believe there is a constitutional question there."

Senator Rasmussen:

"That is what I had in mind. Wouldn't it have been just as well if the highway department had bought the land and then exchanged it?"

Senator Washington:

"Oh, there may be other ways of doing it, Senator. This is the way it was proposed and I don't know of any reason for doing it another way."

Debate ensued.

Senator Uhlman:

"Mr. President, would Senator Washington yield to a question:

"Senator Washington, this directly affects my district. It takes out eight of my most Republican precincts as the expressway goes through the eastern section of my district and I, therefore, would like to ask for the record: Is this bill in any way designed to permit the University of Washington to receive compensation prior to any of the individual home owners in the proposed path of the expressway?"

Senator Washington:

"It is anticipated that the money which the highway department would pay the University of Washington would be paid as construction starts and at the same time they would also make payment to other homes and private property in the area."

Senator Uhlman:

"Senator Washington, could I have a yes or no answer to the question for the record?"

Senator Washington:

"Would you repeat the question?"

Senator Uhlman:

"Senator Washington, is it within the legislative intent of this bill to permit the University of Washington to be compensated at any time prior to any of the individual home owners within the path of the R. H. Thomson expressway?"

Senator Washington:

"No."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 250 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senator Hallauer—1.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Engrossed Senate Bill No. 250, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 274, by Senators Washington, Pritchard and Knoblauch:

Conforming rules of road relating to "U" turns and driving on right side to Uniform Motor Vehicle Code.

REPORT OF STANDING COMMITTEE

Senate Bill No. 274:

Senate Chamber,
Olympia, Wash., February 22, 1967.

Conforming rules of road relating to "U" turns and driving on right side to Uniform Motor Vehicle Code (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, subsection 2, line 23, after "than the" and before "of traffic" strike "normal speed" and insert "speed of the general flow".

On page 2, section 1, subsection 2, line 1, after "intersection" and before "or into a" strike "[, exit,]" and insert ", exit,".

On page 2, strike all of Sec. 2.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Larry Faulk, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 274 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 274 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive,

Guess, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Connor, Hallauer—2.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Engrossed Senate Bill No. 274, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 285, by Senators Henry and Freise (by Departmental request):

Concerning motor vehicle excise taxes.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 285 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 285 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Connor, Herrmann, McCutcheon, Ryder—4.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Senate Bill No. 285, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 364, by Senators Williams, Hallauer, Talley and Pritchard: Authorizing multi-purpose community centers.

On motion of Senator Mardesich, Senate Bill No. 364 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 373, by Senators Rasmussen, Metcalf and Greive: Increasing industrial insurance penalties.

On motion of Senator Talley, Senate Bill No. 373 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 388, by Senators Hanna, Henry and Neill: Regulating contract bids insurance.

On motion of Senator Hanna, Senate Bill No. 388 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 395, by Senators Ridder, Metcalf and Morgan:

Providing counsel for intermediate school districts.

REPORT OF STANDING COMMITTEE

Senate Bill No. 395:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Providing counsel for intermediate school districts (reported by Committee on Education):

MAJORITY recommends that it do pass with the following amendment:

Beginning on line 17, strike all material up to and including line 23. On line 24, renumber "Sec. 3." to read "Sec. 2."

Robert C. Ridder, *Chairman*.

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Ridder, the committee amendment was adopted.

On motion of Senator Ridder, the rules were suspended, Engrossed Senate Bill No. 395 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 395 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—42.

Absent or not voting: Senators McCutcheon, Ryder, Woodall—3.

Excused: Senators Chytil, Keefe, Lennart, Metcalf—4.

Engrossed Senate Bill No. 395, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 425, by Senators Kupka, Knoblauch and Freise:

Providing a temporary license for certain motor vehicles owned by members of the armed forces.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 425 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Greive, Senator McCutcheon was excused.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 425, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka,

Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 425, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 451, by Senators Gissberg, Marquardt, Dore, Lewis and Redmon:

Enacting the post-attack management act.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 451 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 451 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senator Henry—1.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 451, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 453, by Senators McCormack, Bailey, Neill and Guess:

Creating a joint committee on nuclear energy.

The bill was read the second time by sections.

On motion of Senator McCormack, the following amendment was adopted:

On page 3, section 7, line 2, after "director." strike all the matter down to and including "salary." on line 3.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 453 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, will Senator McCormack yield to a question:

"Senator McCormack, I notice that the President of the Senate and the Speaker of the House shall each nominate as members of the joint committee on nuclear energy

the caucus chairmen of the two political parties of each house. I have high regard for our caucus chairmen, as a matter of fact, on both sides of the aisle but I wonder why they should be members if they have no particular interest in this bill."

Senator McCormack:

"Mr. President:

"I feel if they have no particular interest in serving, they can always resign and somebody else can be appointed."

Senator Mardesich:

"How can that be done when the bill directs that they shall be appointed?"

Senator McCormack:

"There is a provision in the bill for members to resign and their place to be taken."

Senator Rasmussen:

"Mr. President:

"Would Senator McCormack yield to a question? Senator McCormack, are you sure we are going to have enough Senators to fill all positions on these committees? We didn't have last session, you know."

Senator McCormack:

"Mr. President:

"I will leave that up to those making the appointments."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 453 and the bill passed the Senate by the following vote: Yeas, 39; nays, 4; absent or not voting, 1; excused, 5.

Those voting yea were: Senators, Andersen, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—39.

Those voting nay were: Senators Atwood, Freise, Redmon, Williams—4.

Absent or not voting: Senator Connor—1.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Engrossed Senate Bill No. 453, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 466, by Senators McCormack, Neill and Hanna:

Providing for the appointment of court commissioners.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Senate Bill No. 466 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 466 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senator Connor—1.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 466, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 483, by Senators Henry, Durkan and Redmon:

Regulating explosives.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Senate Bill No. 483 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 483 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senator Morgan—1.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 483, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Senator Uhlman:

"Mr. President, having voted on the prevailing side, I do now move that we reconsider the vote by which Engrossed Senate Bill No. 307 was lost."

POINT OF ORDER

Senator Ryder:

"Mr. President:

"That motion has already been made. I think the motion has been made to reconsider and was acted upon."

PARLIAMENTARY INQUIRY

Senator Uhlman:

"Mr. President:

"Was my motion passed earlier?"

REPLY BY THE PRESIDENT

The President:

"Your motion was carried on a rising vote, Senator Uhlman."

PARLIAMENTARY INQUIRIES

Senator Uhlman:

"Mr. President:

"What is before us at this time? What is the main question?"

Senator Henry:

"Mr. President:

"Did I understand Senator Uhlman's motion today correctly that it be at the end of the second reading calendar for today? If so, he is a little premature."

REPLY BY THE PRESIDENT

The President:

"Senator Henry, that was the original motion. The Senator does have the privilege to move at any time during the day."

Senator Uhlman:

"As I understand, the question now before us is the final passage of Engrossed Senate Bill No. 307?"

The President:

"It has not been moved to reconsider as yet, Senator Uhlman."

MOTION FOR RECONSIDERATION

Senator Uhlman:

"Mr. President:

"I so move."

The President:

"Senator Uhlman has moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 307 failed to pass."

Debate ensued.

Senator Rasmussen demanded a roll call.

POINT OF ORDER

Senator Ryder:

"Mr. President:

"Point of order, I think the previous question is the final passage of Engrossed Senate Bill No. 307. We have already voted to reconsider."

Senator Hallauer:

"Mr. President, point of order:

"I think Senator Uhlman's motion was to bring the matter immediately before the body and it was originally to be considered at the end of the second reading calendar."

REPLY BY THE PRESIDENT

The President:

"Senator Hallauer is correct. A roll call has been demanded. Do one-sixth of the members join in the demand?"

The demand for the roll call was sustained by Senators Rasmussen, Uhlman, Greive, Connor, Ryder, Peterson (Ted), Guess, Stender, Redmon and Freise.

The President:

"The question is: It has been moved that the Senate reconsider the vote by which Engrossed Senate Bill No. 307 failed to pass."

POINT OF ORDER

Senator Ryder:

"Point of order, Mr. President:

"I believe that it has been moved by Senator Uhlman that we immediately consider Engrossed Senate Bill No. 307, is that right?"

The President:

"That is correct."

Senator Ryder:

"It was moved that the Senate do immediately consider the matter."

PARLIAMENTARY INQUIRY

Senator Mardesich:

"Mr. President:

"Does not the motion raise the question of whether we desire to reconsider and then after we decide whether we shall reconsider, then the question is open?"

REPLY BY THE PRESIDENT

The President:

"The minutes show that Senator Uhlman made the motion that having voted on the prevailing side, he now moves that the Senate reconsider the vote by which Engrossed Senate Bill No. 307 failed to pass. That motion is in order."

Senator Ryder:

"Mr. President:

"He made that motion this morning and it carried, as you stated earlier, on a standing vote, twenty to eighteen, I believe."

The President:

"The motion this morning was to place the consideration of the matter at the end of the second reading calendar for today."

POINT OF ORDER

Senator Ryder:

"Mr. President:

"I think Senator Uhlman's motion this morning was that we reconsider the vote by which Engrossed Senate Bill No. 307 failed to pass and place it at the end of the calendar."

REPLY BY THE PRESIDENT

The President:

"Senator Uhlman gave notice this morning, Senator, and wished the matter to be considered on the second reading calendar this evening. The President respectfully hopes that this clarifies the situation. This morning, Senator Uhlman moved that the Senate reconsider the vote by which Engrossed Senate Bill No. 307 failed to pass at the end of the second reading calendar for today. That motion carried. Now earlier this evening Senator Uhlman moved that the Senate reconsider the vote."

Senator Hallauer:

"Mr. President:

"I move that the motion by Senator Uhlman be laid upon the table."

The President:

"It has been moved by Senator Hallauer that the motion by Senator Uhlman be laid upon the table. As many as are in favor will say aye."

Senator Rasmussen demanded a division.

POINT OF ORDER

Senator Greive:

"Mr. President, point of order:

"You cannot table a motion to reconsider. It is the second highest in rank and a motion to table is far down under subsidiary motions. Rule 21 and Reed's 204."

Senator Hallauer:

"Mr. President:

"I withdraw the motion to table."

The President:

"If there are no objections, Senator Hallauer withdraws the motion to table."

MOTION

It was moved by Senator Hallauer that Engrossed Senate Bill No. 307 and the motion by Senator Uhlman be made a special order of business at the end of the second reading calendar for tomorrow.

The motion was carried.

POINT OF ORDER

Senator Ryder:

"Mr. President:

"To clarify my thinking has the bill been reconsidered and can it be placed on the second reading calendar?"

REPLY BY THE PRESIDENT

The President:

"The Senate has not acted upon the motion to reconsider."

Senator Ryder:

"How can it be placed on the second reading calendar as if it had been reconsidered?"

Senator Greive:

"Mr. President:

"I suggest we record Senator Hallauer's motion as a motion to suspend the rules and place it at the end of the second reading calendar as a special order of business."

PARLIAMENTARY INQUIRY

Senator Uhlman:

"Point of parliamentary inquiry, Mr. President:

"My concern is Rule 31 which reads that we be placed in the position of not being able to consider this tomorrow. Does this motion to suspend that rule cover that portion of Rule 31 putting us in the position of not being beyond the fiftieth day and having to reconsider on the same day?"

REPLY BY THE PRESIDENT

The President:

"The Senate by its unanimous approval has made this a special order of business for tomorrow, Senator, by suspension of the rules."

Senate Bill No. 484, by Senators Mardesich, Sandison, and Stender:

Authorizing financial institutions to make loans to students insured by federal government.

On motion of Senator Bailey, Senate Bill No. 484 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 507, by Senator Cooney:

Prohibiting certain wiretapping and eavesdropping.

On motion of Senator Bailey, Senate Bill No. 507 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 524, by Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request):

Providing liability of insurance companies on certain real property in that amount specified in policy.

On motion of Senator Freise, Substitute Senate Bill No. 524 was substituted for Senate Bill No. 524 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Freise, the rules were suspended, Substitute Senate Bill No. 524 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Freise yield:

"Senator Freise, I am wondering why this was restricted to real property and/or buildings in connection therewith? Why doesn't it apply to all classes of property, rather than having it restricted?"

Senator Freise:

"Senator Mardesich, I think maybe in future years we might want to expand this. But this already is a substantial expansion of the existing law and the factual situations you get into on a matter of personal property would take a considerably longer study and I think, Senator Mardesich, if you can allow this to go through this time and have the interim committee on insurance reestablished, we can study it a little further and then next session we may want to expand it."

Further debate ensued.

Senator Neill:

"Mr. President, would Senator Freise yield:

"Senator, one thing bothers me as I read this bill. Does this take care of the situation where you expressly buy—I think it is called the co-insurance? Maybe Senator Sandison could answer this. You talk about full value or you buy a certain amount of insurance and then this becomes the full value and the measure of damages, but what about when I know I am buying eighty percent co-insurance or sixty percent? Does this bill prohibit that type of insurance?"

Senator Freise:

"I doubt if it would if you know in advance that it has an eighty percent co-insurance clause. I don't think it would affect that. But if you do, however, buy an ordinary fire insurance policy on your house, there is no co-insurance, and I have that type of policy. There is no co-insurance clause on mine. Most of those clauses are on industrial and commercial buildings. On your dwellings and so on, it is a straight fire policy in a certain amount."

Debate ensued.

Senator Sandison:

"Mr. President, I might ask this one question:

"Assume I own a house and it is insured for \$15,000 and I decide to remodel and do away with part of the house because it is too large, then I have a house that does not now have enough square footage to merit the insurance. It wouldn't be worth \$15,000. What happens in a situation such as that?"

Senator Herrmann:

"I think in a situation of that kind you would have to go back to the contracts and I don't think this interferes with the right of the parties to contract and if there

was any provision in the contract that would show a violation. Certainly this is not a cure-all for all possible litigation that may come up under the policy."

Senator Freise:

"I might say the reason we have a substitute bill is that this was worked out with the insurance industry and I don't think they are going to allow any gimmicks to come in on this bill."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 524 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senator Bailey—1.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Substitute Senate Bill No. 524, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 526, by Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request):

Providing insured may not be denied benefits on a policy of insurance for unknown physical defects at time of insurer's acceptance.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Senate Bill No. 526 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 526 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 2; excused, 5.

Those voting yea were: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Andersen, Henry—2.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 526, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 529, by Senators Herrmann, Dore and Woodall:

Providing for accidental death and dismemberment insurance for state employees and officials on nonscheduled aircraft flights in course of employment.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Senate Bill No. 529 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 529 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington Williams, Wood—44.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 529, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 534, by Senators Neill and Donohue:

Relating to trespass upon lands and providing penalties.

On motion of Senator Hallauer, Senate Bill No. 534 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 536, by Senators Bailey and Dore:

Pertaining to the terms of office of the board of trustees of the state-wide city employees' retirement system.

REPORT OF STANDING COMMITTEE**Senate Bill No. 536:**

Senate Chamber,
Olympia, Wash., February 24, 1967.

Pertaining to the terms of office of the board of trustees of the state-wide city employees' retirement system (reported by Committee on Cities, Towns and Counties): MAJORITY recommends that it do pass with the following amendment:

On page 6, section 2, line 4, after "secretary." strike "[Four] Three and insert "Four".

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendment was adopted.

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 536 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 536 and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Those voting nay were: Senator Hanna—1.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Engrossed Senate Bill No. 536, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 543, by Senator Washington:

Authorizing annexation to cemetery districts.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 543 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 543 and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Voting nay was: Senator Freise—1.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 543, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 544, by Senator Washington:

Abolishing distinction between primary and secondary state highways.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 544 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 544 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 544, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 555, by Senators Pritchard, Lewis and Henry (by Secretary of State request):

Providing for notice of state debts submitted to vote of people.

The bill was read the second time by sections.

On motion of Senator Pritchard, the rules were suspended, Senate Bill No. 555 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 555 and the bill passed the Senate by the following vote: Yeas 43; nays, 0; absent or not voting, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senator Connor—1.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 555, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 447, by Senators Woodall, Mardesich and Henry:

Enlarging scope for investment of moneys in pension fund of firemen of cities and towns.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Talley yield:

"Senator Talley, I am a sponsor on this bill along with Senator Woodall and Senator Henry, but the question of constitutionality has been raised to me. Was this matter discussed in committee and was it resolved in any way?"

Senator Talley:

"Nothing was brought out as to constitutionality, no."

On motion of Senator Greive, Senate Bill No. 447 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 493, by Senators Talley, Sandison, Woodall, Peterson (Lowell), Rasmussen, Mardesich, Chytil, Atwood, Lewis, Hanna, Donohue and Ridder:

Establishing a bounty on certain wild animals.

On motion of Senator McCormack, Senate Bill No. 493 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 159, by Senators Gissberg and Mardesich:

Raising from \$100 to \$500 the minimum amount of county purchase or contract which requires posting of notice.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 159 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 159 and the bill passed the Senate by the following vote: Yeas 37; nays, 4; absent or not voting, 3; excused, 5.

Those voting yea were: Senators Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—37.

Those voting nay were: Senators Andersen, Guess, Hanna, Ridder—4.

Absent or not voting: Senators Donohue, Hallauer, McMillan—3.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 159, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 363, by Senators Pritchard, Mardesich and Lennart (by Executive request):

Preserving historic sites.

The bill was read the second time by sections.

On motion of Senator Pritchard, the rules were suspended, Senate Bill No. 363 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 363 and the bill passed the Senate by the following vote: Yeas, 40; nays, 2; absent or not voting, 2; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Those voting nay were: Senators Gissberg, Guess—2.

Absent or not voting: Senators Dore, Hallauer—2.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 363, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 582, by Senator Ryder:

Authorizing establishment of branch banks on military reservations.

On motion of Senator Bailey, Senate Bill No. 582 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 437, by Senators Foley, Mardesich, Atwood and Henry:

Deleting requirement that cities match certain gas tax and use fuel tax allocations.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Senate Bill No. 437 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 437 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senator Hallauer—1.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 437, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 338, by Senators Dore, Freise and Atwood:

Revising uniform gifts to minors act.

REPORT OF STANDING COMMITTEE

Senate Bill No. 338:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Revising uniform gifts to minors act (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 4, section 2, line 7, after "lifetime," and before "make" insert "or by testamentary disposition,"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendment was adopted.

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 338 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 338 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Engrossed Senate Bill No. 338, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 339, by Senators Greive, Woodall and Dore:

Enacting the uniform facsimile signatures of public officials act.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 339 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 339 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Excused: Senators Chytil, Keefe, Lennart, McCutcheon, Metcalf—5.

Senate Bill No. 339, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, February 28, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-FIRST DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Tuesday, February 28, 1967.

The Senate was called to order at 10:00 a.m. by President Pro Tempore Al Henry.

The Secretary called the roll and announced to the President that all Senators were present except Senator Chytil.

On motion of Senator Atwood, Senator Chytil was excused.

The Color Guard, consisting of Pages Mark Freise, Color Bearer, and Lisa Buckridge, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"We confess our faith in Thee as Creator of life and the fullness thereof, our Divine Father. We acknowledge thy nature as Holy-Love. We seek Thy assistance in our common endeavors.

"For the members of this Senate, grant enough knowledge to accomplish their tasks with reasonable dispatch, enough wisdom to make decisions in accord with Thy Divine Nature, and enough courage to be their best selves under all circumstances. In the name and spirit of Jesus Christ. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 27, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 42,

Substitute Senate Bill No. 52,

Senate Bill No. 120,

Senate Bill No. 204,

Senate Bill No. 247,

Senate Bill No. 250,

Senate Bill No. 263,

Senate Bill No. 274,

Senate Bill No. 306,

Senate Bill No. 320,

Senate Bill No. 338,

Senate Bill No. 386,

Senate Bill No. 390,

Senate Bill No. 395,

Senate Bill No. 453,

Senate Bill No. 536,

Senate Joint Resolution No. 8, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., February 28, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 49, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Marshall A. Neill.

Senate Bill No. 321:

Senate Chamber,
Olympia, Wash., February 18, 1967.

Adopting uniform criminal extradition act (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, William A. Gissberg, Mike McCormack, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 374:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Amending unemployment compensation act (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended.

A. L. Rasmussen, *Chairman.*

We concur in this report: Frank Connor, Martin J. Durkan, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 20:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Amending constitution to change voting requirements as to excess levies (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman.*

We concur in this report: James A. Andersen, Al Henry, Karl Herrmann, Reuben A. Knoblauch, John T. McCutcheon, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 8:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Authorizing study of lands suitable for park and recreational purposes (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Fred H. Dore, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, David E. McMillan, Frances Haddon Morgan, John N. Ryder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 478:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Authorizing disposition of Yakima Armory (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, February 28, 1967.

A STATEMENT BY THE GOVERNOR

Technology is fast becoming the dominant influence in our society. The changes it effects in cultural developments, population characteristics, and economic forces are immeasurable. With approximately 12,000 job openings in the State of Washington as of January, 1967, and with an estimate of approximately 220,000 new jobs to be in existence within the next five years, our state is facing a serious shortage of skilled manpower. The dynamic economy in which we find ourselves living is dependent to a large extent upon the availability, when the time comes, of competent workers to fill each of these jobs.

Vocational-technical education in the State of Washington includes training for approximately 200 different occupations in the fields of vocational agriculture, distributive services, business and office occupations, home and family living, and trade, technical, and industrial occupations. To support tomorrow's economy the schools of today must prepare new curricula, facilities, and teachers so that technology's effect will be one of benefit rather than one of disaster.

It is most fitting and proper to salute those who are faced with the meeting of this challenge. Educators or students, adults or youth, employers or employees—all must participate in this preparation for tomorrow.

Now, *Therefore*, I, Daniel J. Evans, Governor of the State of Washington, do hereby designate February 26 through March 4, 1967, as

VOCATIONAL EDUCATION WEEK

in the State of Washington, and do hereby commend its second annual observance to each and every citizen of our state.

Sincerely yours,

DANIEL J. EVANS,
Governor.

[Seal of the State of Washington]

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 12, by Senators Greive and Connor:
Requesting the Governor to proclaim Good Friday a legal holiday.
Referred to Committee on State Government.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 49.

SECOND READING OF BILLS

Senate Bill No. 31, by Senators Dore and Connor:
Providing additional funds for treatment of alcoholism, and increasing beer and wine licensing fees.

On motion of Senator Greive, Senate Bill No. 31 on second reading was made a special order of business for noon today.

On motion of Senator Greive, Senate Bill No. 503 and Senate Bill No. 505 on second reading were made a special order of business immediately following the noon recess.

Senate Bill No. 494, by Senators Guess, Keefe and Woodall:
Reducing the overweight fee schedule for motor vehicles.

REPORT OF STANDING COMMITTEE

Senate Bill No. 494:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Reducing the overweight fee schedule for motor vehicles (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 1, line 8, following "36,000" strike

"pounds or more.....	\$55" and insert	
"[pounds or more.....	\$55]-41,999 pounds.....	\$60
	42,000-47,999 pounds.....	\$75
	48,000-53,999 pounds.....	\$90
	54,000-59,999 pounds.....	\$1.05
	60,000-65,999 pounds.....	\$1.20
	66,000-71,999 pounds.....	\$1.45
	72,000-77,999 pounds.....	\$1.70
	80,000 pounds or more.....	\$2.00"

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Frank W. Foley, Sam C. Guess, Karl Herrmann, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Robert C. Ridder, John H. Stender, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Guess, the committee amendment was adopted.

On motion of Senator Guess, the rules were suspended, Engrossed Senate Bill No. 494 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 494 and the bill passed the Senate by the following vote: Yeas, 41; nays 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Atwood, Dore, Durkan, Herrmann, Lenart, Morgan, Pritchard—7.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 494, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 538, by Senators Bailey, Gissberg and Greive:

Implementing scope of state personnel board in making rules and regulations.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the following amendment was adopted:

On page 2, section 1, line 1, after "all" strike "personal" and insert "personnel"

On motion of Senator Rasmussen, the rules were suspended, Engrossed Senate Bill No. 538 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 538 and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 10; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—38.

Absent or not voting: Senators Atwood, Connor, Cooney, Dore, Guess, Lennart, Metcalf, Morgan, Redmon, Twigg—10.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 538, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 360, by Senators Durkan, Stender, Pritchard and Ridder: Authorizing civil service for employees in certain counties.

On motion of Senator Ridder, Substitute Senate Bill No. 360 was substituted for Senate Bill No. 360 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Substitute Senate Bill No. 360 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Talley, Ridder and Bailey demanded the previous question.

The demand was not sustained on a rising vote.

Further debate ensued.

POINT OF INQUIRY

Senator Kupka:

"Mr. President, would Senator Stender yield to a question:

"Senator Stender, why did you encompass only Class A and AA counties? Why didn't you include all of the counties? If it's good for some, why isn't it good for all of them?"

Senator Stender:

"It may be good for all county employees Senator Kupka, but I think that the sponsors had in mind the fact that we've got some very small counties with as few as 3500 people and making this compulsory at this point would be ill advised. They have the option, and I think if those counties not included do desire to do it by resolution and adopt the civil service system, they can. The point is they cannot rescind it once

they come under the act. I think with experience and looking at this in the future, we will find it will indicate what needs to be done in other counties. This is the beginning."

Senator Atwood:

"Mr. President, would Senator Ridder yield:

"Senator, in section 13 with regards to appointments to vacancies, in the event the appointing power does not appoint the first person on the list, but appoints the second or third person on the list, he has to give his reason. Why is that included in the bill? Why does the appointing power have to state his reason if he wants to pick man number three instead of one or two? Wouldn't it be embarrassing both to the employee and the appointing authority?"

Senator Ridder:

"Senator, this bill has been introduced in the legislature before and to tell the honest truth, I have not examined every single facet of this bill. But I think in any case when you have a choice to make, you should be brave enough to stand up and make that choice known. If you are going to bypass the top person on the list, it seems to me you should have a reason for doing so."

Senator Atwood:

"Do you know of any other civil service enactment that has this requirement in it, including the state?"

Senator Ridder:

"I am sorry, but I am not an expert on civil service. I think you picked the wrong expert."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 360 and the bill passed the Senate by the following vote: Yeas, 27; nays, 17; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Connor, Cooney, Durkan, Faulk, Foley, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Stender, Talley, Uhlman, Williams—27.

Those voting nay were: Senators Atwood, Bailey, Canfield, Donohue, Freise, Guess, Hallauer, Lewis, McCormack, Mardesich, Metcalf, Neill, Redmon, Ryder, Sandison, Washington, Woodall—17.

Absent or not voting: Senators Dore, Lennart, McMillan, Twigg—4.

Excused: Senator Chytil—1.

Substitute Senate Bill No. 360, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Bailey:

"Mr. President, personal privilege:

"I would just like to state that I intend to file a statement of my vote for the record which was not a vote against civil service as such, but a protest of the maladministration of civil service both in the highway department and the state as it now stands."

Senate Bill No. 4, by Senators Gissberg and Woodall (by Legislative Council request):

Increasing penalties on persons filing false property assessments.

On motion of Senator Gissberg, Substitute Senate Bill No. 4 was substituted for Senate Bill No. 4 and the substitute bill was placed on second reading.

On motion of Senator Woodall, Substitute Senate Bill No. 4 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 65, by Senators Ryder and Mardesich:

Pertaining to banks and trust companies.

On motion of Senator Gissberg, Senate Bill No. 65 was ordered to retain its place at the end of the second reading calendar for tomorrow.

Substitute Senate Bill No. 103, by Committee on Public Institutions:

Limiting juvenile court's authority to commit children to department of institutions.

The bill was read the second time by sections.

On motion of Senator Andersen, the following amendments were adopted:

On page 2, line 5, add a new paragraph as follows:

"The court shall rescind the commitment of any dependent child who was, prior to the effective date of this act, committed to the department of institutions unless such child is incorrigible or delinquent within the meaning of this chapter and the department of institutions shall return the child forthwith to the committing court for such action: Provided, That the court may commit such dependent child as otherwise provided in this chapter."

On page 2, following section 1, add a new section as follows:

"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

In line 2 of the title, after "RCW 13.04.095" and before the period insert "; and declaring an emergency"

On motion of Senator Freise, the rules were suspended, Engrossed Substitute Senate Bill No. 103 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 103 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Sandison, Stender, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Dore, Lewis, Ridder, Ryder, Talley, Twigg—6.

Excused: Senator Chytil—1.

Engrossed Substitute Senate Bill No. 103, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 169, by Senators Connor, Herr and Peterson (Ted):

Extending regulation of housing standards.

On motion of Senator Greive, Senate Bill No. 169 was ordered to retain its place on second reading calendar for tomorrow.

Senate Bill No. 364, by Senators Williams, Hallauer, Talley and Pritchard: Authorizing multi-purpose community centers.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, Senate Bill No. 364 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

It was moved by Senator Rasmussen that Senate Bill No. 364 hold its place at the end of the third reading calendar for today.

The motion was lost.

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 364 and the bill passed the Senate by the following vote: Yeas, 38; nays, 4; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Redmon, Ryder, Sandison, Talley, Uhlman, Washington, Williams, Woodall—38.

Those voting nay were: Senators Mardesich, Morgan, Rasmussen, Ridder—4.

Absent or not voting: Senators Connor, Dore, Lewis, Pritchard, Stender, Twigg—6.

Excused: Senator Chytil—1.

Senate Bill No. 364, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 373, by Senators Rasmussen, Metcalf and Greive: Increasing industrial insurance penalties.

REPORT OF STANDING COMMITTEE

Senate Bill No. 373:

Senate Chamber,
Olympia, Wash., February 17, 1967.

Increasing industrial insurance penalties (reported by Committee on Labor and Social Security):

Recommends that it do pass with the following amendments:

On page 1, line 15 after "workman" and before "out" insert "*or any beneficiary*"

On page 2, line 7 after "workman" and before the period insert "*or any beneficiary*"

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendments were adopted.

On motion of Senator Rasmussen, the rules were suspended, Engrossed Senate Bill No. 373 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 373 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 8; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Connor, Dore, Hanna, Lennart, Lewis, Morgan, Pritchard, Twigg—8.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 373, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 388, by Senators Hanna, Henry and Neill:

Regulating contract bids insurance.

On motion of Senator Neill, Senate Bill No. 388 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 484, by Senators Mardesich, Sandison and Stender:

Authorizing financial institutions to make loans to students insured by federal government.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the following amendment was adopted:

On page 1, section 1, line 10, after "state," and before "may" insert "or federal government,"

On motion of Senator Stender, the rules were suspended, Engrossed Senate Bill No. 484 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 484 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Connor, Dore, Gissberg, Lennart, Mardesich, Twigg—6.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 484, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 507, by Senator Cooney:

Prohibiting certain wiretapping and eavesdropping.

On motion of Senator Greive, Senate Bill No. 507 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

Senate Bill No. 534, by Senators Neill and Donohue:

Relating to trespass upon lands and providing penalties.

The bill was read the second time by sections.

On motion of Senator Guess, the following amendment was adopted:

On page 1, section 1, line 8, after "who" strike "shall" and insert "[shall]" and on line 9, after "(1)" insert "Shall"

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 534 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Hallauer, Engrossed Senate Bill No. 534 was ordered to retain its place at the end of the third reading calendar for today.

Senate Bill No. 447, by Senators Woodall, Mardesich and Henry:

Enlarging scope for investment of moneys in pension fund of firemen of cities and towns.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Senate Bill No. 447 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 447 and the bill passed the Senate by the following vote: Yeas, 31; nays, 14; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Sandison, Stender, Talley, Twigg, Uhlman, Woodall—31.

Those voting nay were: Senators Dore, Durkan, Gissberg, Hallauer, Lenart, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Rasmusen, Ryder, Washington—14.

Absent or not voting: Senators Connor, Ridder, Williams—3.

Excused: Senator Chytil—1.

Senate Bill No. 447, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 493, by Senators Talley, Sandison, Woodall, Peterson (Lowell), Rasmussen, Mardesich, Chytil, Atwood, Lewis, Hanna, Donohue and Ridder:

Establishing a bounty on certain wild animals.

The bill was read the second time by sections.

It was moved by Senator Neill that the following amendment be adopted:

On page 1, section 1, line 13 after the period following "species" strike "Cougars" and insert "Huskies".

Debate ensued.

On motion of Senator Talley, the amendment was laid upon the table.

It was moved by Senator McCormack that the following amendment be adopted:

On page 1, section 1, line 13, strike the sentence beginning with "Cougars" and ending on line 14 with "established."

Debate ensued.

The motion was lost on a rising vote.

On motion of Senator Canfield, the following amendments were adopted:

On page 1, section 1, line 11 strike "shall charge" and insert "may pay"

On page 1, section 1, line 14, strike "is hereby" and insert "may be"

It was moved by Senator McCormack that the following amendment be adopted:

On page 1, section 1, line 14, strike "one hundred" and insert "twenty"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 493 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 493 and the bill passed the Senate by the following vote: Yeas, 40; nays, 7; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Woodall—40.

Those voting nay were: Senators McCormack, Marquardt, Metcalf, Neill, Pritchard, Washington, Williams—7.

Absent or not voting: Senator Dore—1.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 493, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 31 on second reading.

Senate Bill No. 31, by Senators Dore and Connor:

Providing additional funds for treatment of alcoholism, and increasing beer and wine licensing fees.

The bill was read the second time by sections.

On motion of Senator Greive, Senate Bill No. 31 was ordered to retain its place on the second reading calendar for this afternoon.

Senate Bill No. 582, by Senator Ryder:

Authorizing establishment of branch banks on military reservations.

The bill was read the second time by sections.

POINTS OF INQUIRY

Senator Peterson (Ted):

"Mr. President, would Senator Woodall yield to a question:

"On pension funds of this kind I believe you feel as I do that it should be stabilized funds and you used the word, 'lucrative.' Now when you speak of a lucrative investment, in my book you are speaking of something where there is a gamble to it and I wondered what you thought when you used the word, 'lucrative.'"

Senator Woodall:

"I would say that it is a comparative term, naturally. What is lucrative to one might be mediocre to another. But I would feel that something that brings in a higher yield than your P.U.D. investments for example. Our own state portfolio, for example, which Mr. Baker exhibited to the committee, shows that we have a lot of our own money in three percent bonds. He says that is out of keeping with present trends. It does not bring in enough yield to give the additional return to people on pensions who are on a fixed income; that with the rising costs you must have some of your portfolio in something which rises along with it and that is the philosophy behind this legislation. We didn't subscribe to this when we passed the proposed constitutional amendment to allow us within certain realms of discretion to invest in mutual funds and the blue chip type of stocks. Certainly there is no thought of investing in any mining stock or phony patents or Rube Goldberg contraptions of any kind. The point is it would be the same type of investment that many of you sitting right here in this room have seen fit to invest in, such as recognized mutual funds, and apparently you didn't think that was too insecure a gamble when you did it with your own money. Again this would be a limited portion of their portfolio. It would have to meet the attorney general's approval before you could do it. Obviously if he ruled against it, nothing is going to happen under it. Now for example at the moment you can get five percent just having it in a bank somewhere and yet a lot of our money is invested in mortgages that hold three, three and a half, three and three-quarters percent so the retirement funds are not building with the times."

Debate ensued.

Senator Woodall:

"Mr. President, would Senator Ryder yield:

"As I understand it, a chain like Seattle First is a national bank and at present they can go into military reservations, is that correct?"

Senator Ryder:

"That is correct."

Senator Woodall:

"This would then mean if a few citizens wanted to establish a little bank of their own, they would have a chance? That is all this bill does?"

Senator Ryder:

"That is correct and of course they would have to have permission of the state supervisor of banking to do so."

On motion of Senator Ryder, the rules were suspended, Senate Bill No.

582 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 582 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—45.

Voting nay was: Senator Uhlman—1.

Absent or not voting: Senators Canfield, Lennart—2.

Excused: Senator Chytil—1.

Senate Bill No. 582, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:05 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 1:50 p.m.

SECOND READING OF BILLS

Senate Bill No. 31, by Senators Dore and Connor:

Providing additional funds for treatment of alcoholism, and increasing beer and wine licensing fees.

On motion of Senator Greive, Senate Bill No. 31 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 505.

Senate Bill No. 503, by Senators Greive, Connor, Marquardt, Herr, Ridder, Williams, Pritchard, Peterson (Ted), Ryder, Andersen, Uhlman and Dore:

Reducing taxes (stadium air rights).

REPORT OF STANDING COMMITTEE

Senate Bill No. 503:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Reducing taxes (stadium air rights) (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass with the following amendment:

On page 1, section 2, line 14, after "stadium" and before "in the" strike "or parking facilities" and insert ", or parking facilities to be used in connection therewith,"

....., *Chairman.*

We concur in this report: James A. Andersen, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Gordon Herr, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

It was moved by Senator Dore that the committee amendment be adopted.

Debate ensued.

The motion was carried and the committee amendment was adopted.

It was moved by Senator Dore that the following amendment be adopted:

In section 2, line 16, following "facilities" add ": *Provided*, That no exemption from general property taxation be allowed for parking facilities unless adjacent and contiguous to the principal stadium installation or no more than 2,000 feet from such stadium"

POINTS OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Dore yield to a question:

"Senator Dore, in this bill, I don't see any place where it says that this has to be a public facility. Could you advise me, if it would be possible for a privately owned and constructed auditorium to be put on this property and receive this tax exemption?"

Senator Dore:

"Mr. President:

"I think that question should be directed to Senator Greive, the sponsor of the bill. I think he is more familiar with the general bill."

Senator Greive:

"Senator Rasmussen:

"If you will read the bill, it says: 'Subject to the terms and conditions set forth in section 2 of this act, whenever the owner of any real property dedicates the perpetual right to use the air space over his property to any county, city or other political subdivision.'

"I think that sufficiently answers the question. It has to be a county, city or political subdivision."

Senator Rasmussen:

"Mr. President, a further question of Senator Greive:

"Is it true that they can condemn and then re-lease to a privately operated group?"

Senator Greive:

"No, not necessarily. In the other bill you will see it gives them power to construct the stadium and then to enter into a lease with some private person if that is their desire. Either the county or city can operate it or they can lease it to someone to operate on their behalf, a concession, for instance. This is a very standard form of procedure and it is one that is used quite frequently. I don't think there is anything untoward about that. But the fee ownership will definitely be in the county or city or other public body."

Debate ensued.

Senator Rasmussen:

"Mr. President, would Senator Greive yield to another question:

"Senator Greive, I have been trying to understand this bill. Now let us assume for instance, that I have a large area of property that I might own—it might be a railroad yard, it might be a warehouse—and I have a lot of land there that I truck back and

forth on, and I am going to lease the air rights on this particular ten acres or whatever it may be. Now I am going to let them use the air rights, but on the portion that is built underneath, I may have a number of large specialty shops and store buildings and so forth. These then under the terms of this bill would be exempt from taxation because I granted the air rights, although I reserved the property for my own purpose, is this right?"

Senator Greive:

"No, not necessarily. It would merely permit the stadium commissioner to recommend and the county and city to agree if they want a piece of property bad enough to give them an exemption. You see this is designed only where the property would be extremely expensive. For instance if you are in the middle of downtown Seattle, obviously you couldn't purchase property like that for a stadium or anything like it. It would be out of the question. But it has a lot of advantages. People from Bellingham and Vancouver or Grays Harbor and Spokane might very well want to come over by train and enjoy the football game and go back. Now if, in the judgment of the commission, they chose this site—and there is no assurance that they would ever choose it at this time because many other sites might be more adequate—they would be more in a position to negotiate and give somebody something for it. But you couldn't buy a property like that. It might be worth more than the stadium, itself, in that particular location. So this is merely permissive. In their judgment they can do it if they think it is best. But don't think for one minute this means they are going to choose that site. This merely leaves it open."

Further debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 503 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 503 and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Those voting nay were: Senators Canfield, Stender—2.

Absent or not voting: Senators Freise, Hallauer, McCutcheon, Neill, Sandison—5.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 503, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 505, by Senators Greive, Dore, Connor, Marquardt, Herr, Ridder, Williams, Pritchard, Peterson (Ted), Ryder, Andersen, Stender and Uhlman:

Establishing a stadium commission.

REPORT OF STANDING COMMITTEE

Senate Bill No. 505:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Establishing a stadium commission (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass with the following amendments:

On page 1, section 2, beginning with line 18 strike all of the material down through line 23 and insert the following:

"The governor shall appoint a chairman and one other member of the commission.

"Any class AA county, class A county, or first class county may within ninety days following the effective date of this act submit to the governor a request that the commission conduct a study and investigation as provided in section 3 of this act relative to the construction of a stadium within such county. Such request shall be supported by plans and other relevant information.

"Within two weeks of the end of the ninety-day period, the governor and/or the two members of the commission appointed by him shall meet and consider any such requests, and shall accept that request which in their sole discretion appears to present the most feasible plan.

"Thereupon, the board of county commissioners of the county whose request is accepted shall select two members from its body as members of the commission, and the mayor of the city having the largest population in such county shall appoint two members from such city's legislative body to the commission."

On page 2, section 3, line 7, following the word "body" strike all of the material down through line 8 and insert "of the county whose request is accepted as provided in section 2 of this act."

On page 6, section 11, line 20, after "county" and before "is authorized" insert ", class A county, or first class county," and beginning on line 20 after "collect" strike all the material down to "a special" on line 22

On page 7, section 12, line 1, after word "required" insert the words "to collect and"

On page 7, section 16, line 28, after "section 11" and before "of" insert "and section 12"

On page 8, line 9, add a new section as follows:

"NEW SECTION. Sec. 20. If any provision of this act, or its application to any municipality, person or circumstance is held invalid, the remainder of this act or the application of the provision to other municipalities, persons or circumstances is not affected."

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Gordon Herr, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Greive, the committee amendments were adopted.

On motion of Senator Greive, the following amendment was adopted:

On page 2, section 5, line 17, after "purchase" and before "gift" strike "condemnation"

On motion of Senator Greive, the following amendments by Senators Durkan and Greive were adopted:

On page 3, section 8, line 26, after "section" and before "of" strike "11" and insert "12"

On page 4, section 9, line 11, after "section" and before "of" strike "11" and insert "12"

On page 5, section 9, line 10, after "section" and before "of" strike "11" and insert "12"

On page 6, section 10, line 8, after "or" and before "person" insert "corporate"

On line 9, after "or" and before "person" insert "corporate"

On page 6, insert a new section after section 10 to read as follows:

"NEW SECTION. Sec. 11. The corporate person referred to in section 10 shall be a corporation organized under the Private Business Corporation Act of the state of Washington. The stock of this corporation, except for qualifying shares, shall be made available to the investing public through a public offering to give wide community participation in this venture and shall be registered under the Federal Securities Act of 1933 as amended and/or the Securities Act of the state of Washington (Chapter 282, Laws of 1959) as amended. The corporation shall only offer voting stock for sale and shall grant preemptive rights and cumulative voting in its articles of incorporation.

The purchase of said stock by any individual, family, corporation, association or partnership through said public offering shall be limited to a maximum participation of five thousand dollars: *Provided*, That this limitation shall not apply to any offering of stock which has not been fully subscribed to within one hundred and eighty days after registration for sale has become effective.

Remember the remaining sections consecutively.

On page 6, renumbered Sec. 13, line 31, after "section" and before "of" strike "11" and insert "12"

On page 7, section 13, line 6, after "section" and before "of" strike "11" and insert "12"

On page 7, section 14, line 11, after "section" and before "of" strike "11" and insert "12"

On page 7, section 16, line 28, after "section" and before "of" strike "11" and insert "12"

On page 8, section 17, line 1, after "through" and before "of" strike "15" and insert "16"

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Greive yield:

"Senator Greive, unfortunately I was unable to follow exactly where the amendments which you are now attaching fit into the bill. I agree with the principle wholeheartedly. However, I am wondering whether by some amendment we might include here the question of franchise, if there were a franchise issued to any corporation, that franchise corporation should also be one organized in the manner you have described."

Senator Greive:

"Mr. President, Senator Mardesich:

"We cannot control a franchise. I feel confident that the arguments of Mr. James R. Ellis of the 'Forward Thrust' program in Seattle, would stand very well. If we started determining who was to purchase or would not purchase franchises, we wouldn't have a team. Mr. Ellis tells me today it is the policy of the A.F.L. and N.F.L. to have one person or one combine to deal with because of the squabbles and board of directors and so on. I can understand that. This doesn't deal in any way with the team. That is something that would have to be negotiated. This only provides for concessions or if the stadium, itself, is to be operated, it would be operated in this particular way and I might add that this amendment was carefully considered. Senator Durkan I think first showed it to me. I discussed it with Senator Gissberg. We took it to Max Nicolai the caucus attorney. It's been gone over with a fine-toothed comb."

Senator Mardesich:

"Mr. President:

"I repeat, Senator Greive, I am entirely in agreement with the amendment. However, I would disagree that it could not include the franchise aspect. Certainly we could not control what franchise should be granted, but if the user or holder of the franchise wanted to use this stadium, we certainly could control that. Maybe football leagues feel that the franchise should be held by one or two persons or three so that it is easily controlled, but I would like to point out that it seems to me those old Green Bay Packers were a public offering corporation and they had some fair measure of success in the football business."

Debate ensued.

Senator Atwood:

"Mr. President, would Senator Greive yield to a question?"

Senator Greive:

"The answer is \$800,000 a year."

Senator Atwood:

"How much?"

Senator Greive:

"\$800,000."

Senator Atwood:

"And this is contemplated for how many years?"

Senator Greive:

"Well, it would be contemplated for a period to retire the bonds. I presume it would be twenty years as things are set up. I might add there is the provision here that if we could get sufficient revenue out of the stadium or sufficient revenue from parking, then we wouldn't need the money. I also might say that people who appeared before the committee, R. C. Torrence, Joseph Gandy and various people that have made a study of this said that in approximately thirteen years they felt the line would cross and we would no longer need assistance. They felt confident on the basis of the study made of Minneapolis and Houston and I think they made a study in Oakland—on the basis of three or four different studies and they had a firm of experts that worked on this when they were going to build it locally with local revenues before—and these people made a very comprehensive study of the history of this type of facility and they felt that it would be about thirteen years."

Senator Atwood:

"Mr. President:

"Senator Greive, this is so that there is no mistake or misunderstanding, we are talking about taking \$800,000 a year out of the general fund, is that right, for thirteen years?"

Senator Greive:

"That is approximate. Now I might tell all of the members of the Senate that when they conducted their studies and hired this group of outside experts, it was determined that stadiums of this sort brought in approximately a million dollars in tax revenue every year, so really we could have a total profit of about \$200,000 a year, if you want to look at it that way."

Debate ensued.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 505 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Further debate ensued.

POINTS OF INQUIRY

Senator Donohue:

"Mr. President:

"Senator Greive, would you yield to a question:

"This two percent we are speaking about to help finance this stadium would not become effective until the proposition was further advanced and the bonds were sold, is that right?"

Senator Greive:

"No."

Senator Donohue:

"Would it have any effect on the general fund until that time?"

Senator Greive:

"It wouldn't have any effect because the bill specifically provides that unless you have a franchise for at least a professional football team or baseball team, you can't even get into operation."

Further debate ensued.

Senator Washington:

"Mr. President, would Senator Greive yield to a question:

"Senator Greive, in the bill that we now have before us, it doesn't provide for any tax impact or financial impact on the part of the restaurants, hotels and motels and the entertainment industry generally in the Seattle area such as was done in the successful financing of the stadium in New Orleans."

Senator Greive:

"No. New Orleans put on a four percent tax. But we already have a 4.2 percent tax on all of those items which they didn't have in the city of New Orleans. I might also point out to you this provides for one-third of the financing. If we were to construct it downtown as has been considered we would still expect about one-third to two-thirds to be voted in general obligation bonds by the people and citizens of King county."

Debate ensued.

Senator Atwood:

"Mr. President, would the Majority Whip yield to a question:

"Senator, you mentioned a \$3 million figure return on this investment. Is that \$3 million all coming back to the state general fund or is that counting moneys going to local governments?"

Senator Gissberg:

"It was my impression in the testimony that it was additional excise tax moneys and, of course, being excise tax money, it would necessarily follow it would go into the general fund."

Senator Greive:

"Mr. President:

"A word of explanation: The reason I used \$1 million and Senator Gissberg has used \$3 million is because while the study showed there may be a possible \$3 million when they gave us the figure, to get a hard, firm figure, they said \$1 million. They said you have a possibility of \$3 million if everything goes well. But they said they could almost assure us of a million but what Senator Gissberg has said is true and that was the import of the study and testimony."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 505 and the bill passed the Senate by the following vote: Yeas, 41; nays, 4; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—41.

Those voting nay were: Senators Canfield, Foley, Hallauer, Hanna—4.

Absent or not voting: Senators McCormack, Metcalf, Woodall—3.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 505, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Washington:

"Mr. President, point of personal privilege:

"Speaking on the measure which was just passed, I think the Representatives and Senators from Seattle should recognize that a number of us from other parts of the state feel that Seattle is the metropolitan area of the state and what is good for Seattle is probably good for the rest of the state. But I would hope that the legislative representatives from Seattle will recognize that there are some responsibilities that go along with being the metropolitan center of the state and being the capital city so to speak economically of the entire state of Washington, and that when we have problems on the east side of the state or other areas outside of the metropolitan area that you will recognize that our area contributes to yours just as the prosperity and tourism that you will bring into Seattle will benefit all of us. Many people will travel through our areas to come to Seattle. I think we in the hinterland exhibited our awareness of the importance of a metropolitan center like Seattle and have tried to work with you not only through this bill we have just passed but with the World's Fair. Now there are matters that may come up on highways in other areas where you feel that it is a rural idea and we certainly hope you will have the idea again something like the Old Roman Empire if you are going to be the center of an empire you have to take some of the responsibility for the hinterland problems, the same idea that many of us had when we voted for your bill today."

Senator Peterson (Ted):

"Mr. President, I rise to speak on point of personal privilege:

"Mr. President, members of the Senate:

"It might be that Senator Greive was going to do just what I am about to do, but I think the acknowledgment here by Senator Washington was one of the finest that I have heard. We can remember back to problems we had when we were organizing the World's Fair and some of the things that went on and it looked like the big city again was trying to take up some of the things that should be perused more and should work through the whole state. He made a statement that anything that happened in the city of Seattle, the Queen City, helped and benefited the whole state and with comments coming like this, Senator, you can rest assured that we have helped you on roads and I am sure we have helped you on some of your other problems in the past, but I want to say also that the people who have worked on this in the Forward Thrust program one of them died yesterday and Jim Ellis who has been one of the leaders along with Senator Greive and the rest of us on the committee has been in the hospital a week and a half with a serious heart condition, so there has been a lot of effort put into this and I am sure that if it culminates in a successful stadium, the whole state of Washington will benefit and I want to thank you personally from the city of Seattle, Senator Washington."

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

MOTION

On motion of Senator Peterson (Lowell), the committee on Commerce, Manufacturing and Licenses was relieved of further consideration of House Bill No. 438.

On motion of Senator Peterson (Lowell), House Bill No. 438 was referred to the Committee on Natural Resources, Parks, Fisheries and Game Fish.

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

SECOND READING OF BILLS

Senate Bill No. 31, by Senators Dore and Connor:

Providing additional funds for treatment of alcoholism, and increasing beer and wine licensing fees.

The bill was read the second time by sections.

On motion of Senator Lewis, the following amendment was adopted:

On page 2, section 1, after "That" on line 18, strike "twenty-five" and insert "twenty"

It was moved by Senator Greive that the following amendment be adopted:

On page 2, section 1, line 18, following "That" and before "shall be" on line 21, strike "twenty-five percent of the total amount derived from license fees pursuant to RCW 66.24.320, 66.24.330, 66.24.340, 66.24.350, 66.24.360, and 66.24.370, as such sections are now or hereinafter amended," and insert "nine cents per barrel of the total amount derived from the per barrel sales tax and ten cents per barrel of the total amount derived from the sales tax on bottled and canned beer pursuant to RCW 66.24.290, as now or hereafter amended,"

Debate ensued.

It was moved by Senator Dore that the amendment be laid upon the table.

The motion was carried on a rising vote and the amendment was laid upon the table.

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 31 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 31 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Cooney, Herr, McCutcheon—3.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 31, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of the motion by Senator Uhlman that the Senate reconsider the vote by which Engrossed Senate Bill No. 307 failed to pass the Senate.

Debate ensued.

POINTS OF INQUIRY

Senator Ridder:

"Mr. President, would Senator Uhlman yield to a question:

"Senator Uhlman, I am very much interested in the situations under which this may be used. I am given to understand that after building or rebuilding upon an urban renewal piece of land, this would enable the municipalities to sell to the original owner or to make negotiations privately with him to get the original owner back in

more easily, rather than submitting him to the possibility of being outbid on a high bid basis. Is this a correct understanding?"

Senator Uhlman:

"Yes, that is the purpose of the bill."

Senator Ridder:

"But does this not also give the right for the municipalities to dispose of a piece of land—it might be mine—next to perhaps a piece of business property that needs my land for a parking area? Would it not be possible under the same wording to sell that without having competitive bids for it?"

Senator Uhlman:

"Yes, it would be. Very often in a comprehensive plan on urban renewal it is desirable to tear down a little, one-story shack that has inadequate plumbing and that has no place in the urban renewal plan and to remove it, whereas next door there may be a large and growing and flourishing business that does fit within the comprehensive plan and it would be within the scope and intent of this bill to permit the small building, if it falls in this category, to be removed and perhaps sold to the adjunct property next door."

Senator Ridder:

"In the overall planning in urban renewal areas, does it not follow that there have to be some very definite standards by which they judge whether my home is a blighted home or not?"

Senator Uhlman:

"Oh, yes, there are hearings. There are findings by the court. There has to be a finding by the court that this is necessary. As a matter of fact the reason why the Montlake Urban Renewal plan was overturned by the court was that there were not sufficient findings beforehand and there were not sufficient hearings and there was not this comprehensive plan or the need for urban renewal in the area."

Senator Ridder:

"All right, then last but not least, does this offer due process in taking my property?"

Senator Uhlman:

"Absolutely. No one is going to take your property without adequate compensation, without the right of eminent domain, of course, and you have your right to your day in court and to be heard and to be compensated. You can appeal all the way to the supreme court if you don't feel you are compensated satisfactorily."

Further debate ensued.

Senator Rasmussen:

"Mr. President, would Senator Uhlman yield:

"Senator Uhlman, assume my business building is setting right alongside your business building and they determine they are going to tear my building down, even though I may be living in it, so that you can have a parking lot. How would I get this determination changed so they could tear your building down and I could use your area for my parking lot; and, the second question would be, if you are going to have to pay ninety percent of the value of my building for your parking lot, why not go a step further and keep the city out of it and pay me the appraised value, rather than causing me to lose ten percent of the value of my building?"

Senator Uhlman:

"Senator Rasmussen, in answer to the first part of your question, I think the bill is designed to prevent this kind of thing that you are talking about with businessmen turning on businessmen and to cut down the competition where there may be substantial outlays of money and an outlay of time to buy one businessman out in this competitive situation. In answer to the second, would you repeat the second part of your question? I am not sure I understood it."

Senator Rasmussen:

"You haven't answered the first part yet, Senator Uhlman. I asked how would I get this urban renewal department or whoever it is condemning my building to change their mind and condemn yours when yours would make as good a parking lot as mine. The reason for that, you see in material distributed by the urban renewal director of the city of Seattle area that this is going to be a problem. They speak of a major thoroughfare lined with businesses and then they speak of —"

Senator Uhlman:

"Mr. President, I wonder if I might retire here for a moment while Senator Rasmussen makes his speech."

Senator Rasmussen:

"I was asking a question to find out something. Maybe he doesn't have the answer on the tip of his tongue."

REPLY BY THE PRESIDENT

The President:

"It is your privilege not to yield."

Senator Uhlman:

"I would be happy to yield, but I haven't heard a question. All I have heard so far is a speech."

Senator Rasmussen:

"All right, answer the question, please."

Senator Uhlman:

"Would you repeat your question?"

Senator Rasmussen:

"How would I get the urban renewal to tear your building down instead of mine?"

Senator Uhlman:

"I think the answer to that would be, Senator Rasmussen, for you to convince them that it is within the comprehensive plan and that it is more reasonable and desirable that your building remain and my building not remain. We are looking at the entire, comprehensive plan, not individual, selfish, economic interests here and I am sure that being a man of vast expanse such as you are in public interests that if your building were found to be the one in this comprehensive plan that would be the parking lot, you would rise to the occasion and probably submit to this general comprehensive plan."

Debate ensued.

The motion was carried.

The President declared the question before the Senate to be the final passage of Engrossed Senate Bill No. 307.

RECONSIDERATION

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 307 and the bill passed the Senate by the following vote: Yeas, 30; nays, 16; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, Lewis, McCutcheon, McMillan, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Talley, Twigg, Uhlman, Williams—30.

Those voting nay were: Senators Canfield, Freise, Gissberg, Greive, Guess,

Hallauer, Knoblauch, McCormack, Mardesich, Metcalf, Rasmussen, Redmon, Ridder, Stender, Washington, Woodall—16.

Absent or not voting: Senators Dore, Lennart—2.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 307, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 366, by Senators Kupka, Peterson (Ted) and Durkan:

Prescribing safety regulations for mobile trailer homes.

On motion of Senator Keefe, Senate Bill No. 366 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 399, by Senators Talley, Herr and Andersen:

Reconstituting metropolitan councils.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 399 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

It was moved by Senator Williams that Senate Bill No. 399 be ordered to retain its place on the third reading calendar for tomorrow.

The motion was lost.

Debate ensued.

MOTION

On motion of Senator Greive, Senator McCormack was excused.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 399 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—45.

Voting nay was: Senator Williams—1.

Absent or not voting: Senators Faulk, Lennart—2.

Excused: Senator Chytil—1.

Senate Bill No. 399, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

THIRD READING OF BILLS

Senate Bill No. 120, by Senators Freise, Marquardt and Atwood (by Departmental request):

Authorizing destruction of certain juvenile records by director of institutions.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 120 was returned to second reading and read the second time by sections.

It was moved by Senator Ridder that the following amendment be adopted:

On page 1, section 1, line 5 after "the" and before "destruction" insert "selective" and after "of" strike "all"

The motion was carried and the amendment was adopted.

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 120 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Marquardt:

"Mr. President, would Senator Ridder yield:

"Senator Ridder, who is going to maintain these records? Is it the director of the department of institutions?"

Senator Ridder:

"As I understand it, the director of the department of institutions is the keeper, essentially, and he has the right to delegate the authority to maintain them. He would have the final say as to what is destroyed and what isn't. He would set the policy."

Senator Marquardt:

"In your opinion, what would be the reason for his keeping these records?"

Senator Ridder:

"We discussed that at length. Essentially they keep these records for treatment of the youngster while under their care. If the records that they keep are minor in nature, such as the daily behavior of the youngster while in the institution, these can easily be thrown away. But we both agreed that records of major import to the future behavior of this youngster should be maintained within the discretion of the Director."

Senator Marquardt:

"Do you feel that by keeping this record, that future crimes could be prevented, for example?"

Senator Ridder:

"I would hazard a statement to that: Yes."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 120 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Faulk, Lennart, McCutcheon, Redmon—4.

Excused: Senators Chytil, McCormack—2.

Engrossed Senate Bill No. 120, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The President called upon President Pro Tempore Al Henry to preside.

Engrossed Senate Bill No. 534, by Senators Neill and Donohue:

Relating to trespass upon lands and providing penalties.

On motion of Senator Neill the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 534 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 534 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Faulk, Greive, Hallauer, McCutcheon, Redmon, Ridder—6.

Excused: Senators Chytil, McCormack—2.

Engrossed Senate Bill No. 534, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 117:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Exempting state capitol historical association from certain claims and requirements of state employees' retirement system (reported by Committee on State Government): MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 140:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Authorizing organization of soil and water conservation districts (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that Substitute Senate Bill No. 140 be substituted therefor and the substitute bill do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, William A. Gissberg.

Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Ted G. Peterson, A. L. Rasmussen, Gordon Sandison, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 288:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Selling second class shore lands (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman.*

We concur in this report:

William A. Gissberg, Gordon Herr, Harry B. Lewis, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 289:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Authorizing lease of public lands (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, Damon R. Canfield, William A. Gissberg, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 304:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Permitting increased awards under state employee suggestion program (reported by Committee on Rules and Joint Rules):

MAJORITY recommends that it be referred to Committee on Ways and Means.

John A. Cherberg, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Frank W. Foley, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, H. B. (Jerry) Hanna, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Marshall A. Neill, John N. Ryder, Don L. Talley, Perry B. Woodall.

MOTION

On motion of Senator Durkan, the committee report was adopted and Senate Bill No. 304 was referred to the Committee on Ways and Means.

Senate Bill No. 406:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Adopting a state-wide plumbing code and creating a division in the department of labor and industries (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

George W. Kupka, *Chairman.*

We concur in this report: Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 414:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Authorizing establishment of Washington State seashore conservation areas on

coastal beaches (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that Substitute Senate Bill No. 414 be substituted therefor and the substitute bill do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 462:

Senate Chamber,

Olympia, Wash., February 28, 1967.

Removing certain tidelands at Cattle Point from those formerly reserved for recreational use and taking of shellfish for personal use (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass as amended.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Gordon Herr, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 469:

Senate Chamber,

Olympia, Wash., February 28, 1967.

Authorizing parks and recreation commission to acquire part of Everett jetty (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Harry B. Lewis, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 512:

Senate Chamber,

Olympia, Wash., February 28, 1967.

Authorizing investment of funds in custody of county treasurer (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, George Kupka, Ted G. Peterson, Joel M. Pritchard, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 519:

Senate Chamber,

Olympia, Wash., February 28, 1967.

Stipulating damages which may be awarded to parent in actions for injury or death of a child (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,

Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 566:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Providing for public use of lands owned by the state (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Damon R. Canfield, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 568:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Providing procedure for payment of full market value rental for granted lands used for park purposes (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Damon R. Canfield, John L. Cooney, Al Henry, Gordon Herr, Ernest W. Lennart, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 590:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Establishing a state crime commission (reported by Judiciary Committee):

MAJORITY recommends that Substitute Senate Bill No. 590 be substituted therefor and that the substitute bill do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 13:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Providing appropriations for use of new governor-elect (reported by Committee on State Government):

MAJORITY recommends that it do pass, and be referred to the Committee on Ways and Means.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

MOTION

On motion of Senator Henry, the committee report was adopted and Engrossed House Bill No. 13 was referred to the Committee on Ways and Means.

Engrossed House Bill No. 51:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Increasing per diem for members of state electrical advisory board (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 92:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Prescribing compensation and reimbursement of certain professional boards and commissions (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 174:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Transferring water resource funds (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, William A. Gissberg, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 175:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Changing Blind Assistance Program (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 202:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants (reported by Committee on State Government):

MAJORITY recommends that it do pass, and be referred to the Committee on Ways and Means.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Fred G. Redmon, Wes C. Uhlman, Nat Washington.

On motion of Senator Durkan, the Committee report was adopted and Engrossed House Bill No. 202 was referred to the Committee on Ways and Means.

Engrossed Substitute House Bill No. 330:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Authorizing justice courts to defer sentencing and counties to hire probation officers (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 438:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Providing certain standards in erection of public buildings (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):
MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 608:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Changing aid to the blind eligibility requirements (reported by Committee on Public Institutions):
MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 860:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Describing and depicting the seal of the State of Washington (reported by Committee on State Government):
MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 4:15 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, March 1, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

FIFTY-SECOND DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, March 1, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil and Redmon.

On motion of Senator Atwood, Senators Chytil and Redmon were excused.

The Color Guard, consisting of Pages Mark Asmundson, Color Bearer, and Jackie Larner, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Our Divine Parent, as the members of this Senate engage themselves with the problems, the privileges and the pressures of this State in this Time. Grant unto them in their work, insight for problems, a sense of responsibility for privileges, composure under pressure. In the name and spirit of Christ. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 1, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom were referred Senate Bill No. 2, Senate Bill No. 75, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., February 28, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 31, Substitute Senate Bill No. 103,

Senate Bill No. 307,

Senate Bill No. 373,

Senate Bill No. 484,

Senate Bill No. 493,

Senate Bill No. 494,

Senate Bill No. 503,

Senate Bill No. 505,

Senate Bill No. 534,

Senate Bill, No. 538, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, R. R. Bob Greive.

Senate Bill No. 260:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Exempting certain employees from sheriffs' office civil service (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 344:

Senate Chamber,
Olympia, Wash., February 18, 1967.

Enacting the uniform post conviction act (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 428:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Directing study of incidence and causes of emphysema and heart disease in industrial workmen (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 435:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Pertaining to safety standards of ambulances and their operators and attendants (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 441:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Pertaining to accountants (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 535:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Enlarging scope of use for which highway commission can obtain property for highway purposes (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, Wilbur G. Hallauer, H. B. (Jerry) Hanna, Karl Herrmann, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 537:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Pertaining to offstreet parking (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 542:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Requiring sellers of motor vehicles to comply with equipment standards (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, Wilbur G. Hallauer, H. B. (Jerry) Hanna, Karl Herrmann, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 593:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Relating to education and the power of eminent domain of a school district (reported by Committee on Education):

MAJORITY recommends that Substitute Senate Bill No. 593 be substituted therefor, and the substitute bill do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Karl Herrman, Reuben A. Knoblauch, John T. McCutcheon, Ted G. Peterson, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 604:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Providing method of obtaining surplus food for use in school district hot lunch programs (reported by Committee on Education):

MAJORITY recommends that Substitute Senate Bill No. 604 be substituted therefor, and the substitute bill do pass and be referred to Committee on Ways and Means.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Karl Herrmann, Reuben A. Knoblauch, Jack Metcalf, David E. McMillan, Ted G. Peterson, John H. Stender, Nat Washington.

MOTION

On motion of Senator Ridder, the committee report was adopted and Senate Bill No. 604 was referred to the Committee on Ways and Means.

House Bill No. 153:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Authorizing use of physical facilities of Department of Institutions by schools (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 339:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Requiring state ferries to display the state flag (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Larry Faulk, Herbert H. Freise, Sam C. Guess, H. B. (Jerry) Hanna, Karl Herrmann, Reuben A. Knoblauch, August P. Mardesich, Frances Haddon Morgan, Ted G. Peterson, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 362:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Authorizing payment to teachers of compensation upon termination (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Karl Herrmann, Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 451:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Providing safe walk-ways for school pupils (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Karl Herrmann, Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 28, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 77,
Senate Bill No. 82,
Senate Bill No. 157,
Senate Bill No. 167,
Senate Bill No. 196, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., February 28, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 2,
Engrossed Senate Bill No. 75, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., February 28, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 96,
Engrossed House Bill No. 228,
Engrossed House Bill No. 247,
Substitute House Bill No. 304,
Engrossed House Bill No. 311,
House Bill No. 378,
Engrossed House Bill No. 420,
Engrossed House Bill No. 449,
House Bill No. 464,
House Bill No. 471,
Engrossed House Bill No. 477,
Engrossed House Bill No. 586,
Engrossed House Bill No. 596, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., February 28, 1967.

Mr. President:

The House has passed: Engrossed Substitute House Bill No. 548, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 2 and Senate Bill No. 75.

INTRODUCTION AND FIRST READING OF BILL AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 620, by Senators Durkan, Peterson (Lowell) and Knoblauch:

An Act providing for the payment of a bonus to certain veterans of the armed forces from the state of Washington from the proceeds of a bond issue repayable from an excise tax on cigarettes and such additional means as the legislature shall provide; making an appropriation; providing penalties; and providing for submission of this act to a vote of the people.

Referred to Committee on Ways and Means.

Senate Concurrent Resolution No. 13, by Senators Bailey and Neill:
Pertaining to consideration of revenue and appropriations measures.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 13 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 13 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 96, by Representatives Wolf, Beck and Bledsoe (by Departmental request):

An Act relating to motor vehicles; amending section 5, chapter 169, Laws of 1963 and RCW 46.29.050; amending section 27, chapter 21, Laws of 1961 extraordinary session as last amended by section 63, chapter, Laws of 1967 (.....) and RCW 46.52.130; amending section 4, chapter 25, Laws of 1965 and RCW 46.68.041; and amending section 46.68.060, chapter 12, Laws of 1961 as amended by section 3, chapter 25, Laws of 1965 and RCW 46.68.060; repealing section 28, chapter 21, Laws of 1961 extraordinary session as last amended by section 64, chapter, Laws of 1967 (.....) and RCW 46.52.140; and declaring an effective date.

Referred to Committee on Highways.

Engrossed House Bill No. 228, by Representatives McDougall, Smythe, Beck, Kirk, Bozarth, Mahaffey, Reese, Lux and Farr (by Executive request):

An Act relating to motor vehicles; amending section 60, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.505; amending section 27, chapter 121, Laws of 1965 and RCW 46.20.311; and adding a new section to chapter 46.61 RCW.

Referred to Committee on Highways.

MOTION

It was moved by Senator Uhlman that the Committee on Highways be relieved of further consideration of Engrossed House Bill No. 228.

Debate ensued.

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Woodall yield to a question:

"What is the health of Senate Bill No. 272 in the Judiciary Committee now? Do you care to give the body a report on the health of the measure that went into the Judiciary Committee very early in the session?"

Senator Woodall:

"I am not chairman of that committee. I have no particular report to make at this time."

Senator Guess:

"Mr. President, would Senator Uhlman yield:

"Senator Uhlman, would you care to give the body a report on the health of the bill that is before your committee?"

Senator Uhlman:

"Yes, it is in a state of very vigorous healthy life before us and pulsating with life. It was on this morning's calendar. I had already put it on this morning's calendar for

a vote by the full committee when I learned last night the House had already passed this measure and it would be a futile thing indeed when it had just one more day of vigorous pulsating life and the House bill would logically be before the same committee that had conducted all of the hearings and we could then consider the bill on tomorrow's calendar. I can assure you, Senator Guess, that this bill will be voted on tomorrow. Now I can't assure you of the outcome of the vote any more than you can assure any other member of the outcome of any vote in any other committee. All I can say is that the bill will be given a full and lively discussion and debate and there will be a vote on the measure in the Judiciary Committee."

Senator Guess:

"Then you would say that since you were surprised that this bill got out of the House last night, that you then thought perhaps as long as it had gotten out, you could wait until this morning and capture both of them so they wouldn't get a chance to live?"

Senator Uhlman:

"Senator Guess, you are putting words in my mouth. If you will check the record, I did not say a word about being surprised that the bill got out of the House. All I said was that it would be most logical to consider the same matter in the Senate Judiciary Committee and we are going to do that if this body will follow orderly procedure and not throw bills haphazardly into any and all committees which should have no business with them."

Debate ensued.

Senators Gissberg, Hanna and Herrmann demanded the previous question.

PERSONAL PRIVILEGE

Senator Washington:

Point of personal privilege, Mr. President?"

The President:

"The Senator must be reminded that the President will be rather restrictive and the remarks must be directed strictly to a point of personal privilege."

Senator Washington:

"Mr. President:

"I think there is some innuendo by Senator Herrmann that someone or that I am questioning the conduct of the Judiciary Committee. I feel that the bill has been given a hearing. It has been studied. I am casting no aspersions whatsoever upon the fine work that has been done by the chairman of the Judiciary Committee, but being very practical, I have checked the membership of the committee, itself, and I just frankly feel that when the chairman does put it up to a vote, it will not be voted out."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"He is violating the rule of personal privilege. He is anticipating and is expressing an opinion as to how this committee is going to vote."

RULING BY THE PRESIDENT

The President:

"The point of order is well taken."

The demand for the previous question was sustained.

The President declared the question before the Senate to be the motion by Senator Uhlman that the Committee on Highways be relieved of further consideration of Engrossed House Bill No. 228.

On motion of Senator Gissberg, Senators Hanna and McCutcheon were excused.

Senators Greive, Connor and Stender demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called to the roll on the Call of the Senate, all members being present except Senators Chytil, Hanna, McCutcheon, and Redmon, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

Senator Stender demanded the previous question and the demand was sustained by Senators Henry, Greive, Washington, Peterson (Ted), Bailey, Connor, Guess and Cooney.

ROLL CALL

The Secretary called the roll. The motion by Senator Uhlman was lost by the following vote: Yeas, 23; nays, 24; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Herrmann, Kupka, McCutcheon, McMillan, Mardesich, Neill, Peterson (Lowell), Ryder, Sandison, Stender, Twigg, Uhlman, Woodall—23.

Those voting nay were: Senators Bailey, Canfield, Connor, Donohue, Faulk, Freise, Guess, Henry, Herr, Keefe, Knoblauch, Lennart, Lewis, McCormack, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Rasmussen, Ridder, Talley, Washington, Williams—24.

Excused: Senators Chytil, Redmon—2.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:10 p.m.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 12:10 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

The Secretary read:

REPORTS OF STANDING COMMITTEES**Senate Bill No. 398:**

Senate Chamber,
Olympia, Wash., March 1, 1967.

Designating official rock and mineral (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, William A. Gissberg, Al Henry, Ted G. Peterson, A. L. Rasmussen, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Memorial No. 11:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Memorializing the state of Oregon to establish steelhead trout as a game fish (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

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

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 247, by Representatives McDougall, Bozarth and Berentson:

An Act relating to the licensing of dogs.

Referred to Committee on Cities, Towns and Counties.

Substitute House Bill No. 304, by Committee on Public Health and Welfare:

An Act relating to mental retardation and mental health; authorizing state agencies to accept and disburse federal funds for mental retardation programs; providing for the establishment, development, and coordination of state and local services for mentally retarded persons; authorizing county commissioners to levy taxes to provide funds for community mental retardation or mental health services, and to utilize certain available funds for these purposes; amending section 7, page 210, Laws of 1888 as last amended by section 7, chapter 144, Laws of 1945 and RCW 73.08.080; amending section 1, chapter 162, Laws of 1943, as last amended by section 1, chapter 117, Laws of 1959 and RCW 70.32.010; amending section 2, chapter 4, Laws of 1953 extraordinary session and RCW 70.32.015; amending section 1, chapter 4, Laws of 1953 extraordinary session, as amended by section 2, chapter 117, Laws of 1959, and RCW 70.32.021; amending section 3, chapter 4, Laws of 1953 extraordinary session and RCW 70.32.080; and amending section 3, chapter 117, Laws of 1959, as amended by section 1, chapter 101, Laws of 1961, and RCW 70.32.090.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 311, by Representatives Kink, McCormick and Bledsoe (by Departmental request):

An Act relating to the department of labor and industries; amending section 3, chapter 169, Laws of 1935 and RCW 19.28.070; amending section 43.22.010, chapter 8, Laws of 1965 and RCW 43.22.010.

Referred to Committee on Labor and Social Security.

House Bill No. 378, by Representatives Johnson, O'Brien and Berentson:

An Act relating to county parks; and amending section 36.68.030, chapter 4, Laws of 1963 and RCW 36.68.030.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 420, by Representatives Leckenby, Holman and Sprague:

An Act relating to motor freight carriers; amending section 81.80.010, chapter 14, Laws of 1961 and RCW 81.80.010; amending section 81.80.060, chapter 14, Laws of 1961 as amended by section 40, chapter 170, Laws of 1965 extraordinary session and RCW 81.80.060; and amending section 81.80.260, chapter 14, Laws of 1961 and RCW 81.80.260.

Referred to Committee on Public Utilities.

Engrossed House Bill No. 449, by Representatives Cunningham, Garrett and Mahaffey (by Departmental request):

An Act relating to the purchase, lease, or other acquisition of surplus property of the federal government; amending section 1, chapter 205, Laws of 1945 and RCW 39.32.010; amending section 2, chapter 205, Laws of 1945 and RCW 39.32.020; amending section 3, chapter 205, Laws of 1945 and RCW 39.32.030; amending section 4, chapter 205, Laws of 1945 and RCW 39.32.035; amending section 5, chapter 205, Laws of 1945 and RCW 39.32.040; and amending section 7, chapter 205, Laws of 1945 and RCW 39.32.060.

Referred to Committee on State Government.

House Bill No. 464, by Representatives Cunningham, Conner and Leland (by Departmental request):

An Act relating to motor vehicles and enforcement; amending section 46.64.015, chapter 12, Laws of 1961 and RCW 46.64.015; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.64 RCW.

Referred to Judiciary Committee.

House Bill No. 471, by Representatives Newschwander, Kirk and Smith (by Departmental request):

An Act relating to probation officers and services; and repealing section 11, chapter 331, Laws of 1959 as last amended by section 1, chapter 137, Laws of 1965 extraordinary session and RCW 13.07.900.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 477, by Representatives Adams, Grant and Conner (by Departmental request):

Providing certain changes in industrial insurance law.

Referred to Committee on Labor and Social Security.

Engrossed Substitute House Bill No. 548, by Committee on Higher Education:

Establishing community college districts.

Referred to Committee on Higher Education and Libraries.

Engrossed House Bill No. 586, by Representatives Brouillet, Lynch and Sprague:

An Act relating to higher education; reconstituting the higher education facilities commission as the higher education commission; expanding its powers and scope; amending sections 1 through 4, chapter 128, Laws of 1965 extraordinary session and RCW 28.90.010 through 28.90.040; adding a new section to chapter 128, Laws of 1965 extraordinary session and to chapter 28.90 RCW; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

Engrossed House Bill No. 596, by Representatives Lynch, Wolf, Lux, Copeland, Goldsworthy, McDougall, Bledsoe, Beck, Kink, Newhouse, Johnson,

Sprague, Bagnariol, Haussler, Brazier, McCormick, Richardson, Saling, Elicker, Hubbard, McCaffree, Flanagan, Clocksin, Morrison, Adams, Conner, Murray, Spanton, Day, Kirk, Chatalas, May, Perry, Anderson, Bozarth, Kalich, Cunningham, Barden and Jastad:

Establishing four year college in Thurston county.

Referred to Committee on Higher Education and Libraries.

SECOND READING OF BILLS

Senate Bill No. 507, by Senator Cooney:

Prohibiting certain wire tapping and eavesdropping.

The bill was read the second time by sections.

On motion of Senator Uhlman, the following amendments were adopted:

On page 1, line 8, strike "section 2 of this act" and insert "in this chapter"

On page 1, section 1, following line 21, insert a new paragraph as follows:

"An employee of any regularly published newspaper, magazine, wire service, radio station or television station acting in the course of bona fide news gathering duties on a full time or contractual or part time basis, shall be deemed to have consent to record and divulge communications otherwise prohibited by this chapter if the consent is expressly given or if the recording or transmitting device is readily apparent or obvious to the speakers. Withdrawal of the consent after the communication has been made shall not prohibit any such employee of a newspaper, magazine, wire service, radio or television station from divulging the communication."

On page 2, section 2, following line 29, add a new subsection as follows:

"(7) No order issued under this section shall authorize or purport to authorize any activity which would violate any laws of the United States."

On page 3, following Sec. 4, line 17, add a new "Sec. 5" as follows:

"NEW SECTION. Sec. 5. The provisions of this chapter shall not apply to any activity in connection with services provided by a common carrier pursuant to its tariffs on file with the Washington Utilities and Transportation Commission or the Federal Communication Commission and any activity of any officer, agent or employee of a common carrier who performs any act otherwise prohibited by this law in the construction, maintenance, repair and operations of the common carrier's communications services, facilities, or equipment or incident to the use of such services, facilities or equipment. Common carrier as used in this section means any person engaged as a common carrier or public service company for hire in intrastate, interstate or foreign communication by wire or radio or in intrastate, interstate or foreign radio transmission of energy."

Renumber Sec. 5 as "Sec. 6" and renumber the remaining section consecutively.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 507 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 507 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator Hallauer—1.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 507, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate Bill No. 4, by Committee on Ways and Means:

Increasing penalties regarding property reporting.

On motion of Senator McCormack, Substitute Senate Bill No. 4 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 11.

Senate Bill No. 169, by Senators Connor, Herr and Peterson (Ted):

Extending regulation of housing standards.

The bill was read the second time by sections.

On motion of Senator Kupka, the following amendment was adopted:

On page 1, section 1, line 17, after "*counties*" insert "*and class A counties*"

On motion of Senator Kupka, the rules were suspended, Engrossed Senate Bill No. 169 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 169 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Dore, Freise, Gissberg, Hallauer—4.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 169, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 388, by Senators Hanna, Henry and Neill:

Regulating contract bids insurance.

The bill was read the second time by sections.

On motion of Senator Hanna, the rules were suspended, Senate Bill No. 388 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 388 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive,

Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator Connor—1.

Excused: Senators Chytil, Redmon—2.

Senate Bill No. 388, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 136, by Senators Kupka, Guess and Knoblauch:
Regulating landscape architects.

REPORT OF STANDING COMMITTEE

Senate Bill No. 136:

Senate Chamber,
Olympia, Wash., January 25, 1967.

Regulating landscape architects (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass with the following amendment:

On page 5, section 9, on lines 7 and 8, after "least" strike "once each year" and insert "every 90 days".

George Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

The bill was read the second time by sections.

On motion of Senator Guess, the committee amendment was adopted.

It was moved by Senator Guess that the following amendment be adopted:

On page 1, section 2, beginning on line 11, strike "to practice, or to offer to practice in this state, landscape architecture as defined in the provisions of this act, or"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Dore, Senate Bill No. 136 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 491.

Senate Bill No. 221, by Senators Williams and Uhlman:

Providing for filing of copies of mortgage or deeds of trust containing references to a master form on file.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, Senate Bill No. 221 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 221 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg,

Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator Talley—1.

Excused: Senators Chytil, Redmon—2.

Senate Bill No. 221, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 491, by Senators Washington and Neill:

Providing for the creation of community college development districts.

The bill was read the second time by sections.

It was moved by Senator Washington that the following amendment be adopted:

On page 2, section 5, line 20, strike "subsection (2)" and renumber the remaining subsection.

Debate ensued.

POINTS OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator McCormack yield to a question:

"Senator McCormack, I understand there are two or three bills pertaining to community colleges in which the local districts will have no financing problem. What would this do to this program?"

Senator McCormack:

"The way the bill is written, with the amendments we have prepared and to which Senator Washington has agreed, it would not interfere with the community college act that was passed by the House last night and will be considered by the Senate in the near future. This bill provides for an independent taxing district which would cover the same area geographically as the community college district which would not set up a municipal corporation and this is the principal difference. It would not make a municipal corporation of the community college district and thus it would not conflict with any other legislation."

Senator Rasmussen:

"Senator McCormack, if the independent taxing district takes over all of the debts and obligations of the community college as such, would this then mean that any debt that was created now would be taken over by the proposed bill that you have?"

Senator McCormack:

"The answer to your question is no. The present community colleges are administered by the districts in which they are located. This would set up a new municipality within the general area now served by the community college, but separate from the community college administration. Legally it would have no relationship. It would simply be a collecting device that Senator Washington has conceived as a device for collecting this one mill for the purpose of assisting Big Bend Community College in the development of Larsen Air Force Base. It would not have any other purpose nor put any other contractual obligations on the community college either as it exists now or the new community college district. It is a completely separate entity."

Debate ensued.

Senator Guess:

"Mr. President, would Senator Washington yield to a question:

"Senator Washington, what is going to be the total amount of money raised by a levy of one mill on the land to be encompassed by this act?"

Senator Washington:

"The college administrators have no idea at the present time how far the county commissioners will allow the district to go. It is possible for the district to be co-extensive with the entire district. However, it is possible that some of the remote areas may be petitioned not to go into the area. I don't have the exact figures."

Senator Guess:

"I am really concerned about the bill because I know that Larsen Air Force Base is a tremendous property. At one time I had charge of all of the military facilities on the base and it will not only go for the school, but it is going to go for industrial development. Now are the plants that come in here and locate on the base according to the industrial expansion of the area going to have to bear the cost of this?"

Senator Washington:

"If they become private property they would have to bear the one mill. The one mill, if voted, would cover all property within the district. Now I do want to make it clear that most of the property is still maintained by the General Service Administration and would be sold for industrial purposes. The community college has some of the dormitories, a large hangar and some of the machine shops. Those are the parts that have already been set over to the community college. The community college is now operating them and calls it the north campus to the Big Bend Community College. However, with the amount of money available, they have not been able to properly heat the buildings and they have not been able to properly maintain them. They are not going to go to the state to get this additional money, but every property owner whether it is a farm, a business, a home, an industry, will have the one mill levy. One safeguard is that this will be for four years. This is experimental. Then it will have to be voted on again. This is really the escape hatch. There were some reservations expressed even in the community college and in order to take care of this, it will be voted upon again to revalidate it."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Washington, the following amendments were adopted:

On page 7, section 11, line 33, after "program." strike all the matter down to and including "district." on page 8, line 6.

On page 8, following Sec. 13, add a new section as follows:

"NEW SECTION. Sec. 14. Nothing in this act shall be construed as causing a community college district to become a taxing district or a municipal corporation, and nothing herein shall be construed to allow any contractual agreements which would prevent any change in the boundaries of any community college district."

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 491 was advanced to third reading; the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senator McCormack:

"Mr. President, will Senator Washington yield:

"Senator Washington, even though this is general legislation, is it understood that this is intended to aid solely the Big Bend Community College in the development of Larsen Air Force Base?"

Senator Washington:

"That is correct."

Senator McCormack:

"Is it also understood that the development district you are creating in no way puts any contractual obligation upon the community college district in that area or in any way affects the district's lines in that area?"

Senator Washington:

"That is correct."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 491 and the bill passed the Senate by the following vote: Yeas, 30; nays, 14; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Bailey, Connor, Cooney, Dore, Durkan, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McMillan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Washington, Williams—30.

Those voting nay were: Senators Andersen, Atwood, Donohue, Faulk, Lennart, Lewis, Mardesich, Marquardt, Metcalf, Morgan, Ryder, Twigg, Uhlman, Woodall—14.

Absent or not voting: Senators Canfield, Hallauer, McCutcheon—3.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 491, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 136, by Senators Kupka, Guess and Knoblauch:

Regulating landscape architects.

The Senate resumed consideration of Senate Bill No. 136 on second reading.

On motion of Senator Freise, the following amendment was adopted:

On page 1, section 1, line 8, after "architecture" and before the comma insert "for hire"

On page 2, section 3, line 1, after "performs" and before "professional" insert ", for hire."

On motion of Senator Neill, the following amendment was adopted:

On page 1, section 3, line 25, after "defined" strike the comma and all the material down to the period on line 27.

On motion of Senator Canfield, the following amendment by Senators Guess and Canfield was adopted:

On page 7, section 12, following line 15, insert:

"(h) To prevent land owners or occupants from planning and planting property owned by them."

Reumber subsection (h) to read subsection (i).

POINTS OF INQUIRY

Senator Uhlman:

"Mr. President, would Senator Guess yield to a question:

"Senator Guess, this has a bearing on whether additional amendments should be proposed on second reading. On page 4, section 8, it states that in order to apply to become a landscape architect, you have to have five references of whom three shall be landscape architects or persons having landscape architect experience. In other words, does this in effect mean that it is necessary for the applicant to have the acceptance or approval of persons who are already acceptable under the grandfather clause, which is done in another provision of the act, before he can even apply to become a landscape architect even though he may have the professional ability and knowledge to become a landscape architect? In other words, an analogous situation would be if I would have to go to three other lawyers and have them certify I would be a good lawyer and that they know me personally before I can even take the bar examination."

Senator Guess:

"Mr. President, Senator Uhlman:

"I believe that this is for the use of the director of the department of licenses and it would give the director a little more information about the man so that he could have a better basis of granting him the license."

On motion of Senator Guess, the rules were suspended, Engrossed Senate Bill No. 136 was advanced to third reading the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Kupka, Senator Hanna was excused.

Senator Washington:

"Would Senator Kupka yield, Mr. President:

"As I understand this bill, this does not prevent people from actually going out and doing gardening work if they don't advertise as landscape architects?"

Senator Kupka:

"I am quite sure the amendments placed on the bill take care of that, Senator Washington. If it doesn't, we would certainly be happy to correct it."

Senator Washington:

"Senator Guess, is that your understanding, that this doesn't prevent people from going out and doing gardening work and planting work as long as they don't advertise as being landscape architects? Is that correct?"

Senator Guess:

"This is correct, Senator Washington, and we have put on the two amendments to absolutely guarantee that this will prevail."

Senators Talley, Guess and Peterson (Ted) demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 136 and the bill passed the Senate by the following vote: Yeas, 34; nays, 10; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Talley, Washington, Williams—34.

Those voting nay were: Senators Andersen, Herr, McCormack, Mardesich, Marquardt, Pritchard, Stender, Twigg, Uhlman, Woodall—10.

Absent or not voting: Senators McCutcheon, Metcalf—2.

Excused: Senators Chytil, Hallauer, Redmon—3.

Engrossed Senate Bill No. 136, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senators Kupka, Mardesich and Rasmussen demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being

present except Senators Chytil, Hallauer, Lennart, McCutcheon and Redmon who were excused.

On motion of Senator Kupka, the Senate proceeded under the Call of the Senate.

Senate Bill No. 11, by Senator Atwood:

Empowering state patrol to spot check vehicles.

The bill was read the second time by sections.

On motion of Senator Atwood, Senator Lennart was excused.

On motion of Senator McCormack, Senator McCutcheon was excused.

It was moved by Senator Mardesich that the following amendment be adopted:

On page 1, section 2, line 16, after "empowered" and before "to" insert "during daylight hours and while using plainly marked state patrol vehicles with red light"

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

The President called upon President Pro Tempore Al Henry to preside.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 1, section 2, line 18, after "license" strike the remainder of the sentence and insert a period.

Debate ensued.

Senators Bailey, Greive and Sandison demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Peterson (Ted), McCormack, Talley, Atwood, Pritchard, Faulk, Morgan, Andersen and Greive.

ROLL CALL

The Secretary called the roll. The motion was lost and the amendment was not adopted by the following vote: Yeas, 18; nays, 26; excused, 5.

Those voting yea were: Senators Connor, Cooney, Donohue, Dore, Durkan, Freise, Gissberg, Greive, Herrmann, Knoblauch, Kupka, Lewis, Mardesich, Peterson (Lowell), Stender, Twigg, Uhlman, Woodall—18.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Faulk, Foley, Guess, Hanna, Henry, Herr, Keefe, McCormack, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Talley, Washington, Williams—26.

Excused: Senators Chytil, Hallauer, Lennart, McCutcheon, Redmon—5.

It was moved by Senator Kupka that the following amendments be adopted:

On page 1, section 2, line 13, add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. There is added to chapter 12, Laws of 1961, and to chapter 46.12 RCW, a new section to read as follows: No vehicle license number plates or certificate of license registration, whether original issues or duplicates, shall be issued or furnished by the director of motor vehicles unless the applicant therefor, at the same time, presents satisfactory evidence that he has in his lawful possession and is entitled to a valid and subsisting motor vehicle operator's license."

Renumber the remaining sections consecutively.

Strike all of the title and substitute the following:

"An Act relating to motor vehicle license number plates; requiring presentation of motor vehicle operator's license as a condition to the issuance thereof; adding a new section to chapter 12, Laws of 1961, and to chapter 46.12 RCW; and declaring an emergency."

POINT OF ORDER

Senator Atwood:

"Point of order, Mr. President:

"This is beyond the scope and object of the original bill."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"The President, ruling on your point of order, rules that the point is well taken. It does enlarge the scope and object of the bill."

Senator Kupka:

"Mr. President, I question the President's ruling."

President Pro Tempore Henry:

"Do you wish to appeal the decision of the Chair?"

Senator Kupka:

"As one of the body who is casting a vote on this bill, I don't think that you are quite in a position to determine this particular part."

Senator Woodall:

"Mr. President, I would like to call to your attention the wording of the first section: 'The purpose of this act is to provide for the exercise of the police power of this state to protect the health and safety of its citizens by assuring that only qualified drivers and vehicles shall operate upon the highways of this state.'

"Now it seems to me that this amendment is another method of trying to insure that only qualified people are on the highways. Whether or not you are for the amendment, it seems to me it is certainly within the scope and object of the bill."

President Pro Tempore Henry:

"The President believes that the sponsor also knew that this was beyond the object and scope of the bill because he prepared an amendment to the title to bring the amendment within the title of the act. The President has ruled. If you wish to appeal the decision of the Chair, that is your prerogative."

Senator Kupka:

"Mr. President:

"That seldom happens, but I think it is in order in this case. However, if it is necessary, I will speak under personal privilege."

President Pro Tempore Henry:

"The Senator will speak upon a point of personal privilege."

PERSONAL PRIVILEGE

Senator Kupka:

"Mr. President and Lady and Gentlemen of the Senate:

"We started out here with the theme that there were too many people driving automobiles without valid drivers' licenses. I can think of a lot cheaper way to correct that situation other than hiring a lot of patrolmen, blocking the highways and flagging down cars to check drivers' licenses and that is what this amendment is designed to do. I ask in this amendment that each person who goes to the county auditor's office or wherever they dispense license plates, when he buys license tags for that automobile, that he has to show them a valid and current driver's license. I see nothing wrong with that procedure. It certainly has merit and I believe I could catch offenders more by accident at these counters where they are selling these license plates than a thousand patrolmen could do year around. We are talking about what it costs to maintain these inspection stations. Why did they abandon them? It wasn't the old junkers that were mentioned. It was the brand new automobiles. The old cars seemed to manage all right and consequently they found out they were not correcting the problems. In view of the fact it was costing a lot of money, they then decided to abandon that type of enforcement and let the people be on their own volition and

tune their cars up as they ought to be. Consequently I think that this is an amendment that could well serve the purpose in what we are attempting to do. This would catch every person that comes to buy a plate and it isn't out of order to ask these people to show a current driver's license before they can issue this plate. Now you are not going to catch them all, but I think—"

POINT OF ORDER

Senator Talley:

"Mr. President:

"I think this goes beyond personal privilege. He is speaking on the bill and the amendment and everything else."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"Your point is well taken, Senator Talley. Will you confine your remarks, Senator Kupka."

Senator Kupka:

"Mr. President:

"If I understand your ruling, there wasn't anything to do with the amendment. You ruled to that effect. You said that this was not a proper amendment so I am not talking on the amendment or the bill. Consequently, what I am trying to do here, is to catch these people that I hear so much about that are not buying these drivers' licenses and I think we can do that much more easily at the desk where they are selling the license plates. It is not asking too much for a person to show a valid driver's license, or otherwise he can't buy his plates. In the interest of economy, I think this is the kind of legislation we ought to think about."

It was moved by Senator Stender that the following amendment be adopted:

On page 2, line 5, strike all of section 4.

Debate ensued.

On motion of Senator Talley, the amendment was laid upon the table.

It was moved by Senator Woodall that the following amendment be adopted:

On page 1, section 2, line 21, add the following:

"No criminal citation shall be issued for a period of 10 days after giving a warning ticket pointing out the defect."

Debate ensued.

The motion was carried and the amendment was adopted.

POINT OF INQUIRY

Senator Kupka:

"Mr. President, would Senator Atwood yield to a question:

"Senator Atwood, if we could devise a proper amendment to fit this bill would this meet with your approval wherein the buyers of license plates would have to show their driver's license in order to get the plates?"

Senator Atwood:

"No, it wouldn't because of the fact that the highway department is on the computer system on our licensing. You can mail the application in now and the law would have to be completely changed to accomplish what you want and I don't think it belongs in this bill. If you want to do it separately, perhaps, but I just don't think it belongs in this bill, Senator Kupka."

It was moved by Senator Atwood that the rules be suspended, that Engrossed Senate Bill No. 11 be advanced to third reading, the second reading considered the third and the bill be placed on final passage.

Senator Atwood demanded a roll call and the demand was sustained by Senators Peterson (Ted), Neill, Talley, Rasmussen, Bailey, Washington, Metcalf and Faulk.

PARLIAMENTARY INQUIRY

Senator Bailey:

"Mr. President, parliamentary inquiry:

"Do we need a two-thirds majority vote on this or a simple majority."

President Pro Tempore Henry:

"A simple majority, Senator."

ROLL CALL

The Secretary called the roll and the motion was carried by the following vote: Yeas, 28; nays, 16; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Durkan, Faulk, Foley, Guess, Hanna, Henry, Herr, Keefe, Lewis, McCormack, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Talley, Washington, Williams—28.

Those voting nay were: Senators Cooney, Dore, Freise, Gissberg, Greive, Herrmann, Knoblauch, Kupka, McMillan, Mardesich, Peterson (Lowell), Sandison, Stender, Twigg, Uhlman, Woodall—16.

Excused: Senators Chytil, Hallauer, Lennart, McCutcheon, Redmon—5.

The President Pro Tempore declared the question before the Senate to be the final passage of Engrossed Senate Bill No. 11.

Debate ensued.

On motion of Senator Gissberg, the rules were suspended and the following statement of intent was ordered spread upon the journal:

Washington State Patrol Headquarters,
Olympia, February 27, 1967.

Senator R. Frank Atwood,
Legislative Building,
Olympia, Washington.

Dear Senator Atwood:

This is in reference to your inquiry regarding spot checks and the policy of this Department towards them.

I should first like to point out that such a program would be pointed towards a minimum of inconvenience to the driving public. I am sure you realize that it is the policy of this Department to provide courteous and efficient service—not to harass the people in any manner whatsoever.

We would coordinate our spot checks on main highways so that a motorist traveling across the state would not be stopped more than once. Further, it would be our policy to only stop the number of vehicles which could be handled in the most expeditious manner—usually one car stopped for each Trooper present. Thus, it can readily be seen that a motorist would be stopped and possibly on his way in a matter of one or two minutes. However, of course, if a violation was detected during the spot check—no valid driver's license, etc., the Trooper would then necessarily take the appropriate action. In the majority of cases, I feel confident in saying that the general public would not be unduly delayed in any manner whatsoever.

If there is any further information you may desire regarding our program of spot checks, I should be pleased to hear from you further.

Sincerely,

Will Bachofner, Chief.

POINT OF INQUIRY

Senator Dore:

"Mr. President, would Senator Atwood yield to a question:

"Senator Atwood, you said this measure is not a 'stop and frisk' bill and I just

wondered how the mechanics of the bill work then. I understand the patrol has the authority to stop an individual and after being stopped if they see anything which might indicate some suspicious circumstances like the protrusion of some object in the suit, I presume they could go ahead and conduct a search which would be a frisk."

Senator Atwood:

"No, the state patrolman cannot search without arresting you. That has always been the law in this state and every other state."

Senator Dore:

"They have to arrest you first. Then this is a 'stop, arrest and frisk' bill, not a 'stop and frisk' bill?"

Senator Atwood:

"No, that has always been the law. If you are arrested, they can make a search, but they have to make a valid arrest before they frisk you."

Senator Dore:

"That is the point. Right now you have to be committing a misdemeanor in the presence of the officers. Now the patrolmen are going to be able to stop cars as I understand it without anything happening whatsoever, so then they get you in their presence, which they might not be able to do if they didn't have this additional right under this bill. The point I am trying to make is that this now makes this a stop, arrest and frisk bill."

Senator Atwood:

"I agree that it could be a stop and arrest law, but if the man has a valid driver's license and the vehicle is in good shape, he can't be arrested, can he?"

Debate ensued.

Senators Bailey, Sandison and Greive demanded the previous question and the demand was sustained.

Debate ensued.

The President resumed the Chair.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 11 and the bill passed the Senate by the following vote: Yeas, 32; nays, 13; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Donohue, Durkan, Faulk, Foley, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Talley, Washington, Williams, Woodall—32.

Those voting nay were: Senators Connor, Cooney, Dore, Freise, Gissberg, Hallauer, Lewis, Mardesich, Peterson (Lowell), Rasmussen, Stender, Twigg, Uhlman—13.

Excused: Senators Chytil, Lennart, McCutcheon, Redmon—4.

Engrossed Senate Bill No. 11, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTE

March 1, 1967.

We the undersigned, wish to explain our vote against Senate Bill No. 11, the Spot Check bill. We voted against the bill because we feel that it is unconstitutional.

We attach hereto a brief on the question of arrest upon which we relied on casting our negative vote.

Herbert H. Freise
Wes C. Uhlman
Willbur G. Hallauer
John L. Cooney
W. A. Gissberg
Lowell Peterson

A. L. Rasmussen
Robert W. Twigg
Harry B. Lewis
John Stender
August P. Mardesich
Frank Connor

House Bill No. 226 and Senate Bill No. 11 propose the enactment of a law that would, in my opinion be in violation of the Constitution of the United States. Specifically, these bills seeking to empower the Washington State Patrol to require the driver of any motor vehicle to stop and display his driver's license and to submit his vehicle to inspection and tests would deprive the citizens of this state of their Fourth Amendment right "to be secure in their persons, houses, papers and effects, against unreasonable searches and seizures." (U. S. Const. amend. IV) (emphasis added)

That the restrictions of the Fourth Amendment apply with full force to state laws is beyond dispute: the United States Supreme Court so held in *Wolf v. Colorado* (1949) and *Mapp v. Ohio* (1961).

What the Fourth Amendment requires, for purposes of the present discussion, comes down to this: (1) No arrest may be made except with "probable cause". "Probable cause exists if the facts and circumstances known to the officer warrant a prudent man in believing that the offense has been committed." (*Henry v. United States*, 361 U.S. 98, 102 (1959)) (2) No search may be conducted except with a valid search warrant issued in accordance with Fourth Amendment standards or unless incident to a valid arrest.

The proposed "Stop and Check" law would empower the Washington State Patrol to arrest (as that term has been defined by the Supreme Court) and to search drivers and their automobiles without even the pretense of "probable cause" to arrest and without a warrant either to arrest or to search.

The fact that the proposed law refers to the power of the State Patrol to "stop" rather than to "arrest" is of no Constitutional significance. Constitutional rights do not depend upon the label the state attaches to its exercise of power. The question whether an arrest (in the constitutional sense) occurs when an automobile is stopped was before the United States Supreme Court in the *Henry* case, cited supra. There the Court said:

"The prosecution conceded below . . . that the arrest took place when the federal agents stopped the car. That is our view on the facts of this particular case. *When the officers interrupted the two men and restricted their liberty of movement, the arrest, for purposes of this case, was complete.* (*Henry v. United States*, at p. 103) (emphasis added)

More recently the Supreme Court has held that the rights of an individual to be free from compulsory self-incrimination attach when he is "in custody".

"By custodial interrogation, we mean questioning initiated by law enforcement officers after a person has been taken into custody or otherwise deprived of his freedom of action in any significant way. (*Miranda v. Arizona*, 86 S. Ct. 1602, 1612 (1966)) (emphasis added)

Thus whenever the Supreme Court has had occasion to pass on what constitutes an "arrest" for Fourth Amendment purposes, it has consciously avoided placing its decision on the "label" chosen by the government—state or federal—to describe its conduct and has instead focused on the nature of the conduct itself. And if that conduct amounts to a deprivation of the individual's "liberty of movement" or "freedom of action" it is an "arrest" and will be so treated for constitutional purposes

The "stop and frisk" laws adopted in a few jurisdictions provide no constitutional precedent for the proposed "stop and check" law. In the first place, the stop and frisk laws have never been upheld by the Supreme Court. Moreover, the proposed law differs sharply from the stop and frisk laws in that it does not require that the officer have any particular reason for stopping a vehicle. The stop and frisk laws uniformly require that the officer have some good cause for stopping persons even though he need not have probable cause to arrest.

The proposed law can thus be viewed as a "general warrant" permitting officers of the State Patrol to stop any driver without any specific information with respect to the person or vehicle stopped. It was precisely such practices on the part of agents of the Crown, acting under "general warrants" and "writs of assistance" to search ships and warehouses, that the Fourth Amendment was designed to prohibit.

Not only is the proposed law contrary to our history and our Constitution, it is also contrary to good policy on several grounds. First, it is a wholly unnecessary invasion of individual freedom, unsupported by the strength of the state's interest in revenue or traffic control which can be adequately served by other, less drastic, methods. Second, although the proposed law purports only to control licensing and vehicle equipment, it takes little imagination to conceive of abuses of this purpose that could occur, especially in light of the House Committee's deletion of the Proviso barring admission in court of any evidence unrelated to the stated purposes.

Finally, sound policy demands rejection of the proposed law on the ground that its enactment would be a dangerous precedent which could in future years lead to greater erosions of the freedom of the individual.

MOTION

At 4:40 p.m., on motion of Senator Greive, the Senate recessed until 7:30 p.m.

EVENING SESSION

The President called the Senate to order at 7:30 p.m.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 23:

Senate Chamber,
Olympia, Wash., February 13, 1967.

Providing for supervision, regulation, licensing and bonding of proprietary schools and their agents (reported by Committee on Commerce, Manufacturing and Licenses):
Recommends that Substitute Senate Bill No. 23 be substituted therefore, and the substitute bill do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 208:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Tolling statute of limitation by filing complaint or service of process (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 334:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Providing for retirement at age 55 with 25 years service under state employees' retirement system (reported by Committee on State Government):

MAJORITY recommends that it do pass as amended.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 356:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Requiring all certificated teachers to maintain teaching skills (reported by Committee on Education):

MAJORITY recommends that it so pass as amended.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Reuben A. Knoblauch, Jack Metcalf, David E. McMillan, Ted G. Peterson, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 357:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Regulating health care service contracts (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass as amended.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Herbert H. Freise, Gordon Herr, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 362:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Granting certain police pension benefits (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Frank Connor, Martin J. Durkan, Robert C. Ridder, John H. Stender,

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 421:

Senate Chamber,
Olympia, Wash., February 21, 1967.

Eliminating public school racial imbalance (reported by Committee on Education):
MAJORITY recommends that it do pass as amended.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Karl Herrmann, Reuben A. Knoblauch, Ted G. Peterson, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 471:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Authorizing municipalities to sell or lease certain property for free public parking facilities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 474:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Fixing port district commissioners' salaries (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

Gordon Herr, *Chairman*.

We concur in this report: Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 499:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Putting health care service contractors under insurance code (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that Substitute Senate Bill No. 499 be substituted therefor and the substitute bill do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: John L. Cooney, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Frances Haddon Morgan, Lowell Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 581:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Regulating sale of certain subdivided lands (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Memorial No. 13:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Memorializing Congress concerning effects of increased social security benefits on welfare (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 10:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Provides rights of disposition for receiver of unsolicited goods (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 29:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Changing date treasurer by report shall show status of judges' retirement fund (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 53:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Providing procedure for repair or improvement of state agency housing (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 252:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Bringing chiropractors within health care services agreements (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass as amended.

....., *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 404:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Repealing five percent differential prescribed in public purchases (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

It was moved by Senator Gissberg that Senate Bill No. 486 hold its place at the end of the second reading calendar for tomorrow.

Debate ensued.

Senator Andersen demanded a roll call on the motion and the demand was sustained by Senators Marquardt, Metcalf, Stender, Talley, Greive, Uhlman, Dore and Kupka.

Debate ensued.

Senator Andersen demanded a Call of the Senate and the demand was not sustained.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Gissberg yield:

"Senator Gissberg, I have not examined this bill in detail, but assume that a person has a farm that fronts one mile along which a utility line is running at the time. Perhaps it is open land and maybe you don't even have a cut in. Could that person be compelled to pay the costs to put this utility line underground running along the entire frontage of that particular place?"

Senator Gissberg:

"Senator Woodall, I have no doubt that under the hypothetical you have cited, assuming the county is one of the municipalities covered by the definition in this bill, and I assume that it is, the farmer in that instance would be required to pay whatever benefit would accrue to his land by virtue of the utility being put underground. Of course he would have to pay something, and that is the reason I want to delay this bill, so that I know whether counties are involved and what it involves, and I would be very hopeful that this motion would be supported by the members of the Senate."

Debate ensued.

Senators Gissberg, Hallauer and Woodall demanded the previous question and the demand was sustained.

The President declared the question before the Senate to be the motion by Senator Gissberg, that Senate Bill No. 486 retain its place at the end of the second reading calendar for tomorrow.

The motion was declared lost on a rising vote.

PARLIAMENTARY INQUIRY

Senator Andersen:

"Point of parliamentary inquiry, Mr. President:

"I have been trying to obtain the floor, Mr. President. It is my recollection that when a demand for a roll call has been placed, that the body is entitled to a roll call, rather than a vote anonymously."

REPLY BY THE PRESIDENT

The President:

"Senator Andersen, the President was of the opinion that you had called for a roll call when you inadvertently meant to call for a Call of the Senate. Ensuing debate took place. The President felt that you should have reminded the President of your demand for a roll call if you still desired it on this motion. The President believes that there was plenty of time for you to do so."

Senator Andersen:

"Mr. President:

"I was not aware and I am not now aware of any rule, and I may be in error on this because of my unfamiliarity on procedures of this sort, that requires me to call for a roll call only just before the vote is taken. I thought I could call for it at any time. It was called for. It was voted upon. The vote was sustained and when I asked for a roll call, that was precisely what I meant and this was before the body and I think that we are entitled to a roll call vote when one has been requested and sustained by the body and without interpolation."

REPLY BY THE PRESIDENT

The President:

"The President is very sorry, Senator Andersen, if that is what you believe, but the President still is of the opinion that if you still wished a roll call on the measure, you should have reminded the President just before the motion was put."

SECOND READING OF BILLS

Senate Bill No. 374, by Senators Rasmussen, Greive and Cooney:
Amending the unemployment compensation act.

REPORT OF STANDING COMMITTEE

Senate Bill No. 374:

Senate Chamber,

Olympia, Wash., February 27, 1967.

Amending unemployment compensation act (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass with the following amendments:

On page 2, Sec. 3, after "the" on line 22 and before "remuneration" on line 23, strike "[first three thousand dollars of]" and insert "first three thousand dollars of"

On page 4, section 5, beginning on line 24, strike the entire subsection (5) and insert the following: "[(5) he has within the base year been paid wages of not less than the minimum amount now or hereafter fixed by law as the minimum amount to be earned in order to allow the individual to receive unemployment benefits] (5) he has within his base year earned wages of not less than eleven-hundred dollars"

On page 4, section 5, beginning on line 28 and ending on line 4, on page 5, strike all of subsection (6).

On page 5, section 7, line 33 after "to" and before "of" on line 1 of page 6, strike "one twenty-third (1/23)" and insert "one twenty-fifth (1/25)"

On page 6, section 7, line 7, after "be" and before "percent" strike "sixty" and insert "fifty-five"

On page 8, section 9, line 11, after "1967," and before "the" insert "and each calendar year thereafter,"

On page 8, section 9, after "dollars" on line 11, strike all the material down to and including "cent" on line 17

On page 9, add a new section after section 10, as follows:

"NEW SECTION. Sec. 11. There is added to chapter 35, Laws of 1945 and to chapter 50.20 RCW a new section to read as follows:

An individual who is unemployed and eligible to receive Old Age Insurance benefits under Title II of the Federal Social Security Act is presumed to have withdrawn from the labor force and shall be ineligible for unemployment compensation benefits unless and until it is demonstrated to the commissioner's satisfaction that such individual has not voluntarily withdrawn from the labor force. In making such determination the commissioner shall consider, among other things, the circumstances under which the individual left his employment, subsequent reemployment or other evidence of bona fide labor force attachment."

On line 13 of the title, after "adding" and before "to" strike "a new section" and insert "new sections"

A. L. Rasmussen, *Chairman.*

We concur in this report: Frank Connor, Martin J. Durkan, Robert C. Ridder, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendment to page 2 was adopted.

It was moved by Senator Rasmussen that the committee amendment to page 4 be adopted.

It was moved by Senator Bailey that the following amendment by Senators Bailey, Hallauer, Peterson (Lowell) and Gissberg to the committee amendment to page 4 be adopted:

On page 4, section 5, beginning on line 24, strike the entire subsection and insert "[(5) he has within the base year been paid wages of not less than the minimum amount now or hereafter fixed by law as the minimum amount to be earned in order to allow the individual to receive unemployment benefits] (5) he has within his base year earned wages of not less than eight hundred dollars."

On page 4, section 5, beginning on line 28 and ending on line 4, on page 5, strike all of subsection (6).

Amend the committee amendment to page 4, section 5, line 4 of the committee amendment, after "than" strike "eleven" and insert "eight"

Debate ensued.

Senators Greive, Connor and Stender demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Chytil, Lennart and Redmon, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President declared the question before the Senate to be the adoption of the amendment by Senators Bailey, Hallauer, Peterson (Lowell) and Gissberg to the committee amendment to page 4.

Debate ensued.

Senators Kupka, Durkan and Bailey demanded the previous question and the demand was sustained.

Senator Peterson (Lowell) demanded a roll call and the demand was sustained by Senators Ridder, Cooney, Knoblauch, Kupka, McCutcheon, Pritchard, Rasmussen and McMillan.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment to the amendment was adopted by the following vote: Yeas, 27; nays, 19; excused, 3.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrman, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Marquardt, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Stender—27.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Lewis, McMillan, Metcalf, Neill, Peterson (Ted), Pritchard, Ryder, Talley, Twigg, Uhlman, Washington, Williams, Woodall—19.

Excused: Senators Chytil, Lennart, Redmon—3.

Debate ensued.

The motion was carried and the committee amendment to page 4 as amended was adopted.

On motion of Senator Rasmussen, the committee amendment to page 5 was adopted.

It was moved by Senator Rasmussen that the committee amendment to page 6 be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator Rasmussen yield to a question:

"Senator Rasmussen, assume some individual was receiving his unemployment compensation during one six week period and during that time the average wage would increase, does this mean his unemployment compensation also increases?"

Senator Rasmussen:

"During the time he was drawing it?"

Senator Ryder:

"That is right."

Senator Rasmussen:

"No, because it is based on what he had received, not what he is going to receive in the future. Compensation is based on what you have earned in the past."

Debate ensued.

The motion was carried and the committee amendment to page 6 was adopted.

On motion of Senator Rasmussen, the committee amendments to page 8 were adopted.

It was moved by Senator Rasmussen that the committee amendment to page 9 be adopted.

It was moved by Senator Williams that the following amendment to the committee amendment to page 9 be adopted:

On page 9 of the committee amendment, in new section 11, following "follows:" insert:

"(1) An individual is disqualified for benefits for any week with respect to which he is receiving, will receive, or has received:

(a) Any payment under a retirement plan sponsored or participated in by an employer other than payments of old age insurance benefits under Title II of the Federal Social Security Act.

(2) In determining disqualification for any week under subsection (1) of this section, if the remuneration and payments referred to in paragraph (a) of subsection (1) of this section cover a period greater than and include such week, a pro rata share of such remuneration and payments shall be apportioned to such week.

(3) If under this section the remuneration and payments, or the pro rata share thereof, in any week are less than the benefits which would otherwise be due under this chapter for such week, such individual is entitled to receive for such week, if otherwise eligible, benefits reduced by the amount of such remuneration and payments."

Insert designation "(4)" before committee amendment.

Debate ensued.

It was moved by Senator Gissberg that the committee amendment to page 9 and the amendment by Senator Williams to the amendment be laid upon the table.

Debate ensued.

Senator Ryder demanded a roll call and the demand was sustained by Senators Neill, Pritchard, Metcalf, Marquardt, Greive, Bailey, Connor and Gissberg.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendments were laid upon the table by the following vote: Yeas, 27; nays, 19; excused, 3.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison—27.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Lewis, McMillan, Metcalf, Neill, Pritchard, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—19.

Excused: Senators Chytil, Lennart, Redmon—3.

It was moved by Senator Lewis that the following amendment be adopted:

On page 5, section 7, line 19, strike section 7 and insert the following:

"Subject to the other provisions of this title benefits shall be payable to any eligible individual during the benefit year in a maximum amount equal to the lesser of thirty times the weekly benefit amount (determined hereinafter) or one-third of the individual's base year wages under this title. An individual's weekly benefit amount shall be in a minimum amount of seventeen dollars for the first one hundred twenty-five dollars

or portion thereof in excess of seven hundred ninety-nine dollars and ninety-nine cents of base year wages, increasing one dollar for each one hundred twenty-five dollars or portion thereof of said individual's base year wages earned thereafter, with a maximum amount payable weekly of not more than [forty-two] sixty dollars; *Provided*, That if any maximum benefit amount computed herein is not a multiple of one dollar, it shall be adjusted to the nearest multiple of one dollar, except that if the computed amount ends in fifty cents, it shall be carried to the next higher multiple of one dollar."

Debate ensued.

It was moved by Senator Bailey that the amendment be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Rasmussen, Sandison, Pritchard, Metcalf, Atwood, Knoblauch, Durkan and McCutcheon.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senator Lewis was laid upon the table by the following vote: Yeas, 32; nays, 14; excused, 3.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—32.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Lewis, Metcalf, Neill, Pritchard, Ryder, Twigg, Williams, Woodall—14.

Excused: Senators Chytil, Lennart, Redmon—3.

On motion of Senator Rasmussen, the committee amendment to the title was adopted.

On motion of Senator Rasmussen, the rules were suspended, Engrossed Senate Bill No. 374 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Talley, Gissberg and Marquardt demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 374 and the bill passed the Senate by the following vote: Yeas, 34; nays, 12; excused, 3.

Those voting yea were: Senators Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—34.

Those voting nay were: Senators Andersen, Atwood, Faulk, Freise, Guess, Lewis, Neill, Pritchard, Ryder, Twigg, Williams, Woodall—12.

Excused: Senators Chytil, Lennart, Redmon—3.

Engrossed Senate Bill No. 374, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate Bill No. 4, by Committee on Ways and Means:

Increasing penalties regarding property reporting.

On motion of Senator McCormack, Substitute Senate Bill No. 4 was referred to the Committee on Rules and Joint Rules.

Senate Bill No. 560, by Senators Uhlman, Washington, McCutcheon, Lennart, Gissberg, Neill and Hanna:

Regulating the solicitation of funds for charity.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 560 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 560 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Excused: Senators Chytil, Lennart, Redmon—3.

Senate Bill No. 560, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

It was moved by Senator Hallauer that the Senate do immediately consider Senate Bill No. 414 on second reading.

Senate Bill No. 414, by Senators Bailey, Sandison and Chytil (by Executive request):

Authorizing establishment of Washington state seashore conservation area on coastal beaches.

On motion of Senator Bailey, Substitute Senate Bill No. 414 was substituted for Senate Bill No. 414 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Bailey, the following amendment was adopted:

On page 5, section 13, line 31, after "persons" and before "filing" insert "not"

On motion of Senator Bailey, the rules were suspended, Engrossed Substitute Senate Bill No. 414 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 414 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg,

Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Excused: Senators Chytil, Lennart, Redmon—3.

Engrossed Substitute Senate Bill No. 414, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the rules were suspended and Senator Herr was excused.

Senate Joint Resolution No. 24, by Senators Gissberg and Kupka:

Providing for filling of vacancies in partisan offices.

The resolution was read the second time in full.

On motion of Senator Gissberg, the rules were suspended, Senate Joint Resolution No. 24 was advanced to third reading, the second reading considered the third, and the resolution, was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 24 and the resolution passed the Senate by the following vote: Yeas, 45; nays, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Excused: Senators Chytil, Herr, Lennart, Redmon—4.

Senate Joint Resolution No. 24, having received the constitutional majority, was declared passed.

Senate Bill No. 409, by Senators Dore, Bailey and Stender:

Pertaining to vocational rehabilitation.

On motion of Senator Dore, Substitute Senate Bill No. 409 was substituted for Senate Bill No. 409 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Talley, the following amendments were adopted:

On page 2, line 2 of the title, after "RCW; and" strike "declaring an emergency" and insert "establishing an effective date of this act"

On page 8, section 13, line 5, after "take effect" strike "immediately" and insert "on April 1, 1967"

On motion of Senator Dore, the rules were suspended, Engrossed Substitute Senate Bill No. 409 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Woodall, the Senate dispensed with the Call of the Senate.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 409 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators McCormack, Pritchard—2.

Excused: Senators Chytil, Herr, Lennart, Redmon—4.

Engrossed Substitute Senate Bill No. 409, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 280, by Senators Henry, Kupka, Knoblauch and Neill (by Departmental request):

Licensing motor vehicle dealers and salesmen.

On motion of Senator Guess, Senate Bill No. 280 on second reading was made a special order of business for 11:00 a.m., tomorrow.

Senate Bill No. 518, by Senators Freise and Rasmussen:

Setting amount of lien department of labor and industries is subrogated after award made in action against a third party.

REPORT OF STANDING COMMITTEE**Senate Bill No. 518:**

Senate Chamber,
Olympia, Wash., February 24, 1967.

Setting amount of lien department of labor and industries is subrogated after award made in action against a third party (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass with the following amendment:

On page 1, section 1, line 19 after "That" and before "the" insert "*where equipment is time-rented by an employer on an operated basis (with operator and crew only) to perform work for another employer covered under this title, said operator and crewmen, while so engaged and for the purposes of this section, shall each be deemed to be a workman in the same employ of both his regular employer and his temporary employer who directs the work and the workmen of both, regardless of whether or not such workman is legally a borrowed servant, and regardless of which employer in fact handles his payroll and premiums: Provided, Further, That'*"

A. L. Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendment was adopted.

On motion of Senator Rasmussen, the rules were suspended, Engrossed Senate Bill No. 518 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 518 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Andersen, Hallauer, Marquardt, Peterson (Lowell)—4.

Excused: Senators Chytil, Herr, Lennart, Redmon—4.

Engrossed Senate Bill No. 518, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 13, by Senator Greive:

Regulating height of buildings which obstruct waterfront views.

REPORT OF STANDING COMMITTEE

Senate Bill No. 13:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Regulating height of buildings which obstruct waterfront views (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 9, after "purposes" insert ", except any building located in an area zoned to permit heavy industrial use"

On page 1, section 1, line 17, after "overlooking" and before the comma, strike "the water" and insert "any body of water"

On page 1, section 1, line 18, after "bays" and before "inlets" strike the comma and insert "and", and on line 18, after "inlets" strike all of the material down to and including "water" on line 20.

On page 1, section 2, line 26, after "the" strike "scenic view of" and insert "view of any body of water from"

On page 2, section 3, line 4, after "which" strike all of the material down to and including "to" on line 6 and insert "obstructs the view of any body of water from any waterfront view property shall be liable for any depreciation in the market value of"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Greive, the following amendment by Senators Greive and Williams was adopted:

On page 1, section 1, line 9, following the Judiciary Committee amendment to line 9, add "and located within one quarter of a mile of a navigable body of water"

On motion of Senator Talley, the following amendments were adopted:

On page 2, section 3, line 10, add a new section to be known as "Sec. 4" to read as follows:

"NEW SECTION. Sec. 4. This act shall apply only to class AA counties."

Renumber Sec. 4 to read "Sec. 5."

In line 2 of the title, after "scenic views" and before the semicolon, insert "in class AA counties"

It was moved by Senator Stender, that the following amendment be adopted:

On page 1, section 2, line 25, after "building" strike "in excess of a height of thirty feet"

On page 2, section 3, line 3, after "building" strike "in excess of a height of thirty feet"

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

It was moved by Senator Morgan that the following amendment be adopted:

On page 2, add a new section following section 4 to read as follows:

"NEW SECTION. Sec. 5. No part of this act shall apply to Oyster Bay in Bremerton, Washington."

On motion of Senator Greive, the amendment was laid upon the table.

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 2, strike "Sec. 3." and renumber "Sec. 4." "Sec. 3."

Debate ensued.

It was moved by Senator Rasmussen that Senate Bill No. 13 be referred to the Judiciary Committee.

Debate ensued.

The motion was lost.

The President declared the question before the Senate to be the adoption of the amendment proposed by Senator Rasmussen.

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Talley, the following amendment to the title was adopted:

In line 2 of the title, after "scenic views" and before the semicolon, insert "in class AA counties"

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 13 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Talley, Sandison and Bailey demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 13 and the bill passed the Senate by the following vote: Yeas, 25; nays, 15; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Bailey, Cooney, Donohue, Durkan, Faulk, Foley, Greive, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Morgan, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Talley, Washington, Williams, Woodall—25.

Those voting nay were: Senators Andersen, Atwood, Canfield, Connor,

Dore, Gissberg, Mardesich, Marquardt, Metcalf, Neill, Pritchard, Rasmussen, Ryder, Stender, Twigg—15.

Absent or not voting: Senators Freise, Guess, Hallauer, Hanna, Uhlman—5.

Excused: Senators Chytil, Herr, Lennart, Redmon—4.

Engrossed Senate Bill No. 13, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 473, by Senator Gissberg:

Increasing hospital district finance authority.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 473 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 473 and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 7; excused—4.

Those voting yea were: Senators Atwood, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—38.

Absent or not voting: Senators Andersen, Bailey, Dore, Hallauer, Hanna, McCutcheon, McMillan—7.

Excused: Senators Chytil, Herr, Lennart, Redmon—4.

Senate Bill No. 473, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:25 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, March 2, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-THIRD DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, March 2, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil, Marquardt and Redmon.

On motion of Senator Atwood, Senators Chytil, Marquardt and Redmon were excused.

The Color Guard, consisting of Pages Mark Asmundson, Color Bearer, and Theresa Hallauer, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Father of our spirits, in the midst of committee hearings, psychological pressures, interminable correspondence, unsympathetic editorials and depleted energy; assist the members of this Senate to remember that 'they who wait upon the Lord shall renew their strength, they shall walk and not be weary.'

"In the solitude of the soul, in the 'closed door hearing', help each one in proper penitence and humility, to find in Thee that One who accepts and understands when others may fail. In the name and spirit of Jesus Christ. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 1, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 11, Senate Bill No. 13, Senate Bill No. 136, Senate Bill No. 169, Senate Bill No. 374, Substitute Senate Bill No. 409, Substitute Senate Bill No. 414, Senate Bill No. 491, Senate Bill No. 507, Senate Bill No. 518, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: William A. Gissberg, R. R. Bob Greive, Marshall A. Neill.

Senate Bill No. 83:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Making the 1961 justice court act applicable to all counties (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Karl Herrmann, Mike McCormack, John T. McCutcheon.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 243:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Regulating well diggers (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 463:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Providing for comprehensive system of transportation across Puget Sound (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Sam C. Guess, H. B. (Jerry) Hanna, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Robert C. Ridder, John H. Stender, Don L. Talley.

Senate Bill No. 463:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Providing for comprehensive system of transportation across Puget Sound (reported by Committee on Highways):

MINORITY recommends that it do not pass.

....., *Chairman*,
....., *Vice Chairman*.

We concur in this report: Larry Faulk, Reuben A. Knoblauch, Joel M. Pritchard, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 472:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Prescribing terms and conditions of sale or lease of certain state lands (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass as amended.

Lowell Peterson, *Chairman*.

We concur in this report: Damon R. Canfield, John L. Cooney, William A. Gissberg, Al Henry, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 517:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Authorizing contributions by state to local subdivisions for flood control purposes (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Damon R. Canfield, John L. Cooney, William A. Gissberg, Al Henry, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 13:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Requiring the assessment of property at 25% of true value (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Sam C. Guess, Ernest W. Lennart, Harry B. Lewis, David E. McMillan, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 123:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Relieving motion picture projectionists from criminal liability (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 258:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Limiting liability of owner of property and water areas made available to the public for recreational purposes (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Engrossed House Bill No. 258:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Limiting liability of owner of property and water areas made available to the public for recreational purpose (reported by Judiciary Committee):

MINORITY recommends that it do not pass.

....., *Chairman*,
Fred H. Dore, *Vice Chairman*.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 1, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 2,
Senate Bill No. 49,
Senate Bill No. 75, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 14, by Senators Atwood and Kupka:
Providing for a legislative council study of intrastate air commerce.

On motion of Senator Atwood, the rules were suspended, Senate Concurrent Resolution No. 14 was advanced to second reading and read the second time in full.

On motion of Senator Atwood, the rules were suspended, Senate Concurrent Resolution No. 14 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

SECOND READING OF BILLS

Senate Bill No. 523, by Senators Herrmann, Connor and Woodall (by Joint Interim Committee on Insurance request):

Providing for grounds of cancellation to be in insurance policies and providing for notice in case of cancellation or refusal to accept risk.

On motion of Senator Stender, Senate Bill No. 523 was ordered to retain its place on the second reading calendar immediately following consideration of Senate Bill No. 65.

Senate Bill No. 366, by Senators Kupka, Peterson (Ted), and Durkan:
Prescribing safety regulations for mobile trailer homes.

REPORT OF STANDING COMMITTEE

Senate Bill No. 366:

Senate Chamber,
Olympia, Wash., February 15, 1967.

Prescribing safety regulations for mobile trailer homes (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass with the following amendment:

On page 1, section 1, lines 8 and 9, delete ", through the division of safety,"

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

The bill was read the second time by sections.

On motion of Senator Kupka, the committee amendment was adopted.

On motion of Senator Kupka, the rules were suspended, Engrossed Senate Bill No. 366 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 366 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lenhart, Lewis, McCutcheon, McMillan, Mardesich, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Gissberg, McCormack, Morgan, Sandison—4.

Excused: Senators Chytil, Marquardt, Redmon—3.

Engrossed Senate Bill No. 366, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 65, by Senators Ryder and Mardesich:

Pertaining to banks and trust companies.

On motion of Senator Ryder, Senate Bill No. 65 was ordered to retain its place on the second reading calendar immediately following consideration of Senate Bill No. 78.

Senate Bill No. 523, by Senators Herrmann, Connor and Woodall (by Joint Interim Committee on Insurance request):

Providing for grounds of cancellation to be in insurance policies and providing for notice in case of cancellation or refusal to accept risk.

The bill was read the second time by sections.

It was moved by Senator Herrmann that the following amendment be adopted:

Strike all of sections 1, 2, and 3 and substitute the following:

"NEW SECTION. Section 1. There is added to chapter 79, Laws of 1947 and to chapter 48.22 RCW a new section to read as follows:

(1) No contract of insurance predicated upon the use of a private passenger automobile, or the renewal thereof, shall be terminated by cancellation or refusal to renew by the insurer until at least fifteen days after mailing written notice of termination by certified mail with return receipt to the named insured at the latest address filed with the insurer by or on behalf of the named insured. Time of the effective date and hour of termination stated in the notice shall become the end of the policy period.

(2) In addition, no such contract of insurance which has been in effect sixty days may be terminated by cancellation by the insurer unless:

(a) The named insured fails to discharge when due any of his obligations in connection with the payment of premium for the policy or any installment thereof;

(b) The insured violates any of the terms and conditions of the policy not in conflict with the provisions of this subsection;

(c) The named insured or any other operator who customarily operates an automobile insured under the policy:

(i) Has had his driver's license suspended or revoked during the policy period, or

(ii) Has experienced and is likely to experience epilepsy or heart attacks, and such individual cannot produce a certificate from a physician testifying to his unqualified ability to operate a motor vehicle, or

(iii) Is convicted of or forfeits bail during the policy period, for:

(A) Any felony, or

(B) Criminal negligence resulting in death, homicide or assault, arising out of the operation of a motor vehicle, or

(C) Operating a motor vehicle while in an intoxicated condition or while under the influence of drugs, or

(D) Leaving the scene of an accident without stopping to report, or

(E) Theft of a motor vehicle, or

(F) A third violation, for any one operator, within a period of eighteen months, of any moving traffic offense.

After the aforesaid sixty-day period, a notice of cancellation from the insurer to the insured shall give the statutory reason for which such cancellation is made.

(3) No contract of insurance subject to the provisions of subsection (1) above which has been in effect for sixty days shall be terminated by refusal to renew by the insurer unless:

(a) The insurer gives the named insured notice in writing as provided for in subsection (1) above that:

(i) It proposes to terminate or refuses to renew the insurance contract upon such date; and

(ii) Upon receipt of a written request from the named insured, it will forthwith mail to the named insured a written explanation of its actual reason or reasons for terminating or refusing to renew; and

(iii) The named insured, within five days after receipt of such notice, may at his option, request the insurer to furnish such written explanation; and

(b) If the named insured exercises his option, the insurer shall forthwith, but in any event prior to the proposed termination or refusal to renew, mail to the named insured by certified mail with return receipt a written explanation giving the actual reason or reasons for its refusal to renew the contract.

(4) Any notice or written explanation given pursuant to the provisions of this section shall be privileged and shall not constitute grounds for any cause of action against the insurer or its representative or any firm, person or corporation who in good faith furnishes to the insurer the information upon which the reasons are based.

(5) The provisions of this section shall not apply to:

(a) Contracts of insurance issued under the assigned risk plan; and

(b) Contracts of insurance providing principally other general casualty coverages in addition to vehicle insurance; and

(c) Contracts of insurance insuring more than four motor vehicles.

(6) (a) Any contract of insurance which specifies either no definite policy period or a policy period of six months or less shall, for the purposes of this section, be considered to have successive policy periods ending each six months following its original date of issue.

(b) Each contract of insurance subject to the provisions of subsection (1) must contain each particular ground for cancellation of the contract of insurance by the insurer.

NEW SECTION. Sec. 2. There is added to chapter 79, Laws of 1947 and to chapter 48.22 RCW a new section to read as follows:

Nothing in section 1 of this act shall be construed to prevent the cancellation or nonrenewal of any such insurance where:

(a) Such cancellation or nonrenewal is ordered by the commissioner under a statutory delinquency proceeding commenced under the provisions of chapter 48.31 RCW, or

(b) Permission for such cancellation or nonrenewal has been given by the commissioner on a showing that the continuation of such coverage can reasonably be expected to create or continue a condition in the company hazardous to its policyholder, or to its creditors, or to its members, subscribers, or stockholders or to the public."

It was moved by Senator Stender that the following amendment to the amendment by Senator Herrmann be adopted:

In line 10 of Senator Herrmann's amendment, after "policy period" add the following: " : *Provided*, That insurers may not cancel a policy because of any incident, happening or liability for which the insured was not responsible."

The motion was carried and the amendment to the amendment was adopted.

The President declared the question before the Senate to be the adoption of the amendment as amended.

The motion was carried and the amendment by Senator Herrmann as amended was adopted.

On motion of Senator Herrmann, the following amendment was adopted:

In line 1 of the title, after "insurance;" strike the remainder of the title down through and including the period on line 5 and insert "and adding two new sections to chapter 79, Laws of 1947 and to chapter 48.22 RCW."

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 523 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 523 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 3; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Dore, Gissberg, Greive—3.

Excused: Senators Chytil, Marquardt, Redmon—3.

Engrossed Senate Bill No. 523, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 78, by Senators Kupka, Peterson (Ted) and McMillan (by Legislative Council request):

Regulating public contract bidding.

On motion of Senator Kupka, Substitute Senate Bill No. 78 was substituted for Senate Bill No. 78 and the substitute bill was placed on second reading and read the second time by sections.

It was moved by Senator Guess that the following amendment be adopted:

On page 2, section 5, line 13, strike Section 5.

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

It was moved by Senator Williams that the following amendment be adopted:

On page 2, section 4, line 5, strike Section 4.

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Talley, the following amendment was adopted:

In line 1 of the title, after "therefor" insert a period and strike the balance of the sentence.

On motion of Senator Kupka, the rules were suspended, Engrossed Substitute Senate Bill No. 78 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 78 and the bill passed the Senate by the following vote: Yeas, 32; nays, 13; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Uhlman, Woodall—32.

Those voting nay were: Senators Atwood, Donohue, Guess, Hallauer, Lennart, Mardesich, Metcalf, Pritchard, Rasmussen, Talley, Twigg, Washington, Williams—13.

Absent or not voting: Senator Freise—1.

Excused: Senators Chytil, Marquardt, Redmon—3.

Engrossed Substitute Senate Bill No. 78, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 280 on second reading.

Senate Bill No. 280, by Senators Henry, Kupka, Knoblauch and Neill (by Departmental request):

Licensing motor vehicle dealers and salesmen.

It was moved by Senator Guess that Senate Bill No. 280 be referred to the Committee on Commerce, Manufacturing and Licenses.

Debate ensued.

The motion was lost.

REPORTS OF STANDING COMMITTEE

Senate Bill No. 280:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Licensing motor vehicle dealers and salesmen (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 2, line 23, section 2, after "state" add the following:

"*Provided*, That this act shall not apply to printers, publishers, or broadcasters who in good faith print, publish or broadcast material without knowledge of its deceptive character"

Beginning on page 13, section 16, subsection (5)(a), line 18, strike all of the material down to and including line 24, on page 15 and insert the following language:

(a) Coerce or attempt to coerce any motor vehicle dealer to order or accept delivery of any motor vehicle or vehicles, parts or accessories, or any other commodities which shall not have been voluntarily ordered by the said motor vehicle dealer: *Provided*, that recommendation, endorsement, exposition, persuasion, urging, or argument shall not be deemed to constitute coercion;

(b) Cancel, or, fail to renew the franchise or selling agreement of any motor vehicle dealer doing business in this state without fairly compensating the dealer at a fair going business value for his capital investment which shall include but not be limited to tools, equipment, and parts inventory, possessed by the dealer on the day he is notified of such cancellation or termination and which are still within the dealer's possession on the day the cancellation or termination is effective, if: (1) The capital investment shall have been entered into with reasonable and prudent business judgment for the purpose of fulfilling the franchise; and (2) Said cancellation or nonrenewal was not done in good faith. Good faith shall be defined as the duty of each party to any franchise to act in a fair and equitable manner towards each other, so as to guarantee one party freedom from coercion, intimidation, or threats of coercion or intimidation from the other party: *Provided*, That recommendation, endorsement, exposition, persuasion, urging or argument shall not be deemed to constitute a lack of good faith.

(c) Encourage, aid, abet or teach a motor vehicle dealer to sell motor vehicles through any false, deceptive or misleading sales or financing practices including but not limited to those practices declared unlawful in this section;

(d) Coerce or attempt to coerce a motor vehicle dealer to engage in any practice forbidden in this section by either threats of actual cancellation or failure to renew the dealer's franchise agreement;

(e) Refuse to deliver any motor vehicle publicly advertised for immediate delivery to any duly licensed motor vehicle dealer having a franchise or contractual agreement for the retail sale of new and unused motor vehicles sold or distributed by such manufacturer, distributor, or factory representative or branch, within sixty days after such dealer's order shall have been received in writing unless caused by inability to delivery because of shortage or curtailment of material, labor, transportation or utility services, or to any labor or production difficulty, or to any other cause beyond the reasonable control of the manufacturer.

(6) Nothing in this section shall be construed to impair the obligations of a contract or to prevent a manufacturer, distributor, representative or any other person, whether or not licensed under this act, from requiring performance of a written contract entered into with any licensee hereunder, nor shall the requirement of such performance constitute a violation of any of the provisions of this section: *Provided However*, any such contract, or the terms thereof, requiring performance, shall have been theretofore freely entered into and executed between the contracting parties.

NEW SECTION. Sec. 17. There is added to chapter 12, Laws of 1961 and to chapter 46.70 RCW a new section to read as follows:

The director may in addition to his other powers refuse to issue or revoke a motor vehicle dealer's license if a verified complaint has been filed with the department by a licensed motor vehicle dealer that the applicant or the licensee complained of is about to receive a franchise or has received a franchise formerly held by the complainant. The complaint must allege that the cancellation or failure to renew was without good cause, and that a bona fide attempt has been made by the complainant to negotiate a settlement with the manufacturer, factory representative or distributor to resolve said dispute.

The absence of good cause shall consist of but not be limited to:

(1) That the manufacturer failed to compensate the motor vehicle dealer in accordance with the provisions of section 16 (5) (b), and/or;

(2) That an unfair cancellation or a failure to renew the franchise has taken place. An unfair cancellation may be but is not limited to:

(a) A failure to give ninety days notice of intent not to renew or to cancel the franchise;

(b) A failure to set forth the reasons for said cancellation;

(c) A cancellation or nonrenewal of a franchise due to failure of the complainant to meet a required quota of sales which the director finds to be excessive. For the purpose of this section, excessive quota is defined as an unreasonable number of vehicles required to be ordered from the manufacturer, distributor or factory representative as compared to the reasonable projection of market sales for that make and model or models in the dealer's geographic region;

(d) A cancellation or nonrenewal of the franchise because the complainant failed to accept a delivery of vehicles, parts or accessories that had not been ordered or;

(e) A cancellation or nonrenewal of the franchise because of the refusal of the complainant to engage in any practice declared unlawful in section 16 of this amendatory act.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Karl Herrmann, Reuben A. Knoblauch, Frances Haddon Morgan, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Senate Bill No. 280:

Senate Chamber,
Olympia, Wash., February 25, 1967.

Licensing motor vehicle dealers and salesmen (reported by Committee on Highways):

MINORITY recommends that it do not pass.

....., *Chairman*,
....., *Vice Chairman*.

We concur in this report: Sam C. Guess, James E. Keefe, Walter B. Williams. The bill was read the second time by sections.

On motion of Senator Henry, the committee amendment to page 2 was adopted.

It was moved by Senator Henry that the committee amendment to page 13 be adopted.

It was moved by Senator Henry that the following amendment to the committee amendment to page 13 be adopted:

On page 2 of the committee amendment to page 13, strike section 17 and insert the following:

"NEW SECTION. Sec. 17. There is added to chapter 12, Laws of 1961 and chapter 46.70 RCW a new section to read as follows:

The director shall revoke or refuse to issue a motor vehicle dealer's license if a court action has been filed pursuant to Section 21 and said controversy pending regards the cancellation or nonrenewal of an existing franchise and a certified copy of said complaint is filed with the department by the affected motor vehicle dealer until said court case has been disposed of. The court may, however, in order to maintain adequate and competitive service in the area or upon a showing by the manufacturer, distributor, or factory branch for good cause order the director to issue said motor vehicle dealer's license if the dealer complies with other sections of chapter 46.70 RCW.

Debate ensued.

The motion was carried and the amendment to the committee amendment was adopted.

The President declared the question before the Senate to be the adoption of the committee amendment to page 13 as amended by Senator Henry.

The motion was carried and the amendment as amended was adopted.

On motion of Senator Freise, the following amendment was adopted:

On page 3, section 3, line 11, add a new subsection following subsection (iv) as follows: "(v) Any person, firm, association, corporation or trust, engaged in selling equipment other than motor vehicles, used for agricultural or industrial purposes."

On motion of Senator Talley, the following amendments were adopted:

On page 12, section 16, line 29, after "dealer's" insert ", or his authorized representative's"

On page 12, section 16, line 30, after "within" strike "twenty-four" and insert "forty-eight"

On motion of Senator Henry, the following amendments were adopted:

On page 15, section 18, strike all the language on line 27 down to and including line 30 and insert the following:

"Upon the filing of a complaint pursuant to section 21 of this amendatory act by the affected motor vehicle dealer, any cancelled or nonrenewed franchise of said dealer shall be and stay in full force and effect until the complaint has been expeditiously disposed of unless the court, pursuant to section 17 of this amendatory act, has ordered the director to issue the motor vehicle dealer's license to the new franchisee."

On page 16, beginning on line 3, strike all the material down to and including "proper." on line 23.

Renumber the remaining sections consecutively.

On page 18, line 21, after "16" strike "and 17"

On page 21, section 33 (new section 31), line 4, strike "15 through 27" and insert "16 through 25"

On page 21, section 33 (new section 31), line 5, strike "14 and sections 28 through 32" and insert "15 and sections 26 through 30"

It was moved by Senator Guess that the following amendment be adopted:

On page 3, section 3, line 11, strike subsection (3).

Debate ensued.

With the consent of the Senate, Senator Guess was permitted to withdraw the amendment.

It was moved by Senator Washington that the following amendment be adopted:

On page 6, beginning on line 28, strike all the material down to and including "employed." on page 7, line 8, and insert the following:

"NEW SECTION. Sec. 9. There is added to chapter 12, Laws of 1961 and to chapter 46.70 RCW a new section to read as follows:

The license issued to the motor vehicle salesman shall be sent to the salesman by the department and shall be posted in a conspicuous place on the premises of the dealer by whom the salesman is employed during the period of the salesman's employment.

When a salesman begins or terminates a connection with a motor vehicle dealer, the salesman and dealer shall promptly notify the director, in writing, in the form prescribed by the director. In addition to other information required by the director, the motor vehicle dealer with whom the salesman is beginning a connection shall certify that he has examined the background of the salesman and, to the best of his knowledge, the salesman is of good moral character."

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Andersen that the following amendment be adopted:

On page 20, section 32, line 33, add a new section to be known as section 33 as follows:

"Sec. 33. If any provision of this 1967 amendatory act, or its application to any person or circumstance is held invalid, the remainder of this 1967 amendatory act, or the application of the provision to other persons or circumstances is not affected."

Renumber section 33 of the bill as section 34.

Debate ensued.

With the consent of the Senate, the amendment was withdrawn.

It was moved by Senator Guess that the following amendment be adopted:

On page 6, section 9, line 28, strike section 9.

Renumber section 10 as section 9.

Renumber following sections consecutively.

Debate ensued.

With leave of the Senate, Senator Guess was permitted to withdraw the amendment.

On motion of Senator Lewis, the following amendments were adopted:

On page 17, section 21, line 4, after "act" insert "": *Provided Further*, That any action to enforce a claim for civil damages under chapter 19.86 RCW shall be forever barred unless commenced within 6 years after the cause of action accrues"

On page 1, line 25, after "date" insert "": and amending chapter RCW 19.86, chapter 216, Laws of 1961"

On motion of Senator Henry, the rules were suspended, Engrossed Senate Bill No. 280 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 280 and the bill passed the Senate by the following vote: Yeas, 42; nays, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder,

Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams; Woodall—42.

Those voting nay were: Senators Durkan, Guess, Keefe, Twigg—4.

Excused: Senators Chytil, Marquardt, Redmon—3.

Engrossed Senate Bill No. 280, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Dore, 500 additional copies of Senate Bill No. 618 were ordered printed.

Senate Bill No. 65, by Senators Ryder and Mardesich:
Pertaining to banks and trust companies.

REPORT OF STANDING COMMITTEE

Senate Bill No. 65:

Senate Chamber,
Olympia, Wash., February 10, 1967.

Pertaining to banks and trust companies (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass with the following amendments:

On page 3, section 3, line 6, after "in" and before "value" strike "face" and insert "market"

On page 3, section 4, line 26, after "in" and before "value" strike "face" and insert "market"

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

The bill was read the second time by sections.

On motion of Senator Ryder, the committee amendments were adopted.

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 65 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 65 and the bill passed the Senate by the following vote: Yeas, 40; nays, 1; absent or not voting, 5; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Talley, Twigg, Washington, Williams, Woodall—40.

Voting nay was: Senator Uhlman—1.

Absent or not voting: Senators Connor, Durkan, Freise, Lennart, Stender—5.

Excused: Senators Chytil, Marquardt, Redmon—3.

Engrossed Senate Bill No. 65, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 584, by Senator Talley:

Providing for the annexation of territory to a sewer district.

On motion of Senator Talley, Substitute Senate Bill No. 584 was substituted for Senate Bill No. 584 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Talley, the rules were suspended, Substitute Senate Bill No. 584 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 584 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 5; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Donohue, Dore, Freise, Lennart, Morgan—5.

Excused: Senators Chytil, Marquardt, Redmon—3.

Substitute Senate Bill No. 584, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

SECOND READING OF BILLS

Senate Bill No. 469, by Senator Mardesich:

Authorizing parks and recreation commission to acquire part of Everett jetty.

The bill was read the second time by sections.

On motion of Senator Metcalf, the following amendment was adopted:

On page 1, section 1, line 10, after "acres of the" and before "jetty" strike "southern portion of the"

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Bill No. 469 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 469 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator Henry—1.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 469, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 381, by Senators Pritchard, Uhlman and Williams:
Authorizing counties to acquire land for highways and open spaces.
The bill was read the second time by sections.

On motion of Senator Pritchard, the rules were suspended, Senate Bill No. 381 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Lewis:

"Mr. President, would Senator Pritchard yield to a question:

"Senator Pritchard, it is my understanding that this bill, Senate Bill No. 318, would give to the state and local governments the power to condemn private property for unspecified rights in private property without limitation. Now the thing that I am concerned about, if they are going to do this condemning, does the bill indicate that they shall condemn and that it shall be used to obtain only a full fee title to the land? Is this correct?"

Senator Pritchard:

"I believe I am going to ask my attorney, Senator Williams, to answer that question."

Senator Williams:

"Senator Lewis, as far as I know it doesn't change the detailed procedures on acquiring land. The main purpose of the bill was to cover the problems we now have in the counties where the counties can only work in the county areas and the cities work in the city areas. This will allow county work in both areas so that we can have county-wide projects particularly in highway and park and recreation areas.

Senator Lewis:

"The thing I am trying to get to: It is not clear in my mind but that the bill may mean that they could condemn only air rights or a portion of land. Is the bill restricted? Does it restrict the power of condemnation to be used only to acquire full fee title? In other words, not just a portion, but full fee. Can they condemn air rights or a portion of the surface rights? This would be a problem."

Senator Williams:

"As far as I know it is full fee title. There is nothing in the bill about air rights."

Debate ensued.

Senator Rasmussen:

"Mr. President, would Senator Williams yield:

"Senator, on page 2 of the bill, section 3, it says the counties are authorized to establish, construct and improve highways. Do they have this authority now?"

Senator Williams:

"The basic problem is the counties have authority in unincorporated areas and the cities have authority in the cities. Where you have a proliferation of small towns, then you have a problem with any county-wide program. This will help the metropolitan areas solve some of these problems on a county-wide basis because otherwise the state would have to do it. If the counties can't take care of the arterial problems, the only other way we can do it would be for the state to do it. As it is the counties can't get the power to do it unless there is a vote in each of the incorporated cities along the path. This would provide that a detailed plan be submitted to the voters and it will require that kind of action beyond what the legislature does here. This merely enables them to act on a county-wide basis so they can do this job."

Senator Rasmussen:

"Does this require the approval of the legislative body of the city before the county can move in and construct, destruct or condemn building?"

Senator Williams:

"No, I don't think so, but I don't think that is the problem. The problem is how to get these highways built where you have a proliferation of these small cities. But you have to have a sixty percent vote of the people of the area to do this and this is difficult under any circumstances."

Debate ensued.

Senator Donohue:

"Mr. President, would Senator Williams yield to a question:

"Senator, as I understand it the legislative body of the city or county has to authorize this?"

Senator Williams:

"Yes."

Senator Donohue:

"Let's take a look at the other side of the coin. For an example let us go down into my small county where the majority of the people live in the city, but ninety percent of the valuation lies out of the city limits. Now when it comes to voting on the bond issues to sustain this, it is the entire vote of everybody in the county, is that right?"

Senator Williams:

"Yes, the entire county."

Senator Donohue:

"Wouldn't that be a distinct disadvantage to the rural people who would have to pay most of the money to retire the bonds because the people in the smaller cities could impose that upon them against their will?"

Senator Williams:

"I don't think the city people are going to have sixty percent of the vote, are they?"

Senator Donohue:

"They would in my particular area, Senator."

Senator Williams:

"They would not in Seattle."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 381 and the bill passed the Senate by the following vote: Yeas, 40; nays, 5; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Durkan, Faulk, Foley, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—40.

Those voting nay were: Senators Donohue, Freise, Lewis, McMillan, Talley—5.

Absent or not voting: Senators Dore, Gissberg—2.

Excused: Senators Chytil, Redmon—2.

Senate Bill No. 381, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 318, by Senator Mardesich:

Increasing salaries of county officers by twenty percent.

REPORT OF STANDING COMMITTEE

Senate Bill No. 318:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Increasing salaries of county officers by twenty percent (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 2, beginning on line 12, strike "*eleven thousand two*" and insert "*twelve thousand five*"

On page 2, section 2, line 14, after "dollars" and before the semicolon, insert "": *Provided, That the prosecution attorneys of counties of the second class shall not engage in the private practice of law*"

In line 1 of the title after "officers" and before the semicolon, strike " ' salaries".

In line 3 of the title after "032;" strike "and".

In line 5 of the title after "020" and before the period, insert "": and amending section 36.27.060, chapter 4, Laws of 1963 and RCW 36.27.060"

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, Ted G. Peterson, Fred G. Redmon, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Atwood, the committee amendments were adopted.

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Bill No. 318 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator McCutcheon:

"Mr. President, would Senator Mardesich yield to a question:

"Senator Mardesich, this would disqualify all members of the legislature in terms of overlap, from those officials you have raised would it not?"

Senator Mardesich:

"That is correct. Anyone who votes for this measure, were it to pass today, would be disqualified if he were to run for the office for which we raised the wages today."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 318 and the bill passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 8; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—39.

Absent or not voting: Senators Cooney, Donohue, Durkan, Herr, Herrmann, Kupka, Pritchard, Uhlman—8.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 318, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Gissberg gave notice that he would at some time before midnight move that the Senate reconsider the vote by which Senate Bill No. 318 was passed.

Senate Bill No. 140, by Senators Guess, Hallauer and Redmon:

Authorizing organization of conservation subdistricts.

On motion of Senator Henry, Substitute Senate Bill No. 140 was substituted for Senate Bill No. 140 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Guess, the rules were suspended, Substitute Senate Bill No. 140 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 140 and the bill passed the Senate by the following vote: Yeas, 37; nays, 10; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Twigg, Washington, Williams—37.

Those voting nay were: Senators Canfield, Donohue, Lennart, McMillan, Marquardt, Metcalf, Ridder, Talley, Uhlman, Woodall—10.

Excused: Senators Chytil, Redmon—2.

Substitute Senate Bill No. 140, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 563, by Senators Keefe, Connor and Greive:

Setting minimum on certain firemen's pensions.

The bill was read the second time by sections.

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 1, after section 1, insert a new section to read as follows:

"**NEW SECTION.** Sec. 2. Section 4, chapter 382, Laws of 1955 as last amended by section 3, chapter 45, Laws of 1965 extraordinary session, and RCW 41.18.040 are each amended to read as follows:

Whenever any fireman, at the time of taking effect of this act or thereafter, shall have been appointed under civil service rules and have served for a period of twenty-five years or more as a member in any capacity of the regularly constituted fire department of any city, town or fire protection district which may be subject to the provisions of this chapter, and shall have attained the age of fifty years, he shall be eligible for retirement and shall be retired by the board upon his written request. Upon his retirement such fireman shall be paid a monthly pension which shall be equal to fifty percent of [his] the basic salary at any time thereafter attached to the rank and status which he held at the date of his retirement.

Upon the death of any such retired fireman, his pension shall be paid to his widow, at the same monthly rate that the retired fireman would have received had he lived, if such widow was his wife for a period of five years prior to the time of his retirement. If there be no widow, then such monthly payments shall be distributed to and divided among his children, share and share alike, until they reach the age of eighteen or are married, whichever occurs first."

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 563 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 563 and the bill passed the Senate by the following vote: Yeas, 39; nays, 5; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—39.

Those voting nay were: Senators Freise, Guess, Lewis, Neill, Woodall—5.

Absent or not voting: Senators Donohue, Hallauer, Morgan—3.

Excused: Senators Chytil, Redmon—2.

Senate Bill No. 563, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 539, by Senators Uhlman and Atwood:
Prescribing procedures in criminal capital offenses.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 539 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCormack:

"Mr. President; would Senator Uhlman yield to a question:

"Senator Uhlman, if a person confessed to first degree murder—does this include capital crimes?"

Senator Uhlman:

"First degree murder is about the best example of a capital crime I can think of."

Senator McCormack:

"No, does this bill cover capital crimes, Senator?"

Senator Uhlman:

"Yes, it does."

Senator McCormack:

"Then the question I would ask: If a person confesses to first degree murder, may a judge under this law sentence that person to death?"

Senator Uhlman:

"Yes, indeed, he may. In other words, you are taking your chances."

On motion of Senator Atwood, Senators Ryder and Neill were excused.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 539 and the bill passed the Senate by the following vote: Yeas, 37; nays, 2; absent or not voting, 6; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—37.

Those voting nay were: Senators McCutcheon, Rasmussen—2.

Absent or not voting: Senators Connor, Dore, Gissberg, Hallauer, Herr, Lewis—6.

Excused: Senators Chytil, Neill, Redmon, Ryder—4.

Senate Bill No. 539, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 486, by Senators Herr, Andersen and Kupka:

Authorizing conversion of overhead electric and communications facilities to underground facilities in cities and towns.

REPORT OF STANDING COMMITTEE

Senate Bill No. 486:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizing conversion of overhead electric and communications facilities to underground facilities in cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 5, line 32, after "conversion" strike the comma and all material down to and including "contracts" on line 33.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

The bill was read the second time by sections.

On motion of Senator Kupka the committee amendment was adopted.

On motion of Senator Andersen, the following amendment by Senators Andersen and Kupka was adopted:

On page 3, section 6, line 20, after "within" strike "sixty" and insert "ninety" and on line 23 after "within" strike "sixty" and insert "ninety"

On motion of Senator Greive, the following amendment was adopted:

On page 2, line 28, following section 4, add a new section 5 as follows:

"NEW SECTION. Sec. 5. No city or town shall proceed with the conversion of existing overhead electrical and communication facilities to underground facilities under the provisions of this act if protest thereto is filed with the clerk of the city or town within 90 days from the date of notice by the city or town of the proposed conversion, filed by the owners of 35 percent of the property within the conversion area."

Renumber the remaining sections consecutively.

On motion of Senator Andersen, the following amendment by Senators Andersen and Kupka was adopted:

On page 4, section 6, line 3, after "within" strike "sixty" and insert "ninety"

On motion of Senator Kupka, the rules were suspended, Engrossed Senate Bill No. 486 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Ridder:

"Mr. President, would Senator Kupka yield:

"Senator Kupka, how would this affect an older couple who, unlike attaching to a sewer line where they could keep on using the septic tank even though the sewer line ran in front of their place, do not have money to change the entrance service to their property and yet they are going to be forced in ninety days to provide such an entry service underground? How could they provide for this?"

Senator Kupka:

"Senator, it would apply the same as the old couple that owns a home and is assessed with a school levy and they don't have any children in school. They would be required to pay it."

Senator Ridder:

"Touché. But is there any way that some surcease can be brought for such a situation? This is a peculiar situation unlike an L.I.D. for a sewer where you can sit and wait for ten years and use the old septic tank and not connect to the sewer."

Senator Kupka:

"In reply to your question, Senator Ridder, I am sure that if there is one home in an area like that, there probably are a number of others. I am sure that the group in that block is not going to support this kind of improvement. I doubt if the improvement would pass when put to a vote in cases of that kind and consequently they wouldn't put the facility underground. They would do this in an area where people will solicit this kind of improvement."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 486 and the bill passed the Senate by the following vote: Yeas, 29; nays, 11; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—29.

Those voting nay were: Senators Canfield, Connor, Guess, Keefe, Lewis, McCutcheon, Mardesich, Metcalf, Rasmussen, Ridder, Woodall—11.

Absent or not voting: Senators Gissberg, Hallauer, Hanna, McCormack, McMillan—5.

Excused: Senators Chytil, Neill, Redmon, Ryder—4.

Engrossed Senate Bill No. 486, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 308, by Senators Ridder, Washington and Mardesich (by Interim Committee on Education request):

Changing election procedure for state board of education and powers and duties of superintendent of public instruction.

On motion of Senator Ridder, Substitute Senate Bill No. 308 was substituted for Senate Bill No. 308 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Substitute Senate Bill No. 308 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Ridder yield to a question:

"Senator Ridder, I am not quite sure what this electoral point is. I have never heard of that. Would you please explain what an electoral point is?"

Senator Ridder:

"Actually it is much like the electoral college on the national level in which you vote according to the number of electoral votes, which were weighted. This would weight the vote of each school board member in proportion to the number of pupils. If there were 250 pupils in the school district, he would get 250 votes and then they are totaled. For instance, from out of 223,000 pupils in the county of King, Seattle has 91,000 of these pupils. You can see that Seattle with 91,000 votes per board member would not be able to control the votes of King county but it would have a significantly larger voice."

Senator Canfield:

"Senator Ridder, is that then the one man, one vote system like you explained previously?"

Senator Ridder:

"Yes, it is on a pupil basis rather than on a population basis."

Senator Canfield:

"You may be right, but I don't recall the supreme court said anything about weighted votes."

Senator Ridder:

"Perhaps they didn't. This has been studied very closely by our caucus attorney. It was also studied by the superintendent of public instruction. They have been worried about this problem for a long time and when this idea came up, they were overjoyed in having it settled in some amicable way. The only thing I can do is take the attorneys' opinion on it and they say it is a very good solution for a knotty problem, so I submit it to you on this basis."

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 308 and the bill passed the Senate by the following vote: Yeas, 32; nays, 6; absent or not voting, 7; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McMillan, Mardesich, Marquardt, Morgan, Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Twigg, Washington, Williams, Woodall—32.

Those voting nay were: Senators Henry, Herr, Lewis, Peterson (Lowell), Talley, Uhlman—6.

Absent or not voting: Senators Guess, Hallauer, Hanna, McCormack, McCutcheon, Metcalf, Pritchard—7.

Excused: Senators Chytil, Neill, Redmon, Ryder—4.

Substitute Senate Bill No. 308, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 442, by Senators Gissberg, Metcalf, Canfield, Ridder, Henry and Mardesich:

Pertaining to intermediate school district.

REPORT OF STANDING COMMITTEE

Senate Bill No. 442:

Senate Chamber,
Olympia, Wash., February 21, 1967.

Pertaining to intermediate school district (reported by Committee on Education): MAJORITY recommends that it do pass with the following amendments:

On page 3, section 3, lines 5 and 6, after "intermediate" at end of line 5 and before "superintendent" at beginning of line 6, insert "*or county*".

On page 3, section 3, line 8, after "the first" strike "immediate" and insert "[immediate] *intermediate*".

On page 3, add a new section following section 4 as follows:

"**NEW SECTION.** Sec. 5. This act is necessary for the immediate preservation of

the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.”

Robert C. Ridder, *Chairman*.

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John H. Stender, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Henry, the committee amendments were adopted.

On motion of Senator Henry, the following amendment was adopted:

In line 8 of the title, after “RCW” insert “; and declaring an emergency”

On motion of Senator Henry, the rules were suspended, Engrossed Senate Bill No. 442 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 442 and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—39.

Voting nay was: Senator Guess—1.

Absent or not voting: Senators Hallauer, Hanna, McCutcheon, Pritchard, Twigg—5.

Excused: Senators Chytil, Neill, Redmon, Ryder—4.

Engrossed Senate Bill No. 442, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 519, by Senators Woodall, Cooney and Greive:

Stipulating damages which may be awarded to parent in actions for injury or death of child.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Senate Bill No. 519 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 519 and the bill passed the Senate by the following vote: Yeas, 34, nays, 4; absent or not voting, 7; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Ridder, Stender, Talley, Uhlman, Washington, Woodall—34.

Those voting nay were: Senators Lewis, McMillan, Rasmussen, Sandison—4.

Absent or not voting: Senators Canfield, Hanna, Henry, McCutcheon, Pritchard, Twigg, Williams—7.

Excused: Senators Chytil, Neill, Redmon, Ryder—4.

Senate Bill No. 519, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 406, by Senators Mardesich, Peterson (Ted) and Kupka:

Adopting a state-wide plumbing code and creating a division in the department of labor and industries.

On motion of Senator Woodall, Senate Bill No. 406 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 334.

Senate Bill No. 347, by Senators Keefe, Kupka and Woodall:

Defining crimes relating to credit cards.

The bill was read the second time by sections.

It was moved by Senator Bailey that the following amendment be adopted:

On page 3, line 14, add a new section 8, as follows:

"**NEW SECTION.** Sec. 8. It shall be unlawful for any person, corporation, partnership, organization or association to mail or otherwise send a credit card to any individual who has not applied for or requested the issuance of the credit card in writing. The penalty for any violation of this section shall be a fine of not more than five hundred dollars for each violation."

Remember the remaining sections consecutively.

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Woodall yield to a question:

"Senator Woodall, you and your interim committee did considerable work on certain commercial practices of which this was one and I want to record that I received a credit card, 'Carte Blanche,' through the mails without my request and shortly afterward was sent a bill. Now I never asked for the card and never used it. As a matter of fact, I destroyed it. My question to you is this: I wonder if you have any opinion as to how much money is taken in by gullible people paying these bills?"

Senator Woodall:

"I thought for a moment you were going to ask a legal question and I would bill you. No, we have no figures on that, but there are tremendous numbers of instances where you get everything from magazines to ties through the mail that are unwanted and later you get bills for them. We do have a bill the interim committee worked on that was presented in the House and will be coming over to this body to discourage mailings of this type. This bill states if you don't want it and haven't ordered it, you need not pay for it. Perhaps that would take care of this situation."

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Uhlman that the following amendment be adopted:

On page 1, section 2, line 18, strike "felony" and insert "misdemeanor"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Bailey, the following amendment was adopted:

In line 1 of the title, after "ACT" strike all the material down to and including "alties" on line 3 and insert:

"Relating to credit cards; the unauthorized issuance thereof; the receipt, possession, and use of forged, counterfeit, stolen and revoked credit cards; and providing penalties"

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 347 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 347 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Hallauer, Henry, McCutcheon, Peterson (Ted)—4.

Excused: Senators Chytil, Neill, Redmon, Ryder—4.

Engrossed Senate Bill No. 347, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 471, by Senators Greive, Cooney and Williams:

Authorizing municipalities to sell or lease certain property for free public parking facilities.

The bill was read the second time by sections.

On motion of Senator Durkan, the following amendments were adopted:

On page 2, line 11, insert a new section as follows:

"Sec. 6. Section 35.86.070, chapter 7, Laws of 1965, and RCW 35.86.070 are each amended to read as follows:

Such cities and/or their lessees shall pay to the county treasurer [and to the state treasurer moneys in lieu of real property taxes] *an excise tax for the privilege of operating a city-owned parking facility* equal to the amounts which would be paid upon real property [condemned pursuant to this chapter] *devoted to the purpose of off-street parking* were it in private ownership. *This section shall only apply to parking facilities acquired under this act.*"

Renumber section 6 to read "Sec. 7."

On line 3 of the title after the semicolon and before "and" insert "levying an excise tax on city-owned parking facilities;"

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 471 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 471 and the bill passed the Senate by the following vote: Yeas, 34; nays, 6; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—34.

Those voting nay were: Senators Andersen, Durkan, Foley, Lennart, Lewis, Talley—6.

Absent or not voting: Senators Freise, Hallauer, Hanna, McCutcheon, Pritchard—5.

Excused: Senators Chytil, Neill, Redmon, Ryder—4.

Engrossed Senate Bill No. 471, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 525, by Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request):

Providing for incontestability clauses in disability insurance policies.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Senate Bill No. 525 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 525 and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 7; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson, (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Woodall—38.

Absent or not voting: Senators Connor, Freise, Hanna, McCutcheon, Pritchard, Washington, Williams—7.

Excused: Senators Chytil, Neill, Redmon, Ryder—4.

Senate Bill No. 525, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 474, by Senators Greive, Uhlman and Marquardt:

Fixing port district commissioners' salaries.

REPORT OF STANDING COMMITTEE

Senate Bill No. 474:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Fixing port district commissioners' salaries (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

On page 2, line 22, after "more" insert "may, by resolution, provide that each commissioner receive a salary not to exceed \$3,600 per year"

On page 3, line 1, beginning with "shall" strike all matter down to and including "amended" on line 3.

Gordon Herr, *Chairman.*

We concur in this report: Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman.

The bill was read the second time by sections.

On motion of Senator Greive, the committee amendments were adopted.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 474 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Greive yield?"

"Senator, did the people of Seattle vote on this measure in accordance with the provisions of this bill that you are now striking? Did not the people vote down the proposition for the salary to be paid?"

Senator Greive:

"Certainly not in the lifetime of this particular commission. Some years ago we passed a special act enlarging the port commission. At that time they did vote to take away the salary, but since that time we have had new people on the port commission. They are not the same people. The matter has been entirely cleared up and there has been an effort to eliminate some people who were just hanging on. As a matter of fact, these are good people and are doing a good job. We think they should be paid for it. We don't think they should be required to render public service strictly as a hobby."

Debate ensued.

Senator Donohue:

"Mr. President, would Senator Greive yield to a question?"

"Senator, does this also apply to the smaller, inactive port districts scattered around the state?"

Senator Greive:

"No, Senator, it does not."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 474 and the bill passed the Senate by the following vote: Yeas, 34; nays, 6; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McMillan, Marde-sich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rid-der, Sandison, Stender, Talley, Uhlman, Washington, Williams—34.

Those voting nay were: Senators Atwood, Freise, Lennart, Metcalf, Ras-mussen, Woodall—6.

Absent or not voting: Senators Hallauer, Hanna, McCormack, Mc-Cutcheon, Twigg—5.

Excused: Senators Chytil, Neill, Redmon, Ryder—4.

Engrossed Senate Bill No. 474, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 172:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Providing for registration of name or mark of linen and garment suppliers (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 219:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Amending boundaries of the East Capitol site (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass as amended.

Lowell Peterson, *Chairman*.

We concur in this report: Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 528:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Permitting civil discovery of insurance (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, R. R. Bob Greive, John T. McCutcheon, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 613:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Establishing a legislative operations and facilities commission (reported by Committee on State Government):

MAJORITY recommends that Substitute Senate Bill No. 613 be substituted therefor and the substitute bill do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 5:40 p.m., on motion of Senator Greive, the Senate recessed until 8:00 p.m.

EVENING SESSION

The President called the Senate to order at 8:00 p.m.

SECOND READING OF BILLS

Senate Bill No. 334, by Senators Knoblauch and Freise:

Providing for retirement at age fifty-five with twenty-five years service under state employees' retirement system.

REPORT OF STANDING COMMITTEE

Senate Bill No. 334:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Providing for retirement at age fifty-five with twenty-five years service under state employees' retirement system (reported by Committee on State Government):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 1, subsection (4), line 10, after "*measures*" and before the period insert "*: Provided, That any member retiring under the provisions of this subsection shall receive a reduced retirement allowance, which allowance shall be the actuarial equivalent of the sum necessary to pay regular retirement benefits as of the earliest date upon which he could otherwise retire under subsections (1) or (3) of this section.*"

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, John N. Ryder, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendment was adopted.

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 334 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 334 and the bill passed the Senate by the following vote: Yeas, 34; nays, 8; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Bailey, Canfield, Connor, Cooney, Donohue, Dore, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington—34.

Those voting nay were: Senators Andersen, Atwood, Faulk, Lewis, McMillan, Metcalf, Neill, Woodall—8.

Absent or not voting: Senators Durkan, Hallauer, Lennart, Pritchard, Williams—5.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 334, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 406, by Senators Mardesich, Peterson (Ted), and Kupka:

Adopting a state-wide plumbing code and creating a division in the department of labor and industries.

On motion of Senator Atwood, Senate Bill No. 406 on second reading was made a special order of business for 8:45 p.m. this evening.

Senate Bill No. 462, by Senators Gissberg, Lewis and Mardesich:

Removing certain tidelands at Cattle Point from those formerly reserved for recreational use and taking of shellfish for personal use.

REPORT OF STANDING COMMITTEE

Senate Bill No. 462:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Removing certain tidelands at Cattle Point from those formerly reserved for recreational use and taking of shellfish for personal use (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass with the following amendments:

On page 4, add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. There is added to chapter 79.16 RCW, a new section to read as follows:

The state is hereby authorized to sell, lease or otherwise dispose of the following described tidelands for the purpose only of permitting the uplands owners to build and maintain docks:

(Cattle Point) The tidelands of the second class, owned by the state of Washington, situate in front of, adjacent to, or abutting upon lot 1, section 6, lots 1, 3, 4, 5, 6, 7, 8, 9 and 10, section 7, lots 1, 2, 3, 4, 5, 6 and 7, section 8 and lot 1, section 5, all in township 34 north, range 2 west, W.M., with a frontage of 463.88 lineal chains, more or less; excepting, however, any tidelands of the second class in front of said lot 10, section 7 conveyed through deed issued June 1, 1912 under application No. 6906, records of department of public lands."

In line 1 of the title after "lands," and before "and" insert "adding a new section to chapter 79.16 RCW,"

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley

The bill was read the second time by sections.

On motion of Senator Gissberg, the committee amendments were adopted.

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 462 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 462 and the bill passed the Senate by the following vote: Yeas, 41; nays, 5; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Talley, Twigg, Woodall—41.

Those voting nay were: Senators Faulk, Ridder, Uhlman, Washington, Williams—5.

Absent or not voting: Senator Lennart—1.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 462, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 194, by Senators Stender, Peterson (Ted) and Marquardt (by Executive request):

Raising minimum wage.

The bill was read the second time by sections.

It was moved by Senator Guess that the following amendment be adopted:

On page 1, beginning on line 5, strike all of section 1 and insert:

"Section 1. Section 1, chapter 294, Laws of 1959 as amended by section 2, chapter 18, Laws of 1961 extraordinary session and RCW 49.46.010 are each amended to read as follows: "As used in this chapter:

(1) "Director" means the director of labor and industries;

(2) "Wage" means compensation due to an employee by reason of his employment, payable in legal tender of the United States or checks on banks convertible into cash on demand at full face value, [subject to such deductions, charges, or allowances as may be permitted by regulations of the director under RCW 49.46.050.] and "wage" paid to any employee includes the reasonable cost as determined by the director, to the employer furnishing such employee with board or lodging if such board or lodging are customarily furnished by such employer to his employees: *Provided, That the cost of board or lodging shall not be included as a part of the wage paid to any employee to the extent it is excluded therefrom under the terms of a bona fide collective bargaining agreement applicable to the particular employee: Provided Further, That the director is authorized to determine the fair value of such board or lodging for employees based on average cost to the employer or the groups of employers similarly situated, of average value to groups of employees, or other appropriate measures of fair value. Such evaluations, where applicable and pertinent, shall be used in lieu of actual measure of cost in determining the wage paid to any employee. In determining the wage of a tipped employee the amount paid such employee by his employer shall be deemed to be increased on account of tips by an amount determined by the employer, but not by an amount in excess of fifty percent of the applicable minimum wage rate, except that in the case of an employee who (either himself or acting through his representative) shows to the satisfaction of the director that the actual amount of tips received by him was less than the amount determined by the employer as the amount by which the wage paid him was deemed to be increased under this sentence, the amount paid such employee by his employer shall be deemed to have been increased by such lesser amount: Provided Further, That the wage credits permitted by this section shall in no event reduce the cash remuneration to the employee to an amount less than one dollar and twenty-five cents per hour.*

(3) "Employ" includes to suffer or to permit to work;

(4) "Employer" includes any individual, partnership, association, corporation, business trust, or any person or group of persons acting directly or indirectly in the interest of any employer in relation to an employee;

(5) "Employee" includes any individual employed by an employer but shall not include:

(a) any individual employed (i) on a farm, in the employ of any person, in connection with the cultivation of the soil, or in connection with raising or harvesting any agricultural or horticultural commodity, including raising, shearing, feeding, caring for, training, and management of livestock, bees, poultry, and fur-bearing animals and wild life, or in the employ of the owner or tenant or other operator of a farm in connection with the operation, management, conservation, improvement, or maintenance of such farm and its tools and equipment; or (ii) in packing, packaging, grading, storing or delivering to storage, or to market or to a carrier for transportation to market, any agricultural or horticultural commodity; and the exclusions from the term "employee" provided in this item shall not be deemed applicable with respect to commercial canning, commercial freezing, or any other commercial processing, or with respect to services performed in connection with the cultivation, raising, harvesting and processing of oysters or in connection with any agricultural or horticultural commodity after its delivery to a terminal market for distribution for consumption;

- (b) any individual employed in domestic service in or about private home;
- (c) any individual employed in a bona fide executive, administrative, or professional capacity or in the capacity of outside salesman (as such terms are defined and delimited by regulations of the director);
- (d) any individual employed by the United States;
- (e) any individual engaged in the activities of an educational, charitable, religious, or nonprofit organization where the employer-employee relationship does not in fact exist or where the services are rendered to such organizations gratuitously;
- (f) any newspaper vender or carrier;
- (g) any carrier subject to regulation by Part I of the Interstate Commerce Act;
- (h) any individual engaged in forest protection and fire prevention activities;
- (i) any individual employed by the state, any county, city or town, municipal corporation or quasi-municipal corporation, political subdivision, or any instrumentality thereof;
- (j) any individual employed by any charitable institution charged with child care responsibilities engaged primarily in the development of character or citizenship or promoting health or physical fitness or providing or sponsoring recreational opportunities or facilities for young people or members of the armed forces of the United States;

(k) any individual engaged in performing services in a hospital licensed pursuant to chapter 70.41 or chapter 71.12;

(l) any individual engaged in performing services in a nursing home licensed pursuant to chapter 18.51;

(m) any individual whose duties require that he reside or sleep at the place of his employment or who otherwise spends a substantial portion of his work time subject to call, and not engaged in the performance of active duties.

(6) "Occupation" means any occupation, service, trade, business, industry, or branch or group of industries or employment or class of employment in which employees are gainfully employed.

(7) "*Tipped employee*" means any employee engaged in an occupation in which he customarily and regularly receives more than \$20.00 a month in tips.

"Sec. 2. Section 2, chapter 294, Laws of 1959 as amended by section 3, chapter 18, Laws of 1961 extraordinary session and RCW 49.46.020 are each amended to read as follows:

Every employer shall pay to each of his employees who have reached the age of eighteen years, wages at a rate of not less than one dollar and [fifteen] forty cents per hour except as may be otherwise provided under this chapter: *Provided*, That beginning the calendar year [1962] 1968, the applicable rate under this section shall be one dollar and [twenty five] sixty cents per hour."

On line 1 of the title after "wages:" and before "and", insert "amending section 1, chapter 294, Laws of 1959 as amended by section 2, chapter 18, Laws of 1961 extraordinary session and RCW 49.46.010".

On motion of Senator Herr, the amendment was laid upon the table.

On motion of Senator Atwood, Senator Lennart was excused.

On motion of Senator Rasmussen, the rules were suspended, Senate Bill No. 194 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Rasmussen yield to a question:

"Senator, is this all covered by federal minimum wage law at present?"

Senator Rasmussen:

"This is correct."

Senator Woodall:

"Then whether we pass the bill or not makes no difference?"

Senator Rasmussen:

"No, the federal law covers interstate and this covers intrastate workers."

Senator Woodall:

"What you are saying then is that what is not covered at this moment by federal law, this legislation will cover?"

Senator Rasmussen:

"What we are doing is giving people within the state the exemptions that are in the law now that were put in the last time, the same thing."

Senator Woodall:

"Is the class you are legislating for already covered by federal law or not is all I am asking?"

Senator Rasmussen:

"No, the new increases do not cover the state unless we pass the law. But they are covered by the state department of labor and industries for \$1.25 minimum."

Senator Woodall:

"Does this affect farm laborers?"

Senator Rasmussen:

"It doesn't affect them any more than the previous minimum wage law and quite frankly, Senator Woodall, it is quite a long law and I will get it for you. I thought everybody was aware of it."

Senator Woodall:

"Are you aware of it? Tell me: Are farm laborers exempt or not?"

Senator Rasmussen:

"To the best of my knowledge they are."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 194 and the bill passed the Senate by the following vote: Yeas, 40; nays, 2; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams—40.

Those voting nay were: Senators Donohue, Guess—2.

Absent or not voting: Senators Hallauer, Pritchard, Uhlman, Woodall—4.

Excused: Senators Chytil, Lennart, Redmon—3.

Senate Bill No. 194, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 406 on second reading.

Senate Bill No. 406, by Senators Mardesich, Peterson (Ted), and Kupka: Adopting a state-wide plumbing code and creating a division in the department of labor and industries.

The bill was read the second time by sections.

It was moved by Senator Woodall that the following amendment be adopted:

On page 7, section 6, line 15, after syllable "ton.", strike lines 15 through 18.

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

It was moved by Senator Woodall that the following amendment be adopted:

On page 9, section 8, line 12, change the first word of line 12 from "and" to "an".

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Woodall that the following amendment be adopted:

On page 9, section 7, line 3, insert a period after "dollars". Strike the remainder of the paragraph.

On motion of Senator Woodall, Senate Bill No. 406 was made a special order of business for 10:00 a.m., March 3, 1967.

Senate Bill No. 472, by Senator Gissberg:

Prescribing terms and conditions of sale or lease of certain state lands.

REPORT OF STANDING COMMITTEE

Senate Bill No. 472:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Prescribing terms and conditions of sale or lease of certain state lands. (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass with the following amendment:

On page 2, line 5, delete "or" and insert "[or] subject to the provisions of chapter 79.14 RCW and RCW 79.01.692: *Provided Further, That such lands may be leased*"

Lowell Peterson, *Chairman*.

We concur in this report: Damon R. Canfield, John L. Cooney, William A. Gissberg, Al Henry, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Gordon Sandison, John H. Stender, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Gissberg, the committee amendment was adopted.

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 472 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 472 and the bill passed the Senate by the following vote: Yeas, 40; nays, 1; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—40.

Those voting nay were: Senator Uhlman—1.

Absent or not voting: Senators Andersen, Canfield, Foley, Guess, Herrmann, Lennart—6.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 472, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 107, by Senators Ridder, Durkan, Andersen, Williams, Canfield, Metcalf, Peterson (Ted) and Lewis (by Executive request):

Enacting the interstate compact for education and providing for commissioners.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 107 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 107 and the bill passed the Senate by the following vote: Yes, 38; nays, 1; absent or not voting, 8; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—38.

Voting nay was: Senator McMillan—1.

Absent or not voting: Senators Canfield, Connor, Guess, Hanna, Herrmann, Lennart, Morgan, Talley—8.

Excused: Senators Chytil, Redmon—2.

Senate Bill No. 107, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 380, by Senators Williams, Washington and Uhlman:

Authorizing cities and counties to acquire certain land as a buffer between highways and adjacent property.

REPORT OF STANDING COMMITTEE

Senate Bill No. 380:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizing cities and counties to acquire certain land as a buffer between highways and adjacent property (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendment:

On line 12 after "properties" insert "": *Provided, That the power of condemnation shall be used only to acquire full fee title to the lands"*

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendment was adopted.

On motion of Senator Williams, the rules were suspended, Engrossed Senate Bill No. 380 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Donohue:

"Mr. President, would Senator Williams yield to a question:

"Can you tell me what distance from the highway the county or city has a right to condemn and purchase land?"

Senator Williams:

"Senator Donohue, I think that is a question of when do you go beyond a buffer to adjacent property. I think it would depend upon the nature of the terrain. Generally it would not be more than a few hundred yards at the most. Perhaps often it would be less than that, depending on the terrain."

Senator Donohue:

"But there is a limit to the distance they can go in the bill?"

Senator Williams:

"I think beyond that it ceases to be a buffer, that is correct."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 380 and the bill passed the Senate by the following vote: Yeas, 34; nays, 11; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Cooney, Dore, Durkan, Faulk, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams—34.

Those voting nay were: Senators Canfield, Donohue, Foley, Freise, Lewis, McMillan, Metcalf, Rasmussen, Ridder, Talley, Woodall—11.

Absent or not voting: Senators Hallauer, Lennart—2.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 380, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 434, by Senators Metcalf, Ridder and Canfield:

Making the purchase price of school property a matter of public record.

The bill was read the second time by sections.

On motion of Senator Metcalf, the following amendment was adopted:

On page 1, section 1, line 10, after "time" strike ", either before or"

On motion of Senator Metcalf, the rules were suspended, Engrossed Senate Bill No. 434 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 434 and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Those voting nay were: Senators Foley, Freise—2.

Absent or not voting: Senators Dore, Hanna, Lennart—3.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 434, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 309, by Senators Hanna, Talley, Foley and Chytil:

Pertaining to formation of public utility districts and changing boundaries of commissioner's districts.

On motion of Senator Hanna, Senate Bill No. 309 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 426.

Senate Bill No. 613, by Senator Dore:

Providing for a legislative facilities and operations commission.

On motion of Senator Dore, Substitute Senate Bill No. 613 was substituted for Senate Bill No. 613 and the substitute bill was placed on second reading.

On motion of Senator Williams, Substitute Senate Bill No. 613 was ordered to retain its place on the second reading calendar for today immediately following consideration of Senate Bill No. 419.

Substitute Senate Bill No. 23, by Senators Woodall and Greive (by Legislative Council request):

Providing for supervision, regulation, licensing and bonding of proprietary schools and their agents.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Substitute Senate Bill No. 23 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 23 and the bill passed the Senate by the following vote: Yeas 40; nays, 1; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Williams, Woodall—40.

Voting nay was: Senator Rasmussen—1.

Absent or not voting: Senators Freise, Hanna, Lennart, McCutcheon, Talley, Washington—6.

Excused: Senators Chytil, Redmon—2.

Substitute Senate Bill No. 23, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 362, by Senators Cooney, McCutcheon and Stender:

Granting certain police pension benefits.

The bill was read the second time by sections.

It was moved by Senator Ryder that the following amendment be adopted:

On page 1, section 1, line 9, strike section 1. Renumber section 2 as section 1 and renumber the following section as section 2.

Debate ensued.

It was moved by Senator McCutcheon that the amendment be laid upon the table.

Senator Knoblauch demanded a roll call and the demand was sustained by Senators Kupka, Washington, Keefe, Cooney, Herr, Connor, McCutcheon, Stender and Lewis.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senator Ryder was laid upon the table by the following vote: Yeas, 29; nays, 15; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Bailey, Connor, Cooney, Dore, Durkan, Foley, Freise, Gissberg, Greive, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Stender, Uhlman, Washington, Woodall—29.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Guess, Hallauer, Lewis, Metcalf, Neill, Pritchard, Ryder, Sandison, Talley, Twigg, Williams—15.

Absent or not voting: Senators Donohue, Henry, Lennart—3.

Excused: Senators Chytil, Redmon—2.

On motion of Senator McCutcheon, the rules were suspended, Senate Bill No. 362 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 362 and the bill passed the Senate by the following vote: Yeas, 32; nays, 11; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Connor, Cooney, Dore, Durkan, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—32.

Those voting nay were: Senators Atwood, Canfield, Faulk, Guess, Hallauer, Lewis, Metcalf, Neill, Pritchard, Ryder, Williams—11.

Absent or not voting: Senators Donohue, Lennart, Twigg, Woodall—4.

Excused: Senators Chytil, Redmon—2.

Senate Bill No. 362, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 426, by Senator Kupka:

Increasing compensation of jurors.

On motion of Senator Keefe, the rules were suspended and the name of Senator Keefe was added as a sponsor to Senate Bill No. 426.

The bill was read the second time by sections.

On motion of Senator Bailey, the following amendment was adopted:

On page 1, section 1, line 16, after "circumstances" insert": *Provided Further*, That employees of the state or of any of its political subdivisions, or of a municipal or quasi-municipal corporation shall receive no compensation for jury service, but shall continue to receive the wage or salary of their regular employment during the period of their jury service"

The bill was read the second time by sections.

On motion of Senator Kupka, the rules were suspended, Engrossed Senate Bill No. 426 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 426 and bill passed the Senate by the following vote: Yeas, 24; nays, 21; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Bailey, Connor, Cooney, Dore, Durkan, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, McCormack, Mardesich, Morgan, Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—24.

Those voting nay were: Senators Andersen, Atwood, Canfield, Donohue, Faulk, Foley, Freise, Guess, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Woodall—21.

Absent or not voting: Senators Herrmann, Lennart—2.

Excused: Senators Chytil, Redmon—2.

Engrossed Senate Bill No. 426, having failed to receive the constitutional majority was declared lost.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Peterson (Lowell) moved that the Senate do immediately reconsider the vote by which Engrossed Senate Bill No. 426 failed to pass the Senate.

Senators Kupka, Durkan and Washington demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Chytil, Lennart and Redmon who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President declared the question before the Senate to be the motion for reconsideration by Senator Peterson (Lowell).

Senator Woodall demanded a roll call and the demand was sustained by Senators Atwood, Peterson (Ted), Twigg, Faulk, Herrmann, Rasmussen, Bailey, and Washington.

ROLL CALL

The Secretary called the roll and the motion for reconsideration was carried by the following vote: Yeas, 24; nays, 22; excused, 3.

Those voting yea were: Senators Bailey, Connor, Cooney, Dore, Durkan, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, McCormack, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Stender, Talley, Uhlman, Washington—24.

Those voting nay were: Senators Andersen, Atwood, Canfield, Donohue, Faulk, Foley, Freise, Guess, Knoblauch, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Ryder, Sandison, Twigg, Williams, Woodall—22.

Excused: Senators Chytil, Lennart, Redmon—3.

The President declared the question before the Senate to be the final passage of Engrossed Senate Bill No. 426.

Senators Woodall, Ryder and Neill demanded the previous question and the demand was sustained.

RECONSIDERATION

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 426 and the bill passed the Senate by the following vote: Yeas, 25; nays, 21; excused, 3.

Those voting yea were: Senators Bailey, Connor, Cooney, Dore, Durkan, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, McCormack, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—25.

Those voting nay were: Senators Andersen, Atwood, Canfield, Donohue, Faulk, Foley, Freise, Guess, Knoblauch, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Woodall—21.

Excused: Senators Chytil, Lennart, Redmon—3.

Engrossed Senate Bill No. 426, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 406 on second reading.

Senate Bill No. 406, by Senators Mardesich, Peterson (Ted), and Kupka:

Adopting a state-wide plumbing code and creating a division in the department of labor and industries.

The Senate resumed consideration of the amendment proposed by Senator Woodall.

It was moved by Senator Freise that the following amendment to the amendment be adopted:

On page 9, section 7, line 4, strike "one year" and insert "three years"

Debate ensued.

On motion of Senator Woodall, the amendment by Senator Woodall and the amendment to the amendment by Senator Freise were laid upon the table.

On motion of Senator Mardesich, the following amendment was adopted:

On page 9, section 7, line 3, after "dollars" and before the semicolon insert "or the liability of the principal" and strike the remainder of the section.

On motion of Senator Woodall, the following amendments were adopted:

On page 9, section 8, line 12, change the first word of line 12 from "and" to "an".

On page 10, section 10, line 17, after "of" strike "regular"

On page 11, section 13, line 10, after "required" strike "by the state of Washington or any political subdivision".

On page 12, section 16, line 27, after "entire board." strike balance of paragraph.

On motion of Senator Freise, the following amendment was adopted:

On page 15, section 21, lines 2 and 3, strike the last sentence of new section 21.

It was moved by Senator Stender that Senate Bill No. 406 be ordered to retain its place on the second reading calendar immediately following consideration of Senate Bill No. 243.

The motion was carried on a rising vote.

Substitute Senate Bill No. 613, by Senator Dore:

Providing for a legislative facilities and operations commission.

The bill was read the second time by sections.

It was moved by Senator Pritchard that the following amendment be adopted:

On page 3, line 26, add a new section as follows:

NEW SECTION. Sec. 10. No state funds shall be expended for legislative quarters outside of the legislative building: *Provided*, That funds may be spent if the total space outside of the legislative building does not exceed the total space presently in use outside the legislative building. It is the intent of this section that all legislative quarters shall be placed in the legislative building as soon as practicable."

Debate ensued.

POINT OF INQUIRY

Senator Hallauer:

"Mr. President, would Senator Pritchard yield:

"In view of your amendment, just how do you propose to create sufficient room? Are you intending to move the Governor and the Secretary of State for example from the building so that we can truly have this building?"

Senator Pritchard:

"Absolutely. Absolutely. Move them all out as far as I am concerned."

Further debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Faulk that the following amendment be adopted:

On page 3, section 8, line 14, before "formulate" strike "from time to time" and on line 17, after "operations." insert "The commission shall publish, mimeograph and mail a copy of its report containing specific recommendations for improved legislative practices and procedures to each legislator not less than fifty days prior to the convening of the forty-first legislature."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Woodall, the following amendment was adopted:

On page 3, add a new section as follows:

"NEW SECTION. Sec. 11. Any picture of the chairman shall not be more than twice the size of the other members in any report of the commission."

On motion of Senator Dore, the rules were suspended, Engrossed Substitute Senate Bill No. 613 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 613 and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Those voting nay were: Senators Guess, Hallauer—2.

Excused: Senators Chytil, Lennart, Redmon—3.

Engrossed Substitute Senate Bill No. 613, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

It was moved by Senator Stender that the Senate do immediately consider Senate Bill No. 428 on second reading.

Debate ensued.

The motion was lost.

It was moved by Senator Hallauer that Senate Bill No. 309 retain its place at the end of the second reading calendar for today.

Debate ensued.

The motion was lost.

Senate Bill No. 309, by Senators Hanna, Talley, Foley and Chytil:

Pertaining to formation of public utility districts and changing boundaries of commissioner's districts.

The bill was read the second time by sections.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 4, section 1, line 12, after the period insert the following:

"In the event of a vacancy in said office in a district of the second class, such vacancy shall be filled at the next general election, the vacancy in the interim to be filled by appointment by the board of county commissioners of the county in which the district is located."

Debate ensued.

Senators Keefe, Gissberg and Hanna demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Greive, Rasmussen, Talley, Metcalf, Connor, Herrmann, McCormack, Cooney and Peterson (Lowell).

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment was adopted by the following vote: Yeas, 28; nays, 18; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Faulk, Gissberg, Greive, Guess, Hanna, Herr, Herrmann, Keefe, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stender, Twigg, Williams, Woodall—28.

Those voting nay were: Senators Bailey, Connor, Dore, Durkan, Foley, Freise, Hallauer, Henry, Knoblauch, Kupka, McCormack, McCutcheon, Rasmussen, Ridder, Ryder, Talley, Uhlman, Washington—18.

Excused: Senators Chytil, Lennart, Redmon—3.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Hanna moved that the Senate do now reconsider the vote by which the amendment by Senator Gissberg was adopted.

Debate ensued.

Senators Keefe, Mardesich and Greive demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Greive, Rasmussen, Talley, Metcalf, Connor, Herrmann, McCormack, Cooney and Peterson (Lowell).

ROLL CALL

The Secretary called the roll. The motion to reconsider was lost by the following vote: Yeas, 22; nays, 24; excused, 3.

Those voting yea were: Senators Bailey, Connor, Dore, Durkan, Foley, Freise, Greive, Hallauer, Hanna, Henry, Knoblauch, Kupka, McCormack, McCutcheon, Metcalf, Morgan, Rasmussen, Ridder, Stender, Talley, Uhlman, Washington—22.

Those voting nay were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Faulk, Gissberg, Guess, Herr, Herrmann, Keefe, Lewis, McMillan, Mardesich, Marquardt, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Twigg, Williams, Woodall—24.

Excused: Senators Chytil, Lennart, Redmon—3.

On motion of Senator Gissberg, the following amendment was adopted:

On page 4, section 1, line 10, after "in said office" and before the comma insert "in a district of the first class"

On motion of Senator Hanna, the rules were suspended, Engrossed Senate Bill No. 309 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 309 and the bill passed the Senate by the following vote: Yeas, 29; nays, 17; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Faulk, Gissberg, Greive, Guess, Hanna, Herr, Herrmann, Keefe, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Twigg, Williams Woodall—29.

Those voting nay were: Senators Bailey, Connor, Dore, Durkan, Foley, Freise, Hallauer, Henry, Knoblauch, Kupka, McCutcheon, Morgan, Rasmussen, Ridder, Talley, Uhlman, Washington—17.

Excused: Senators Chytil, Lennart, Redmon—3.

Engrossed Senate Bill No. 309, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Hanna moved that the Senate do immediately reconsider the vote by which Engrossed Senate Bill No. 309 passed the Senate.

Senators Gissberg, Keefe and Talley demanded the previous question and the demand was sustained.

Senator Talley demanded a roll call and the demand was sustained by Senators Henry, McCormack, McCutcheon, Stender, Metcalf, Washington, Greive, Rasmussen and Connor.

ROLL CALL

The Secretary called the roll. The motion for reconsideration was lost by the following vote: Yeas, 18; nays, 28; excused, 3.

Those voting yea were: Senators Bailey, Connor, Dore, Durkan, Foley, Hallauer, Hanna, Henry, Herr, Kupka, McCormack, Morgan, Rasmussen, Ridder, Stender, Talley, Uhlman, Washington—18.

Those voting nay were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Faulk, Freise, Gissberg, Greive, Guess, Herrmann, Keefe, Knoblauch, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Twigg, Williams, Woodall—28.

Excused: Senators Chytil, Lennart, Redmon—3.

MOTION

It was moved by Senator Mardesich that the Senate do immediately consider Senate Bill No. 406.

Debate ensued.

Senators Keefe, Talley and Greive demanded the previous question.

Senator Herrmann demanded a roll call and the demand was sustained by Senators Washington, Bailey, McCutcheon, Stender, Peterson (Ted), Hallauer, Greive and Mardesich.

ROLL CALL

The Secretary called the roll on the demand for the previous question and the demand was sustained by the following vote: Yeas, 31; nays, 15; excused, 3.

Those voting yea were: Senators Atwood, Canfield, Connor, Cooney, Dore, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Keefe, Knob-

lauch, Kupka, McCormack, McMillan, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Talley, Twigg, Uhlman, Williams, Woodall—31.

Those voting nay were: Senators Andersen, Bailey, Donohue, Durkan, Faulk, Hallauer, Herrmann, Lewis, McCutcheon, Mardesich, Marquardt, Rasmussen, Sandison, Stender, Washington—15.

Excused: Senators Chytil, Lennart, Redmon—3.

The President declared the question before the Senate to be the motion by Senator Mardesich that the Senate immediately consider Senate Bill No. 406.

The motion was lost on a rising vote.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 12:05 a.m., on motion of Senator Greive, the Senate adjourned until noon, Friday, March 3, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-FOURTH DAY

NOON SESSION

Senate Chamber,
Olympia, Washington, Friday, March 3, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil, Donohue, Kupka and Redmon.

On motion of Senator Bailey, Senators Donohue and Kupka were excused.

On motion of Senator Atwood, Senators Chytil and Redmon were excused.

The Color Guard, consisting of Pages Larry McMurray, Color Bearer, and Theresa Hallauer, presented the Colors.

Reverend David C. Wold, pastor of the Saint Timothy Lutheran Church of Seattle, offered prayer as follows:

"God of all power and might; let your Lordship be felt within these chambers today. Help us to be obedient not only to constituents but above to Your upward call for truth and integrity. Protect us from complacency and indifference, Lord. You know how difficult it is to be zealous for the right when we must also be practical. Stir up our flagging energies and dispel the weariness that drains away the clarity from our minds. Keep us from being contentious but make us men, courageous for truth with humility.

"Lord, you know how small we can be. Set before us constantly the image of true manhood in Christ. Fill us with respect for our responsibility and a knowledge of our own limited capacity for perfect performance. We would continue this experiment in freedom only so long as You equip us for the labor of self government. Lord, you have set men free. Teach us to celebrate our freedom in responsible concern for our brothers everywhere. Hear us in the name of Christ our Savior and Lord. Amen."

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

PERSONAL PRIVILEGE

Senator Dore:

"Mr. President and members of the Senate:

"In your bill books you will find a copy of the proposed annual budget bill which was introduced by twelve democratic Senators (Senate Bill No. 618). Also, on your desk you will find a breakdown and analysis of the proposed one-year budget. Under the annual budget bill as written (Senate Bill No. 618), a surplus would be developed of approximately \$20 million which could be used as an additional amount for schools or any other purpose. The proposed budget bill itself, except for two or three major adjustments, is a breakdown of House Bill No. 208 on an annual basis which has already been passed by the House. The annual budget merely sets forth the impact of the House spending budget in the first year of the biennium. As we all know, the second year of the biennium under House Bill No. 208 would develop a spending program of approximately \$90 million more than the first year. In the annual budget proposed by the sponsors, the major changes are an increase of \$12½ million for the needs of the cities during the year 1967-1968; an allocation of \$23½ million for special levy purposes; and an additional \$4 million in the general school appropriation during the first year which would be an \$8 million increase over the biennium.

"The purpose of introducing the annual budget in bill form was to bring the matter before the Legislature and the Ways and Means Committee for analysis and also as an alternate plan to solve the fiscal problems of the state. In my opinion, the annual budget is the only way we can develop substantial increases for schools and cities without any *new taxes* and without substantial cuts in programs. Governor Evans, who has supported annual sessions and had, himself, seriously considered introducing an annual budget bill, said in analyzing the proposed budget that it is some \$65 million out of balance the first year and \$75 million out of balance the second year. I was startled at first by this announcement until I realized that he did not use any of the \$81 million in the surplus to help balance the budget as I had done. The figures that I used in developing my one-year budget are the figures directly out of his own budget book as submitted to the Legislature and he does not quarrel those figures. However, in analyzing the annual budget, he did not realize that I used the surplus. The Governor, in his budget, proposed to use \$51 million out of the surplus for state buildings. However, under our proposal, we would bond them over some 20 years or the life of the buildings. In addition, the sponsors of this measure struck out his emergency appropriations of \$17½ million on the basis of the philosophy that the spending of large sums of money is a question of public policy and should be exercised solely by the policy-making group which is the Legislature and not the Executive.

"To say Senate Bill No. 618 is \$75 million out of balance on the second year begs the issue as this is an annual budget—and has nothing to do with the second year. The Governor has said that the annual budget will cause a 5% sales tax. This is simply a scare-tactic used successfully to defeat Initiative No. 226. The annual budget, Senate Bill No. 618, requires no increase in the sales tax or any other tax, whatsoever.

"Several days ago this body saw fit in its wisdom to pass by a two-thirds vote, an annual session bill, and, if this would pass the House and be adopted by the people we would, of necessity, have to have an annual budget. In the debate on the floor in support of annual sessions, it was pointed out that we have grown from less than a million dollar budget to a \$3 billion biennial budget and that by projecting a budget ahead some 3 years provides for a margin of error of some \$300 million or 1/10 of the budget. Substantial savings could be achieved by reason of an annual budget which would cut down the projection period to some 18 months.

"The Seattle TIMES is editorially supporting the one-year budget. I believe that the \$81 million surplus was generated by the hundred thousand new jobs developed in the western part of the state during the biennium and the people who filled these jobs and bought merchandise on which the sales tax of 4.2% was paid. These people also created the need for additional firemen, policemen, health officers, and planning officials; obligations which were assumed by the cities. That is the reason that, in fairness, I have used \$25 million out of the surplus to give back to the cities for the expense caused by this influx of jobs. I believe that it makes more sense to spend the surplus and not raise taxes until such time as we have to. I believe that it is total fiscal irresponsibility to raise taxes when we have a surplus.

"We are presently operating in a semi-war economy and economists are not agreed as to whether the next biennium will be recessional or inflationary and, I for one,

consider it unwise at this time to raise the sales tax by enacting another so-called "tax reform" unless we get closer to the problem.

"By enacting an annual budget, we will be able to return to Olympia in nine months and see exactly what the economy is, what revenues were actually collected during this past year, and how the economy in general is going.

"I have discussed this biennial budget with Senator Durkan, Chairman of the Ways and Means Committee and he says that he will submit this matter to the full Ways and Means Committee as an alternate possibility of handling the finances of the state this year. The individual amounts in the bill set out after the individual agencies were not intended to be the final figures but as there was not sufficient time for me to call the Appropriations Committee together, at this last juncture to finalize them, I therefore directly submitted the bill to the Ways and Means Committee rather than have a duplication of effort in the subcommittee. In conclusion, I wish to say that I respectfully hope the Ways and Means Committee will give serious consideration to the proposal of the sponsors of this measure.

"Personally, I have received a great deal of enthusiastic support for the annual budget."

PERSONAL PRIVILEGE

Senator Durkan:

"Mr. President, a matter of personal privilege:

"There seems to be some question on this annual budget and the two year budget, as to how it concerns me personally as chairman of the Committee on Ways and Means. I would only like to make it clear that thirty days ago I raised the question as to what the proposal should be and whether it should be a one year or two year. At that time I discussed it with the opposition party and I discussed it with the Governor. It was then my conclusion that to expedite the business of the legislature as well as the Senate that a two year proposal was the proper method that we should approach. This was done.

"I congratulate Senator Dore on his one year philosophy. We all agree with that. There isn't any disagreement with it. It just seems to us and to me as Chairman of the Committee on Ways and Means that we should expedite the business of the public and that the proper way to do it was with the two year budget. That is why I proceeded along those lines. Senator Dore, in stating that I said I would submit his budget to the full Committee on Ways and Means is absolutely correct. I have some two hundred bills in that Committee and I intend to see as many as possible presented to the Committee."

MOTION

It was moved by Senator McCormack that the Senate immediately consider Senate Concurrent Resolution No. 16.

The motion was carried.

FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 16, by Senator McCormack:

Requesting permission to introduce bill clarifying payment of employee benefits under prior appropriation bill.

On motion of Senator McCormack, the rules were suspended, Senate Concurrent Resolution No. 16 was advanced to second reading and read the second time in full.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator McCormack yield:

"Senator, if this were to be introduced in the special session, it would not need any special action, is that correct?"

Senator McCormack:

"That is correct, Senator Rasmussen, but it was felt because of the rising tide of resentment over the confusion of this particular interpretation of this bill, that we should act promptly and stop any resentment that was coming out of the school districts all over the state."

Senator Rasmussen:

"Senator McCormack, will it make any dollar difference?"

Senator McCormack:

"It will make no dollar difference whatsoever. The money is already appropriated."

On motion of Senator McCormack, the rules were suspended, Senate Concurrent Resolution No. 16 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 16 and the resolution passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrman, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Chytil, Donohue, Kupka, Redmon—4.

Senate Concurrent Resolution No. 16, having received the constitutional majority, was declared passed.

MOTION

At 1:15 p.m., on motion of Senator Greive, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:15 p.m.

Senators Greive, McCutcheon and Stender demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Chytil, Donohue, Dore and Redmon.

On motion of Senator Greive, the absent members were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 2, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Concurrent Resolution No. 13, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 2, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 65, Substitute Senate Bill No. 78,

- Senate Bill No. 280,
- Senate Bill No. 309,
- Senate Bill No. 318,
- Senate Bill No. 334,
- Senate Bill No. 347,
- Senate Bill No. 366,
- Senate Bill No. 380,
- Senate Bill No. 426,
- Senate Bill No. 434,
- Senate Bill No. 442,
- Senate Bill No. 462,
- Senate Bill No. 469,
- Senate Bill No. 471,
- Senate Bill No. 472,
- Senate Bill No. 474,
- Senate Bill No. 486,

have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 2, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 523, Substitute Senate Bill No. 613, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Marshall A. Neill, Perry B. Woodall.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., February 27, 1967.

The matter of the confirmation of Robert L. Hagist to the Washington State Liquor Control Board (reported by Committee on Liquor Control):

We, your committee on Liquor Control have had under consideration the matter of the confirmation of Robert L. Hagist to the Washington State Liquor Control Board and recommend that his appointment be not confirmed.

Frank Connor, *Chairman.*

We concur in this report: Al Henry, George Kupka, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former State Senator Gerald G. Dixon and appointed a special committee consisting of Senators Kupka, Rasmussen, Faulk and McCutcheon to act as a

committee of honor to escort the former Senator to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Senator Dixon to address the Senate.

The President declared the Senate to be at ease.

The President called the Senate to order at 3:45 p.m.

On motion of Senator Greive, the President declared the Senate to be at ease for a meeting of the Committee on Rules and Joint Rules.

The President called the Senate to order at 4:15 p.m.

MOTION

It was moved by Senator Greive that the rules be suspended and that the Senate do immediately consider the appointment of Robert L. Hagist to the position of chairman of the liquor control board.

The motion was carried.

GOVERNATORIAL APPOINTMENT

It was moved by Senator Greive that the appointment of Robert L. Hagist to the position of Chairman of the Liquor Control Board, be not confirmed by the Senate.

Debate ensued.

It was moved by Senator Ryder that the appointment of Robert L. Hagist to the position of Chairman, Liquor Control Board, be confirmed by the Senate.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Gissberg:

"Mr. President, point of parliamentary inquiry:

"There having been two motions made, one not to confirm and one to confirm, which motion is to be voted on?"

REPLY BY THE PRESIDENT

The President:

"The President will present the positive motion first, Senator Gissberg."

Senator Gissberg:

"And what is the effect of a vote aye and nay then?"

The President:

"If Senator Ryder's motion carries with the constitutional majority, it will confirm the appointment. If Senator Ryder's motion does not carry and has less than the constitutional majority, the appointment will be determined as not confirmed, and will be announced as such. A vote aye will be for confirmation.

"It has been moved by Senator Ryder that the appointment of Mr. Robert L. Hagist to the position of Chairman of the Liquor Control Board, be confirmed. The President should like to explain once more that a vote aye will be for confirmation. A vote no will be for non-confirmation. The results of this vote will determine whether or not Mr. Hagist is confirmed."

CONFIRMATION OF ROBERT L. HAGIST

The Secretary called the roll and the appointment of Robert L. Hagist to the position of chairman of the Liquor Control Board, was not confirmed by the Senate by the following vote: Yeas, 14; nays, 31; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Canfield, Faulk,

Freise, Lennart, McCutcheon, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Ryder, Williams—14.

Those voting nay were: Senators Bailey, Connor, Cooney, Durkan, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—31.

Excused: Senators Chytil, Donohue, Dore, Redmon—4.

Having failed to receive the constitutional majority, the appointment of Robert L. Hagist to the position of chairman of the Liquor Control Board, was not confirmed by the Senate.

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 1, 1967.

Mr. President:

The House has passed: House Bill No. 1,
House Bill No. 3,
House Bill No. 4,
Engrossed House Bill No. 61,
House Bill No. 230,
Engrossed House Bill No. 335,
Engrossed House Bill No. 353,
Engrossed House Bill No. 370,
House Bill No. 402,
House Bill No. 441,
Engrossed House Bill No. 466,
Engrossed House Bill No. 476,
Engrossed House Bill No. 498,
House Bill No. 513,
Substitute House Bill No. 534,
Engrossed House Bill No. 539,
Engrossed House Bill No. 559,
Substitute House Bill No. 572,
House Bill No. 646,
Engrossed House Bill No. 656,
House Bill No. 694,
Engrossed House Bill No. 855,
House Concurrent Resolution No. 16, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 2, 1967.

Mr. President:

The House has passed: Engrossed Substitute House Bill No. 118,
Engrossed House Bill No. 176,
Engrossed House Bill No. 204,
Engrossed House Bill No. 458,
Engrossed House Bill No. 480,
House Bill No. 485,
Engrossed House Bill No. 495,
Engrossed House Bill No. 516,
Substitute House Bill No. 533,
House Bill No. 567,
House Bill No. 585,
House Bill No. 601,
House Bill No. 611,

Substitute House Bill No. 617,
Engrossed House Bill No. 626,
Engrossed House Bill No. 636,
House Bill No. 638,
House Bill No. 642,
House Bill No. 659,
House Bill No. 671,
House Bill No. 681,
Engrossed House Bill No. 701,
Engrossed House Bill No. 716,
House Bill No. 723,
Substitute House Bill No. 730,
House Bill No. 732,
House Bill No. 734,
House Bill No. 735,
Engrossed House Bill No. 753,
House Bill No. 757,
Engrossed House Bill No. 769,
House Bill No. 776,
House Bill No. 786,
House Bill No. 820,
House Bill No. 841,
House Bill No. 844,
House Bill No. 866,
Engrossed House Bill No. 913,
House Bill No. 918,
Engrossed House Bill No. 920,
House Bill No. 926,
House Bill No. 929,
Engrossed House Bill No. 930,
Engrossed House Joint Memorial No. 13,
Engrossed House Concurrent Resolution No. 17, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 2, 1967.

Mr. President:

The House has passed: House Bill No. 28,
Engrossed Substitute House Bill No. 77,
Engrossed House Bill No. 108,
Engrossed Substitute House Bill No. 143,
House Bill No. 152,
Engrossed Substitute House Bill No. 170,
House Bill No. 249,
House Bill No. 251,
Engrossed Substitute House Bill No. 322,
Substitute House Bill No. 345,
House Bill No. 354,
Engrossed House Bill No. 358,
Substitute House Bill No. 359,
Engrossed House Bill No. 365,
House Bill No. 377,
House Bill No. 394,
Engrossed House Bill No. 444,
House Bill No. 470,
Engrossed House Bill No. 505,
House Bill No. 507,
Substitute House Bill No. 532,
House Bill No. 566,
House Bill No. 686,
House Bill No. 799,
Engrossed House Bill No. 805,
House Joint Memorial No. 14, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 2, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 6,
Substitute House Bill No. 16,
Engrossed House Bill No. 97,
Engrossed House Bill No. 223,
House Bill No. 399,
Engrossed House Bill No. 562,
Engrossed House Bill No. 633,
House Bill No. 675,
Engrossed House Bill No. 748,
Engrossed House Bill No. 751,
Engrossed House Bill No. 752,
Substitute House Bill No. 794, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 3, 1967.

Mr. President:

The House has passed: Senate Bill No. 64,
Senate Bill No. 86,
Engrossed Senate Bill No. 92,
Senate Bill No. 113,
Engrossed Senate Bill No. 166,
Engrossed Senate Bill No. 249,
Engrossed Senate Bill No. 259,
Engrossed Senate Bill No. 376, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 2, 1967.

Mr. President:

The House has adopted: Senate Concurrent Resolution No. 13, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 3, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 88 with the following amendments:

In line 23 of the title of the printed and engrossed bill, after "section" strike all of the material down to "(uncodified)" on line 24 and insert "1, chapter 56, Laws of 1965 and RCW 79.01.614"

On page 3, section 5, line 29 of the printed and engrossed bill, after "thereon" and before "oyster" strike "artificial" and insert "[artificial]" and after "beds" and before the comma insert "*or for the purpose of cultivating clams and other edible shellfish*"

On page 5, section 7, line 8 of the printed and engrossed bill, after ".150" strike the period and insert a semicolon and add a new subsection following subsection (11) as follows:

"(12) Section 1, chapter 56, Laws of 1965 and RCW 79.01.614.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 88.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 88, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Excused: Senators Chytil, Donohue, Dore, Redmon—4.

Engrossed Senate Bill No. 88, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 64,

Senate Bill No. 86,

Senate Bill No. 92,

Senate Bill No. 113,

Senate Bill No. 166,

Senate Bill No. 249,

Senate Bill No. 259,

Senate Bill No. 376,

Senate Concurrent Resolution No. 13.

On motion of Senator Greive, the Senate returned to the first order of business.

The Secretary read:

**SENATE RESOLUTION
1967 - 23**

By Senators Stender, Greive and Durkan:

Whereas, The incidence of emphysema and heart disease among industrial workmen is of sufficient concern to justify a legislative study in depth of the causes thereof;

Now, Therefore, The Senate, in legislative session assembled, does hereby go on record favoring the implementation of a legislative council study on the causes of emphysema and heart disease, in industry, utilizing all resources available, including the department of labor and industries, including funds from whatever source, research talent and facilities, consultative services of the department of preventive medicine of the University of Washington, the solicited cooperation of Unions having workers in industrial plants, and such other services and resources as may be called upon; and,

It Is Further Resolved, That the Senate urge the legislative council to devote the sum of \$10,000, or so much thereof as may be necessary, to supplement grants or gifts from interested Unions and others, if any, to carry out the purposes of this act.

And Be It Further Resolved, That the study be made during the interim and report be made to the forty-first Legislature.

On motion of Senator Stender, the resolution was adopted.

**SENATE RESOLUTION
1967 - 24**

By Senators McCormack and Canfield:

Whereas, Construction of the Kennewick Extension Reclamation Project will complete the development of the Yakima Valley's federal reclamation system; and

Whereas, This achievement of turning a desert into one of the nation's most productive agricultural areas stands as a monument to the pioneers who conceived the project; and

Whereas, The 6,800-acre Kennewick Extension Project will make vital contributions to the agricultural economy of the area; and

Whereas, Such row crops as sugar beets, vegetables, alfalfa hay; and fruit crops such as peaches, apricots, cherries and apples will be grown on the project, all contributing to the nation's nutrition and not being crops in any surplus category; and

Whereas, The Senate Committee on Interior and Insular Affairs has before it legislation sponsored by Senators Henry M. Jackson and Warren G. Magnuson, authorizing the Kennewick Extension Project;

Now, Therefore, Be It Resolved, That the Senate commend Senators Jackson and Magnuson for introducing this authorizing legislation, S. 370, and that the Washington State Senate indicates its full support for the measure and urges its speedy enactment by the Congress.

Be It Further Resolved, That copies of this resolution be sent to those named above, and Secretary of the Interior Stewart L. Udall; the members of the Congressional delegation from Washington State, and the Honorable Wayne N. Aspinall, chairman of the House Committee on Interior and Insular Affairs.

On motion of Senator McCormack, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 3, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 64, Senate Bill No. 86, Senate Bill No. 92, Senate Bill No. 113, Senate Bill No. 166, Senate Bill No. 249, Senate Bill No. 259, Senate Bill No. 376, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: Marshall A. Neill, Perry B. Woodall.

House Bill No. 26:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Changing date state treasurer makes payment to particular fire protection pension funds (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 36:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Authorizing irrigation districts to contract for maintenance and operation of works (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 37:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Establishes boundary review board (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 56:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Amending authority for destruction of local governmental records (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, Joel M. Pritchard, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 71:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Authorizing the state library to contract with any agency of the state to assist such agency with their own libraries (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman.*

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 78:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Providing for office of community affairs (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 109:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Authorizing use of state-aid capital improvement funds for modernization of school facilities (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman.*

We concur in this report: James Andersen, Reuben A. Knoblauch, Jack Metcalf, David E. McMillan, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 115:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Authorizing community municipal corporations (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 137:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Authorizing port district trade centers (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 156:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Amending authority for contracts for detention of felons (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 166:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Extending the driver's license revocation procedures of chapter 46.20 RCW to all motor vehicle offenses (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 181:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Providing a uniform budgetary system for cities under 300,000 population and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 194:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Broadening immunity for reporting child abuse (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley,

Herbert H. Freise, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 199:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Ratifying state membership on a compact on education and specifying state representation thereon (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman.*

We concur in this report: James Andersen, Reuben A. Knoblauch, Jack Metcalf, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 203:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Revising and redesignating the law against discrimination as the human rights law (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman,*
....., *Vice Chairman.*

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 210:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Authorizing licensed practical nurses to administer drugs and injections under proper direction (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass as amended.

David E. McMillan, *Chairman.*

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, John T. McCutcheon, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 306:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Consolidating or merging sewer districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 310:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Providing penalties for the drugging of certain livestock (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass as amended.

Dewey C. Donohue, *Chairman.*

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 319:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Regulating livestock markets' records (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman.*

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 355:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Authorizing participation in Title VI of the Higher Education Facilities Act of 1965 (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman.*

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Sam C. Guess, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 389:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Increasing firemen's compensation (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Fred H. Dore, Al Henry, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 395:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Prescribing compensation for county commissioners in counties of the sixth, seventh, eighth and ninth class (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Joel M. Pritchard, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 415:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Directing superintendent of public instruction to make reports available to public (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman.*

We concur in this report: James Andersen, Reuben A. Knoblauch, Jack Metcalf, David E. McMillan, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 437:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Providing for annexations to and mergers of cemetery districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, Joel M. Pritchard, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 446:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Amending the laws regulating veterinary medicine (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 449:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Implementing provisions relating to purchase of surplus property from federal government (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Jack Metcalf, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 497:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Amending the 1966 corporation code (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 509:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Providing that expiration of limiting period shall not affect operation of unclaimed property act (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 511:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Adopting the interstate agreement on criminal detainees (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 512:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Providing changes in treatment of sexual psychopaths (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 535:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Providing for certain actions by a corporation board of directors or committees to be taken without a meeting (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 544:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Relating to the retirement system for first class cities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, Joel M. Pritchard, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 677:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Authorizing a study by the department of agriculture of green peas (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF RESOLUTION

Senate Concurrent Resolution No. 15, by Senators Sandison, Ryder, McCormack, Hallauer and Lewis:

Providing for continuation of the temporary advisory council on public higher education.

Referred to Committee on Higher Education and Libraries.

On motion of Senator Greive, the rules were suspended to permit additional sponsors to Senate Concurrent Resolution No. 15.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as follows:

House Bill No. 1, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

An Act relating to aeronautics and providing for state registration of pilots; amending section 23, chapter 165, Laws of 1947 as amended by section 11, chapter 49, Laws of 1949 and RCW 14.04.230; adding a new section to chapter 165, Laws of 1947 and to chapter 14.04 RCW; and prescribing penalties.

Referred to Committee on State Government.

House Bill No. 3, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

An Act relating to aircraft; amending section 82.48.010, chapter 15, Laws of 1961 and RCW 82.48.010; amending section 82.48.020, chapter 15, Laws of 1961 and RCW 82.48.020; amending section 82.48.030, chapter 15, Laws of 1961 as amended by section 6, chapter 199, Laws of 1963, and RCW 82.48.030; amending section 82.48.070, chapter 15, Laws of 1961 and RCW 82.48.070; amending section 82.48.080, chapter 15, Laws of 1961 and RCW 82.48.080; amending section 82.48.110, chapter 15, Laws of 1961 and RCW 82.48.110; amending section 23, chapter 165, Laws of 1947 as amended by section 11, chapter 49, Laws of 1949, and RCW 14.04.230; amending section 25, chapter 165, Laws of 1947 as last amended by section 11, chapter 150, Laws of 1955 and RCW 14.04.250; repealing sections 82.48.040 and 82.48.050, chapter 15, Laws of 1961 and RCW 82.48.040 and 82.48.050; and providing penalties.

Referred to Committee on Ways and Means.

House Bill No. 4, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

An Act relating to the taxation of aircraft fuel and the disposition and use of the proceeds therefrom; conferring certain powers and imposing certain duties; providing for the promulgation of certain rules and regulations; and providing penalties.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 6, by Representatives Harris and Bottiger (by Legislative Council request):

An Act relating to small loan companies; and amending section 17, chapter 208, Laws of 1941 as amended by section 9, chapter 212, Laws of 1959 and RCW 31.08.200.

Referred to Judiciary Committee.

Substitute House Bill No. 16, by Committee on Business and Professions:

An Act relating to debt adjusting; providing for the supervision, regula-

tion, licensing and bonding of debt adjusters and debt adjusting agencies; and prescribing penalties.

Referred to Judiciary Committee.

House Bill No. 28, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

An Act relating to the investment of state funds; and amending section 43.84.090, chapter 8, Laws of 1965 as amended by section 1, chapter 82, Laws of 1965 extraordinary session, and RCW 43.84.090.

Referred to Committee on State Government.

Engrossed House Bill No. 61, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

An Act relating to the state aeronautics commission; amending section 3, chapter 165, Laws of 1947 and RCW 14.04.030; and amending section 4, chapter 165, Laws of 1947 as amended by section 1, chapter 289, Laws of 1961, and RCW 14.04.040.

Referred to Committee on Highways.

Engrossed Substitute House Bill No. 77, by Committee on Judiciary:

An Act relating to eminent domain; providing for allowance of costs and fees in connection therewith; amending section 2, chapter 125, Laws of 1965 extraordinary session and RCW 8.25.020; amending section 4, chapter 125, Laws of 1965 extraordinary session and RCW 8.25.040; and adding new sections to chapter 125, Laws of 1965 extraordinary session and to chapter 8.25 RCW.

Referred to Judiciary Committee.

Engrossed House Bill No. 97, by Representatives Harris, Bottiger and Lux (by Legislative Council request):

An Act relating to state and local government; deleting provisions granting certain political subdivisions immunity from tort liability; removing immunity from tort liability from all political subdivisions, municipal corporations, and quasi municipal corporations of the state; prescribing procedures; amending section 3, chapter 159, Laws of 1963 and RCW 4.92.100; amending section 15, chapter 34, Laws of 1939 and RCW 52.08.010; amending section 11, chapter 6, Laws of 1947 and RCW 68.16.110; amending section 6, chapter 264, Laws of 1945 as last amended by section 2, chapter 157, Laws of 1965 and RCW 70.44.060; amending section 16, chapter 26, Laws of 1965 and RCW 86.05.920; amending section 50, chapter 72, Laws of 1937 and RCW 86.09.148; amending section 41, chapter 254, Laws of 1927 and RCW 89.30.121; amending section 35.31.010, chapter 7, Laws of 1965 and RCW 35.31.010; amending section 35.31.020, chapter 7, Laws of 1965 and RCW 35.31.020; amending section 35.31.040, chapter 7, Laws of 1965 and RCW 35.31.040; amending section 36.45.010, chapter 4, Laws of 1963 and RCW 36.45.010; amending section 47.60.250, chapter 13, Laws of 1961 and RCW 47.60.250; amending section 2, chapter 276, Laws of 1961 and RCW 87.03.440; repealing section 1, chapter 92, Laws of 1917 and RCW 28.58.030; repealing section 35.23.340, chapter 7, Laws of 1965 and RCW 35.23.340; repealing section 10, chapter 224, Laws of 1957 and RCW 53.52.010; and repealing section 11, chapter 224, Laws of 1957 and RCW 53.52.020.

Referred to Judiciary Committee.

Engrossed House Bill No. 108, by Representatives Marzano, Bottiger and Heavey:

An Act relating to ownership of motor vehicles; providing penalties; and adding new sections to chapter 12, Laws of 1961 and to Title 46 RCW.

Referred to Judiciary Committee.

Engrossed Substitute House Bill No. 118, by Judiciary Committee:

An Act relating to the settlement of small estates of personal property of deceased persons; adding a new chapter to chapter 145, Laws of 1965 and to Title 11 RCW; and declaring an effective date.

Referred to Judiciary Committee.

Engrossed Substitute House Bill No. 143, by Committee on Agriculture:

An Act relating to certified weights; repealing sections 15.80.010 through 15.80.260, chapter 11, Laws of 1961 and RCW 15.80.010 through 15.80.260; providing penalties; and making an effective date.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 152, by Representatives Newschwander, Charette and Swayze, Jr. (by Departmental request):

An Act relating to prison terms and paroles; amending section 7, chapter 133, Laws of 1955, and RCW 9.95.060; and repealing section 3, chapter 42, Laws of 1955, and RCW 9.95.061.

Referred to Judiciary Committee.

Engrossed Substitute House Bill No. 170, by Committee on Business and Professions:

An Act relating to state government; providing a new division in the department of commerce and economic development; amending section 43.31.040, chapter 8, Laws of 1965 as amended by section 2, chapter 10, Laws of 1965, and RCW 43.31.040; and adding new sections to chapter 43.31 RCW.

Referred to Committee on Commerce, Manufacturing and Licenses.

Engrossed House Bill No. 176, by Representatives Kirk, Sprague, Mahaffey and Leland:

An Act relating to crimes and punishment; and amending section 1, page 30, Laws of 1862 as last amended by section 407, chapter 249, Laws of 1909, and RCW 9.61.040.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 204, by Representatives Clark, Clarke and Bottiger (by Executive request):

An Act relating to the judiciary; to justices of the peace and other inferior courts and the administration thereof; amending section 3, chapter 259, Laws of 1957 and RCW 2.56.030; amending section 8, chapter 259, Laws of 1957 and RCW 2.56.080; amending section 2, chapter 299, Laws of 1961 and RCW 3.30.020; amending section 26, chapter 299, Laws of 1961 as amended by section 1, chapter 110, Laws of 1965 extraordinary session and RCW 3.38.020; amending section 27, chapter 299, Laws of 1961 as amended by section 2, chapter 110, Laws of 1965 extraordinary session and RCW 3.38.030; amending section 50, chapter 299, Laws of 1961 and RCW 3.50.010; and repealing section 1, chapter 11, Laws of 1955 and RCW 3.04.010, repealing section 4, page 120, Laws of 1888 as amended by section 2, chapter 11, Laws of 1955, and RCW 3.04.030, repealing section 3, page 223, Laws of 1854 as last

amended by section 3, chapter 11, Laws of 1955, and RCW 3.04.040, repealing section 4, page 223, Laws of 1854 as last amended by section 4, chapter 11, Laws of 1955, and RCW 3.04.050, repealing section 5, page 223, Laws of 1854 as last amended by section 5, chapter 11, Laws of 1955, and RCW 3.04.060, repealing section 6, page 223, Laws of 1854 as last amended by section 6, chapter 11, Laws of 1955, and RCW 3.04.070, repealing section 7, page 224, Laws of 1854 as last amended by section 7, chapter 11, Laws of 1955, and RCW 3.04.080, repealing section 20, page 226, Laws of 1854 as last amended by section 14, chapter 156, Laws of 1951, and RCW 3.04.090, repealing section 10, page 224, Laws of 1854 as amended by section 1703, Code of 1881, and RCW 3.04.100, repealing section 25, page 227, Laws of 1854 as last amended by section 8, chapter 11, Laws of 1955, and RCW 3.04.110, repealing section 12, chapter 187, Laws of 1919 and RCW 3.04.120, repealing section 11, page 224, Laws of 1854 as last amended by section 15, chapter 156, Laws of 1951, and RCW 3.04.130, repealing section 12, page 224, Laws of 1854 as amended by section 1705, Code of 1881, and RCW 3.04.140, repealing section 21, page 226, Laws of 1854 as last amended by section 1708, Code of 1881, and RCW 3.04.150, repealing section 3, page 120, Laws of 1888 as amended by section 11, chapter 11, Laws of 1955, and RCW 3.12.010, repealing section 1, chapter 156, Laws of 1951 as last amended by section 1, chapter 203, Laws of 1957, and RCW 3.12.021, repealing section 6, chapter 156, Laws of 1951 and RCW 3.12.041, repealing section 2, chapter 156, Laws of 1951 as amended by section 2, chapter 203, Laws of 1957, and RCW 3.12.071, repealing section 1, chapter 63, Laws of 1931 and RCW 3.12.080, repealing section 8, chapter 7, Laws of 1891 as last amended by section 1, chapter 21, Laws of 1943 and RCW 3.12.090 repealing sections 9, 10 and 13, chapter 156, Laws of 1951 and RCW 3.14.050, 3.14.020 and 3.14.060, repealing section 3, chapter 156, Laws of 1951 as amended by section 5, chapter 206, Laws of 1953, and RCW 3.16.002, repealing section 4, chapter 156, Laws of 1951 as amended by section 6, chapter 110, Laws of 1965 extraordinary session and RCW 3.16.004, repealing section 5, chapter 156, Laws of 1951 as amended by section 13, chapter 11, Laws of 1955, and RCW 3.16.008, repealing section 1, chapter 66, Laws of 1893 as last amended by section 1, chapter 143, Laws of 1919, and RCW 3.16.070, repealing section 2, chapter 66, Laws of 1893 and RCW 3.16.080, repealing section 3, chapter 66, Laws of 1893, and RCW 3.16.090, repealing section 181, page 379, Laws of 1863 as amended by section 1901, Code of 1881, and RCW 3.16.160, repealing section 22, page 226, Laws of 1854 as last amended by section 1, chapter 89, Laws of 1941 and RCW 3.20.010, repealing section 23, page 226, Laws of 1854 as last amended by section 1, chapter 96, Laws of 1965 and RCW 3.20.020, repealing section 24, page 227, Laws of 1854 as last amended by section 1711, Code of 1881, and RCW 3.20.030, repealing section 171, page 279, Laws of 1860 as last amended by section 1, chapter 98, Laws of 1909, and RCW 3.20.040, repealing section 9, page 224, Laws of 1854 as last amended by section 2, chapter 89, Laws of 1941, and RCW 3.20.050, repealing section 1, chapter 40, Laws of 1899 as last amended by section 2, chapter 206, Laws of 1953, and RCW 3.20.060, repealing section 1, chapter 264, Laws of 1927 as amended by section 2, chapter 75, Laws of 1929, and RCW 3.20.070, repealing section 3, chapter 75, Laws of 1929 and RCW 3.20.080, repealing section 2, chapter 65, Laws of 1901 as last amended by section 4, chapter 89, Laws of 1941, and RCW 3.20.090, repealing section 2, page 88, Laws of 1867 as last amended by section 1, chapter 126, Laws of

1943, and RCW 3.20.100, repealing section 68, page 252, Laws of 1860 as last amended by section 1881, Code of 1881, and RCW 3.20.110, repealing section 1, chapter 4, Laws of 1933 extraordinary session as amended by section 1, chapter 135, Laws of 1935, and RCW 3.20.120, repealing section 4, chapter 206, Laws of 1953 and RCW 3.20.131, repealing sections 1, 3, 4, 5, 6, 7, 8 and 9, chapter 14, Laws of 1923 and RCW 3.24.010, 3.24.030, 3.24.040, 3.24.050, 3.24.060, 3.24.070, 3.24.080, and 3.24.090, repealing section 2, chapter 14, Laws of 1923 as amended by section 1, chapter 201, Laws of 1927, and RCW 3.24.020, repealing section 3, chapter 110, Laws of 1965 extraordinary session and RCW 3.38.031, repealing section 96, chapter 299, Laws of 1961 and RCW 3.50.470, repealing section 6, chapter 29, Laws of 1891 and RCW 10.10.010, repealing section 8, chapter 29, Laws of 1891 and RCW 10.10.040, repealing section 7, chapter 29, Laws of 1891 and RCW 10.10.060, repealing section 35.22.420, chapter 7, Laws of 1965 as amended by section 3, chapter 116, Laws of 1965 extraordinary session and RCW 35.22.420, repealing section 35.22.430, chapter 7, Laws of 1965 and RCW 35.22.430, repealing section 35.22.440, chapter 7, Laws of 1965 and RCW 35.22.440, repealing section 35.22.460, chapter 7, Laws of 1965 as amended by section 4, chapter 116, Laws of 1965 extraordinary session and RCW 35.22.460, repealing section 35.22.480, chapter 7, Laws of 1965 as amended by section 5, chapter 116, Laws of 1965 extraordinary session and RCW 35.22.480, repealing section 35.22.490 through 35.22.560, chapter 7, Laws of 1965 and RCW 35.22.490 through 35.22.560, repealing section 35.23.590, chapter 7, Laws of 1965 and RCW 35.23.590, repealing section 35.23.600, chapter 7, Laws of 1965 as amended by section 8, chapter 116, Laws of 1965 extraordinary session and RCW 35.23.600, repealing section 35.23.610 through 35.23.670, chapter 7, Laws of 1965 and RCW 35.23.610 through 35.23.670, repealing section 35.24.450 through 35.24.470, chapter 7, Laws of 1965 as amended by sections 11, 12 and 13, chapter 116, Laws of 1965 extraordinary session and RCW 35.24.450 through 35.24.470, repealing section 35.27.520, chapter 7, Laws of 1965 as amended by section 16, chapter 116, Laws of 1965 extraordinary session and RCW 35.27.520, repealing section 2, chapter 108, Laws of 1965 and RCW 35.27.525, repealing section 35.27.530 and 35.27.540, chapter 7, Laws of 1965 as amended by sections 17 and 18, chapter 116, Laws of 1965 extraordinary session and RCW 35.27.530 and 35.27.540; and adding new sections to chapter 10.10 RCW.

Referred to Judiciary Committee.

Engrossed House Bill No. 223, by Representatives Beck, Walgren and Humiston:

An Act relating to public funds; and amending section 36.29.020, chapter 4, Laws of 1963 as amended by section 2, chapter 111, Laws of 1965, and RCW 36.29.020; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 230, by Representatives Smith, Heavey and Sheridan:

An Act relating to garnishments; amending section 6, chapter 56, Laws of 1893 and RCW 7.32.100; amending section 10, chapter 56, Laws of 1893 and RCW 7.32.150; amending section 9, chapter 56, Laws of 1893 as amended by section 2, chapter 44, Laws of 1933 extraordinary session and RCW 7.32.130; amending section 4, chapter 160, Laws of 1909, as amended by section 4, chapter 126, Laws of 1911 and RCW 12.32.040; amending section 8, chapter

160, Laws of 1909 and RCW 12.32.080; and amending section 10, chapter 160, Laws of 1909 and RCW 12.32.100.

Referred to Judiciary Committee.

House Bill No. 249, by Representatives Berentson, Reese and Kalich:

An Act relating to county road improvement districts; permitting all counties to establish a guarantee fund; and amending section 36.88.220, chapter 4, Laws of 1963, and RCW 36.88.220.

Referred to Committee on Highways.

House Bill No. 251, by Representatives Berentson, Kalich and O'Dell:

An Act relating to traffic control devices; and amending section 47.36.100, chapter 13, Laws of 1961 and RCW 47.36.100.

Referred to Committee on Highways.

Engrossed Substitute House Bill No. 322, by Committee on Business and Professions:

An Act relating to barbers; amending section 1, chapter 75, Laws of 1923 as last amended by section 1, chapter 52, Laws of 1957 and RCW 18.15.010; amending section 2, chapter 75, Laws of 1923 as last amended by section 1, chapter 16, Laws of 1951 and RCW 18.15.020; amending section 3, chapter 75, Laws of 1923 as last amended by section 1, chapter 101, Laws of 1957 and RCW 18.15.040; amending section 6, chapter 75, Laws of 1923 as last amended by section 4, chapter 84, Laws of 1959 and RCW 18.15.050; amending section 8, chapter 101, Laws of 1957 and RCW 18.15.052; amending section 9, chapter 101, Laws of 1957 and RCW 18.15.053; amending section 11, chapter 101, Laws of 1957 and RCW 18.15.055; amending section 12, chapter 101, Laws of 1957 and RCW 18.15.056; amending section 7, chapter 75, Laws of 1923 as last amended by section 14, chapter 101, Laws of 1957 and RCW 18.15.060; amending section 3, chapter 84, Laws of 1959 and RCW 18.15.065; amending section 12, chapter 75, Laws of 1923, as amended by section 9, chapter 211, Laws of 1927 and RCW 18.15.070; amending section 14, chapter 75, Laws of 1923 as last amended by section 1, chapter 102, Laws of 1947 and RCW 18.15.090; amending section 2, chapter 84, Laws of 1959 and RCW 18.15.095; amending section 8, chapter 172, Laws of 1901 as last amended by section 5, chapter 84, Laws of 1959 and RCW 18.15.100; amending section 7, chapter 209, Laws of 1929 as last amended by section 6, chapter 84, Laws of 1959 and RCW 18.15.110; amending section 15, chapter 75, Laws of 1923 and RCW 18.15.120; amending section 13, chapter 101, Laws of 1957 as amended by section 7, chapter 84, Laws of 1959 and RCW 18.15.125; amending section 4, chapter 101, Laws of 1957 and RCW 18.15.130; amending section 5, chapter 101, Laws of 1957 and RCW 18.15.140; amending section 6, chapter 101, Laws of 1957 and RCW 18.15.150; amending section 17, chapter 75, Laws of 1923 as last amended by section 8, chapter 209, Laws of 1929 and RCW 18.15.160; adding a new section to chapter 18.15 RCW; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Engrossed House Bill No. 335, by Representatives Gallagher, McCormick and Juelsing:

An Act relating to mobile homes and travel trailers; providing for the promulgation of rules and regulations governing safety and the installation of certain equipment therein; and adding new sections to chapter 43.22 RCW.

Referred to Committee on Labor and Social Security.

Substitute House Bill No. 345, by Committee on Transportation:

An Act relating to motor vehicles and the licensing thereof; providing for identifying decals for certain farm vehicles in lieu of the licensing thereof and prescribing fees therefor; amending section 46.16.010, chapter 12, Laws of 1961 as last amended by section 51, chapter 3, Laws of 1963 extraordinary session and RCW 46.16.010; adding a new section to chapter 12, Laws of 1961 and to chapter 46.04 RCW; and declaring an emergency.

Referred to Committee on Highways.

Engrossed House Bill No. 353, by Representatives Kirk, Kopet, Hoggins, Mahaffey, Jastad and Hurley:

An Act relating to drugs and expanding the definition of dangerous drugs; amending section 1, chapter 6, Laws of 1939, as last amended by section 1, chapter 49, Laws of 1961, and RCW 69.40.060; amending section 1, chapter 23, Laws of 1955 as amended by section 2, chapter 49, Laws of 1961, and RCW 69.40.061; amending section 22, chapter 38, Laws of 1963, and RCW 69.40.064; and declaring an emergency.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 354, by Representatives Leland, Taylor and Hawley (by Departmental request):

An Act relating to property tax exemptions; amending section 84.36.010, chapter 15, Laws of 1961 and RCW 84.36.010; amending section 84.60.050, chapter 15, Laws of 1961 and RCW 84.60.050; and amending section 84.60.060, chapter 15, Laws of 1961 and RCW 84.60.060.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 358, by Senators Berentson, McCormick and Cunningham (by Departmental request):

An Act relating to platting, subdivision and dedication of land; and amending section 4, chapter 186, Laws of 1937 as amended by section 1, chapter 203, Laws of 1951, and RCW 58.16.040; and adding a new section to chapter 186, Laws of 1937, as amended by section 1, chapter 203, Laws of 1951, and RCW 58.16.040.

Referred to Committee on Highways.

Substitute House Bill No. 359, by Committee on Transportation:

An Act relating to comprehensive highway transportation studies.

Referred to Committee on Highways.

Engrossed House Bill No. 365, by Representatives Bledsoe, Flanagan and Brouillet:

An Act relating to school districts; and providing a procedure for change of name.

Referred to Committee on Education.

Engrossed House Bill No. 370, by Representatives Berentson, Bottiger, Bledsoe, Kiskaddon, Barden, Brouillet and Zimmerman (by Executive request):

An Act relating to air and water pollution; creating an environmental quality commission with jurisdiction over all matters relating to pollution, and consolidating within it all pollution control functions; transferring to the environmental quality commission from the pollution control commission authority over water pollution problems, and from the department of health,

authority over air pollution problems; abolishing the state air pollution control board of the department of health, and the pollution control commission; repealing sections 1, 2 and 3, chapter 188, Laws of 1961, and RCW 70.94.300, 70.94.310 and 70.94.320; repealing sections 3, 4, 5 and 6, chapter 216, Laws of 1945 and RCW 90.48.021, 90.48.022, 90.48.023 and 90.48.024; and declaring an effective date.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 377, by Representatives Jueling, Taylor and Newschwander:

An Act relating to the establishment, maintenance and operation of sewer systems by water districts; and amending section 1, chapter 111, Laws of 1963 and RCW 57.08.065.

Referred to Committee on Cities, Towns and Counties.

MOTION

It was moved by Senator Greive that the Committee on Cities, Towns and Counties be relieved of further consideration of House Bill No. 377.

Debate ensued.

The motion was lost.

House Bill No. 394, by Representatives Kalich, Haussler and O'Dell:

An Act relating to counties; regulating purchases, leases or contracts for public works; establishing a county purchasing department; prescribing their powers, duties and function; creating a county equipment and revolving fund; amending section 36.32.240, chapter 4, Laws of 1963 and RCW 36.32.240; amending section 36.32.250, chapter 4, Laws of 1963, as amended by section 1, chapter 113, Laws of 1965, and RCW 36.32.250; and adding new sections to chapter 4, Laws of 1963 and to chapter 36.32 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 399, by Representatives Wolf, Veroske, Conner, Charette, Amen and Taylor:

An Act relating to volunteer firemen's relief and pensions; and amending section 3, chapter 261, Laws of 1945, as last amended by section 1, chapter 116, Laws of 1957 and RCW 41.24.030.

Referred to Committee on Ways and Means.

House Bill No. 402, by Representatives Whetzel, Cunningham, DeJarnatt, King, Brouillet, Hoggins, Farr, and Zimmerman (by Executive request):

An Act creating a commission for constitutional revision; prescribing its composition, powers, and duties; making an appropriation; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 441, by Representatives Berentson, Veroske and McDougall (by Departmental request):

An Act relating to rules of the road for authorized emergency motor vehicles; and amending section 6, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.035.

Referred to Judiciary Committee.

Engrossed House Bill No. 444, by Representatives Wolf, Charette, Lux and Anderson:

An Act relating to the state canal commission; and amending section 3, chapter 123, Laws of 1965 extraordinary session and RCW 91.12.030.

Referred to Committee on State Government.

Engrossed House Bill No. 458, by Representatives Goldsworthy, McGavick and Bottiger (by Departmental request):

An Act relating to the state flag; and amending section 1, chapter 174, Laws of 1923 as amended by section 1, chapter 85, Laws of 1925 extraordinary session, and RCW 1.20.010; making an appropriation; and declaring an emergency.

Referred to Committee on State Government.

Engrossed House Bill No. 466, by Representatives Lynch, Jastad and McDougall (by Departmental request):

An Act relating to the public health; amending sections 2, 3 and 4, chapter 183, Laws of 1945 and RCW 70.46.020, 70.46.030 and 70.46.040; amending section 5, chapter 183, Laws of 1945 as amended by section 1, chapter 100, Laws of 1957, and RCW 70.46.050; amending sections 6, 8 and 9, chapter 183, Laws of 1945 and RCW 70.46.060, 70.46.080 and 70.46.090; repealing sections 1 through 6, chapter 50, Laws of 1893 and RCW 70.04.030 through 70.04.080; repealing section 7, chapter 50, Laws of 1893 [uncodified]; repealing sections 2, 5 and 6, chapter 65, Laws of 1903 and RCW 70.06.010, 70.06.050 and 70.06.090; repealing sections 1, 3, 4, 7 and 8, chapter 65, Laws of 1903 as amended by sections 1, 3, 4, 5 and 6, chapter 85, Laws of 1907, and RCW 70.06.020, 70.06.030, 70.06.040, 70.06.070 and 70.06.080; repealing section 2, chapter 85, Laws of 1907 and RCW 70.06.025; repealing section 2, chapter 116, Laws of 1901 and RCW 70.06.060; repealing sections 1, 2 and 3, chapter 17, Laws of 1963 and RCW 70.09.010 through 70.09.030; repealing section 7, chapter 183, Laws of 1945 and RCW 70.46.070; and providing penalties.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 470, by Representatives Bluechel, McDougall and Day (by Departmental request):

An Act relating to public works retained percentage and liens; and amending section 1, chapter 166, Laws of 1921 as last amended by section 1, chapter 238, Laws of 1963 and RCW 60.28.010.

Referred to Committee on State Government.

Engrossed House Bill No. 476, by Representatives Adams, Humiston and Kopet (by Departmental request):

An Act relating to public health; and providing for the control of tuberculosis; amending sections 1, 2 and 5, chapter 71, Laws of 1899 and RCW 70.28.010, 70.28.020 and 70.28.050; amending sections 1, 3, 4, 5 and 9, chapter 172, Laws of 1913 and RCW 70.30.010, 70.30.040, 70.30.050, 70.30.060 and 70.30.100; amending section 7, chapter 172, Laws of 1913 as amended by section 1, chapter 80, Laws of 1915 and RCW 70.30.080; amending sections 4, 5 and 6, chapter 162, Laws of 1943 as last amended by sections 4, 5 and 6, chapter 66, Laws of 1945 and RCW 70.32.040, 70.32.050 and 70.36.060; amending section 3, chapter 4, Laws of 1953 extraordinary session and RCW 70.32.080; repealing section 3, chapter 71, Laws of 1899 and RCW 70.28.030; repealing sections 6, 8, 14 and 16, chapter 172, Laws of 1913 and RCW 70.30.070, 70.30.090, 70.30.120 and 70.30.150; repealing section 4, chapter 117;

Laws of 1959 and RCW 70.32.011; repealing sections 1, 2, 3 and 4, chapter 327, Laws of 1955 and RCW 70.32.022 through 70.32.025; repealing section 7, chapter 162, Laws of 1943 as amended by section 7, chapter 66, Laws of 1945 and RCW 70.32.070; repealing sections 1 through 10 and 13 through 19, chapter 86, Laws of 1935 and RCW 70.34.010 through 70.34.190; repealing sections 1 through 6, chapter 220, Laws of 1945 and RCW 70.36.010 through 70.36.060; and providing penalties.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 480, by Representatives Jastad, King and Bottiger:

An Act relating to juvenile courts; and amending section 3, chapter 160, Laws of 1913 as last amended by section 9, chapter 331, Laws of 1959 and RCW 13.04.040.

Referred to Judiciary Committee.

House Bill No. 485, by Representatives Clarke (George W.) and Sprague (by Departmental request):

An Act relating to the motor vehicle fuel tax; adding a new section to chapter 15, Laws of 1961 and to chapter 82.36 RCW.

Referred to Committee on Highways.

Engrossed House Bill No. 495, by Representatives McCaffree and Backstrom (by Departmental request):

An Act relating to revenue and taxation; amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 14, chapter 173, Laws of 1965 extraordinary session, and RCW 82.08.030.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 498, by Representatives Humiston, Thompson and Elicker (by Departmental request):

An Act relating to public health; amending section 43.20.010, chapter 8, Laws of 1965 and RCW 43.20.010; amending section 43.20.040, chapter 8, Laws of 1965 and RCW 43.20.040; amending section 43.20.050, chapter 8, Laws of 1965 and RCW 43.20.050; amending section 43.20.060, chapter 8, Laws of 1965 and RCW 43.20.060; adding new sections to chapter 8, Laws of 1965 and to chapter 43.20 RCW; and prescribing penalties.

Referred to Committee on Medicine and Dentistry.

Engrossed House Bill No. 505, by Representatives McCaffree and Sprague (by Departmental request):

An Act relating to revenue and taxation; amending section 83.44.010, chapter 15, Laws of 1961 and RCW 83.44.010; and providing an effective date.

Referred to Committee on Ways and Means.

House Bill No. 507, by Representatives Clark (Newman H.), Heavey and Hill (by Judicial Council request):

An Act relating to judges of the superior court; and amending section 11, page 343, Laws of 1890 and RCW 2.08.180.

Referred to Judiciary Committee.

House Bill No. 513, by Representatives Newschwander, Kirk and Merrill (by Departmental request):

An Act relating to state hospitals for the mentally ill; amending section 71.02.410, chapter 25, Laws of 1959 and RCW 71.02.410; section 71.02.320,

chapter 25, Laws of 1959 and RCW 71.02.320; section 71.02.230, chapter 25, Laws of 1959 and RCW 71.02.230; repealing section 71.02.420, chapter 25, Laws of 1959 and RCW 71.02.420; and repealing section 71.02.430, chapter 25, Laws of 1959 and RCW 71.02.430.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 516, by Representatives Cunningham, Barden and Marzano (by Departmental request):

An Act relating to elections; and amending section 29.04.040, chapter 9, Laws of 1965 and RCW 29.04.040.

Referred to Committee on Constitution, Elections and Legislative Processes.

Substitute House Bill No. 532, by Committee on Financial Institutions and Insurance:

An Act relating to motor vehicle insurance; providing a procedure to effect cancellation of a motor vehicle insurance policy; prescribing duties and functions in relation thereto; and adding new sections to chapter 79, Laws of 1947 and to chapter 48.18 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Substitute House Bill No. 533, by Committee on Education:

An Act relating to the authority of the state board for vocational education.

Referred to Committee on Education.

Substitute House Bill No. 534, by Committee on State Government:

An Act relating to state government; providing periods and methods for payment of salaries; amending section 1, chapter 130, Laws of 1891 and RCW 42.16.010; and creating new sections.

Referred to Committee on State Government.

Engrossed House Bill No. 539, by Representatives Cunningham, Garrett and Barden:

An Act relating to public hospital districts; providing for increase in the size of public hospital district boards of commissioners; and adding new sections to chapter 264, Laws of 1945 and to chapter 70.44 RCW.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 559, by Representatives Lewis, Garrett, Whetzel, Gallagher, Jastad, Hawley, Leckenby and Barden:

An Act relating to a study of a mass transportation system for the major urban areas of Washington state; and prescribing powers and duties of the joint committee on highways in relation thereto.

Referred to Committee on Highways.

Engrossed House Bill No. 562, by Representatives McCaffree, Sprague and McGavick:

An Act relating to eligibility requirements of physicians and surgeons; and amending section 3, chapter 60, Laws of 1957 as amended by section 5, chapter 284, Laws of 1961 and RCW 18.71.050.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 566, by Representative Jolly, Humiston and Haussler:

An Act empowering counties to construct, maintain, improve, operate and control certain recreational facilities and make reasonable regulations and charges for the use thereof; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.68 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 567, by Representatives McDougall, O'Dell, and Haussler:

An Act relating to public utility districts; and amending section 4, chapter 1, Laws of 1931, as last amended by section 9, chapter 265, Laws of 1959 and RCW 54.12.010.

Referred to Committee on Public Utilities.

Substitute House Bill No. 572, by Committee on Natural Resources:

An Act relating to the management of certain tidelands owned by the state of Washington; transferring certain powers and duties to the parks and recreation commission and prescribing powers and duties in relation thereto.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 585, by Representatives Clark (Newman H.), Elicker and Hill:

An Act relating to supreme court fees; and amending section 1, chapter 51, Laws of 1951 and RCW 2.32.070.

Referred to Judiciary Committee.

House Bill No. 601, by Representatives Bottiger, Gallagher and Thompson:

An Act relating to the crime of giving or selling a revolver, pistol or toy pistol to a minor; and amending sections 1, 3 and 4, chapter 126, Laws of 1895 as last amended by section 1, chapter 17, Laws of 1919 and RCW 26.28.080.

Referred to Judiciary Committee.

House Bill No. 611, by Representatives Wolf, Reese and Day:

An Act relating to the department of motor vehicles; and adding a new section to chapter 156, Laws of 1965 and to chapter 46.01 RCW.

Referred to Committee on State Government.

Substitute House Bill No. 617, by Committee on State Government:

An Act relating to challenging of registered voters; amending section 29.59.010, chapter 9, Laws of 1965 and RCW 29.59.010; amending section 2, chapter 156, Laws of 1965 extraordinary session and RCW 29.10.130; amending section 3, chapter 156, Laws of 1965 extraordinary session and RCW 29.10.140; and repealing section 29.59.070, chapter 9, Laws of 1965 and RCW 29.59.070.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 626, by Representatives Jueling, Hurley and Lynch:

An Act relating to cities and towns; and authorizing contribution to the support of cities, towns, counties and taxing districts in which city owned electric utilities services are provided.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 633, by Representatives Marsh, Garrett and Leckenby:

An Act relating to sewer districts; authorizing the lease of real property owned or held by sewer districts; and adding new sections to chapter 210, Laws of 1941 and to chapter 56.08 RCW.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 636, by Representatives Gorton, Bottiger and Chapin:

An Act relating to gifts of realty to minors.

Referred to Judiciary Committee.

House Bill No. 638, by Representatives Swayze, O'Brien and Bledsoe:

An Act establishing a crime information center under the direction of the Washington state patrol; providing rules and regulations for the operation thereof; assigning costs of terminal facilities; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.43 RCW.

Referred to Judiciary Committee.

House Bill No. 642, by Representatives Cunningham, Day and Smythe:

An Act relating to motor freight carriers regulated by the Washington utilities and transportation commission; amending section 81.80.300, chapter 14, Laws of 1961 and RCW 81.80.300; amending section 81.80.312, chapter 14, Laws of 1961 and RCW 81.80.312; amending section 81.80.318, chapter 14, Laws of 1961 as amended by section 8, chapter 59, Laws of 1963 and RCW 81.80.318; amending section 81.80.320, chapter 14, Laws of 1961 and RCW 81.80.320; repealing section 81.80.310, chapter 14, Laws of 1961 and RCW 81.80.310; repealing section 81.80.314, chapter 14, Laws of 1961 and RCW 81.80.314; repealing section 81.80.316, chapter 14, Laws of 1961 and RCW 81.80.316; repealing section 81.80.317, chapter 14, Laws of 1961 and RCW 81.80.317; repealing section 3, chapter 173, Laws of 1961 and RCW 81.80.3175; and declaring an effective date.

Referred to Committee on Highways.

House Bill No. 646, by Representatives Thompson, DeJarnatt and Zimmerman:

An Act making an appropriation for operation of the Puget Island ferry.

Referred to Committee on Highways.

Engrossed House Bill No. 656, by Representatives Garrett, Holman and Rosellini:

An Act relating to the state-wide city employees' retirement system; creating a supplemental benefits fund; amending section 10, chapter 71, Laws of 1947 as last amended by section 1, chapter 99, Laws of 1965 extraordinary session and RCW 41.44.100; amending section 14, chapter 71, Laws of 1947 as last amended by section 4, chapter 99, Laws of 1965 extraordinary session and RCW 41.44.140; amending section 19, chapter 71, Laws of 1947 as last amended by section 8, chapter 99, Laws of 1965 extraordinary session and RCW 41.44.190; and adding new sections to chapter 71, Laws of 1947 and to chapter 41.44 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 659, by Representatives O'Dell, Swayze and Berentson:

An Act relating to the municipal department of justice courts; providing

for the appointment of a judge pro tempore; and adding a new section to chapter 299, Laws of 1961 and to chapter 3.46 RCW.

Referred to Judiciary Committee.

House Bill No. 671, by Representatives Lynch, Brouillet and Holman:

An Act relating to education; and amending section 1, chapter 203, Laws of 1941, as last amended by section 1, chapter 31, Laws of 1963, and RCW 28.05.050.

Referred to Committee on Education.

House Bill No. 675, by Representatives Brouillet and Clarke (George W.):

An Act relating to school instructional materials; amending section 2, chapter 68, Laws of 1955 as last amended by section 1, chapter 49, Laws of 1965 extraordinary session and RCW 28.58.100; and repealing sections 1 through 8, pages 316 through 319, Laws of 1909, section 1, chapter 79, Laws of 1929 and RCW 28.23.005 through 28.23.050.

Referred to Committee on Education.

House Bill No. 681, by Representatives Bagnariol, Gladder and Merrill:

An Act relating to insurance; prohibiting sale of profit-sharing, charter or founders life insurance policies; regulating the sale of coupon life insurance policies; prescribing the powers and duties of the insurance commissioner in relation thereto; and adding a new chapter to chapter 79, Laws of 1947 and to Title 48 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

House Bill No. 686, by Representatives Gorton, Hoggins and Murray (by Executive request):

An Act relating to state government; authorizing the issuance and sale of state general obligation bonds to finance acquisition and development of outdoor recreational areas and facilities; specifying methods for the payment of such bonds; prescribing the manner in which the proceeds thereof shall be used; providing for submission of this act to a vote of the people; and adding a new chapter to Title 43 RCW, contingent upon their adoption and ratification thereof.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 694, by Representatives Hill, Marsh, Walgren, Spanton, McDougall and Bozarth:

An Act relating to crimes and punishment; and adding new sections to chapter 249, Laws of 1909 and to chapter 9.54 RCW.

Referred to Judiciary Committee.

Engrossed House Bill No. 701, by Representatives Humiston and Elicker:

An Act relating to public assistance; amending section 74.09.120, chapter 26, Laws of 1959 and RCW 74.09.120; adding new sections to chapter 26, Laws of 1959 and to chapter 74.09 RCW; and repealing section 74.09.090, chapter 26, Laws of 1959 as amended by section 1, chapter 36, Laws of 1965 extraordinary session, sections 1, 2, 3 and 5, chapter 211, Laws of 1963, section 4, chapter 211, Laws of 1963 as amended by section 2, chapter 36, Laws of 1965 extraordinary session and RCW 74.09.090, 74.09.400, 74.09.410, 74.09.420, 74.09.430 and 74.09.440.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 716, by Representatives Lynch, Smythe and Charette:

An Act relating to education.

Referred to Committee on Higher Education and Libraries.

House Bill No. 723, by Representatives Taylor and King:

An Act relating to the residence requirements for appointment of police officers in cities of the first class; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.22 RCW.

Referred to Committee on Cities, Towns and Counties.

Substitute House Bill No. 730, by Committee on Local Government:

An Act relating to the participation of counties and cities in the acquisition, construction, operation and maintenance of multi-purpose sports stadia; authorizing the acquisition by condemnation or otherwise of necessary property therefor; authorizing the issuance of revenue bonds and matters incident thereto; prescribing powers, duties, and functions of public officers in relation thereto; and adding a new chapter to Title 67 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 732, by Representatives Heavey, Gorton and Moon:

An Act relating to certain political subdivisions of the state; amending section 36.70.350, chapter 4, Laws of 1963, and RCW 36.70.350; and adding a new section to chapter, Laws of 1967 (Sub. H.B. No. 121) and to chapter 35.63 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 734, by Representatives Marsh, Clark (Newman H.) and Walgren:

An Act relating to crimes and punishment; defining crimes; and adding new sections to chapter 249, Laws of 1909 and to chapter 9.54 RCW.

Referred to Judiciary Committee.

House Bill No. 735, by Representatives Kopet, Jastad and Farr:

An Act relating to the uniform narcotic drug act; and amending section 69.33.290, chapter 27, Laws of 1959 as amended by section 1, chapter 97, Laws of 1959 and RCW 69.33.290.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 748, by Representatives Cunningham, Bottiger and Hoggins:

An Act relating to elections; providing for a presidential preference primary; prescribing procedure for the selection of nominees for president of the United States, and for the election of delegates to national conventions; and adding a new chapter to Title 29 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 751, by Representatives Bluechel, Garrett and Whetzel:

An Act relating to counties; authorizing the conversion of overhead electric and communication facilities to underground facilities; authorizing the conversion or installation of ornamental street and road lighting facilities to be served from underground electrical facilities; authorizing contracts with electric utilities and communication utilities to effect such conversion or

installation; authorizing the establishment of county road improvement districts to carry out the purposes of this act; authorizing the establishment of utility conversion guaranty funds; requiring the removal of existing overhead service lines; and adding new sections to chapter 36.88 RCW and to chapter 4, Laws of 1963.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 752, by Representatives Bluechel, Garrett and Whetzel:

An Act relating to cities and towns; authorizing the conversion of overhead electric and communication facilities to underground facilities; authorizing contracts with electric utilities and communication utilities to effect such conversion; authorizing the establishment of local improvement districts to carry out the purposes of this act; requiring the removal of existing overhead service lines; and adding a new chapter to chapter 7, Laws of 1965 and to Title 35 RCW.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 753, by Representatives Marsh, Walgren, Hill and O'Dell:

An Act relating to financial responsibility of motor vehicle operators and owners; requiring department to reevaluate security upon correction of erroneous information; and amending section 20, chapter 169, Laws of 1963 as amended by section 4, chapter 124, Laws of 1965 and RCW 46.29.200.

Referred to Judiciary Committee.

House Bill No. 757, by Representatives McCormick, Berentson and Sawyer:

An Act relating to rules of the road; and amending section 46.48.060, chapter 12, Laws of 1961 and RCW 46.61.530.

Referred to Judiciary Committee.

Engrossed House Bill No. 769, by Representatives Smythe, Zimmerman, and O'Dell:

An Act relating to intergovernmental disposition of certain public lands; authorizing the exchange of certain properties in Clark county; preserving leases; and adding new sections to chapter 133, Laws of 1953 and to chapter 39.33 RCW.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Bill No. 776, by Representatives Barden, Heavey, Cunningham and Chapin:

An Act relating to elections; amending section 29.10.080, chapter 9, Laws of 1965 and RCW 29.10.080; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 786, by Representatives Newschwander, Backstrom and Goldsworthy:

An Act relating to children and youth services of the department of institutions; amending section 72.05.150, chapter 28, Laws of 1959 and RCW 72.05.150; and adding a new section to chapter 28, Laws of 1959 and to chapter 72.05 RCW.

Referred to Committee on Public Institutions.

Substitute House Bill No. 794, by Committee on Business and Professions:

An Act relating to intoxicating liquors; adding a new section to chapter 66.24 RCW; and declaring an emergency.

Referred to Committee on Liquor Control.

House Bill No. 799, by Representatives Bluechel, Sprague and Gorton:

An Act relating to state government; providing for the abolition of the office of lieutenant governor as a constitutional office, and its reconstitution as a statutory office; providing that each candidate for governor must file and run together with a candidate for lieutenant governor; amending section 29.30.080, chapter 9, Laws of 1965 as amended by section 2, chapter 52, Laws of 1965 and RCW 29.30.080; and providing an effective date.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 805, by Representatives Newschwander, Kink and Newhouse:

An Act relating to public utilities engaged in the electrical business; declaring a legislative policy against duplication of electric lines and service; and authorizing service agreements between utilities.

Referred to Committee on Public Utilities.

House Bill No. 820, by Representatives Lynch, Kink and Bledsoe:

An Act relating to state colleges; establishing the terms of trustees; and amending section 3, chapter 147, Laws of 1957 and RCW 28.81.020.

Referred to Committee on Higher Education and Libraries.

House Bill No. 841, by Representatives Clarke (George W.), Bottiger, Charette and Chapin:

An Act relating to the administrative procedure act; and amending section 13, chapter 234, Laws of 1959 and RCW 34.04.130.

Referred to Judiciary Committee.

House Bill No. 844, by Representatives Newschwander, Jueling and Humiston:

An Act relating to county recreation districts; and amending sections 36.69.010, 36.69.020, 36.69.030, 36.69.130, 36.69.140, 36.69.190 and 36.69.900, chapter 4, Laws of 1963 and RCW 36.69.010, 36.69.020, 36.69.030, 36.69.130, 36.69.140, 36.69.190 and 36.69.900.

Referred to Committee on Cities, Towns and Counties

Engrossed House Bill No. 855, by Representatives Day, Kopet and Perry:

An Act relating to chiropractors.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 866, by Representatives Veroske, Berentson and Farr:

An Act relating to diking and drainage districts; authorizing the imposition of assessments upon Indian lands where such Indian lands overlap and are benefited by diking and drainage districts; adding new sections to chapter 85.05 RCW; and declaring an emergency.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 913, by Representatives Holman, Backstrom and Bledsoe:

An Act relating to revenue and taxation; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.21 RCW.

Referred to Committee on Ways and Means.

House Bill No. 918, by Representatives Haussler and Flanagan:

An Act relating to public hospital districts; adding new sections to chapter 70.44 RCW; repealing section 16, chapter 264, Laws of 1945, as amended by section 4, chapter 157, Laws of 1965 and RCW 70.44.170; and repealing section 19, chapter 264, Laws of 1945 and RCW 70.44.180.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 920, by Representatives Holman, Backstrom and Blédsoe:

An Act relating to revenue and taxation; and amending section 36.32.120, chapter 4, Laws of 1963 and RCW 36.32.120.

Referred to Committee on Ways and Means.

House Bill No. 926, by Representative Day:

An Act relating to aeronautics and airports; and amending section 11, chapter 182, Laws of 1945, as amended by section 1, chapter 120, Laws of 1949 and RCW 14.08.200.

Referred to Committee on Highways.

House Bill No. 929, by Representative Leckenby:

An Act relating to state institutions; providing clothing, transportation and funds for released or for paroled persons; amending section 72.08.343, chapter 28, Laws of 1959 and RCW 72.08.343; and repealing 72.12.122, chapter 28, Laws of 1959 and RCW 72.12.122.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 930, by Representatives Bagnariol and Barden:

An Act relating to industrial insurance; and amending section 51.24.010, chapter 23, Laws of 1961 as last amended by section 7, chapter 274, Laws of 1961 and RCW 51.24.010.

Referred to Committee on Labor and Social Security.

Engrossed House Joint Memorial No. 13, by Representatives Day, Cunningham, Backstrom, O'Brien, Perry, McCaffree and Marzano:

Memorializing Congress urging double exemptions in federal taxes for the deaf and other handicapped people.

Referred to Committee on Ways and Means.

House Joint Memorial No. 14, by Representatives Kink, Hawley, Flanagan, King, Taylor and Berentson:

Protecting halibut fishing industry.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Concurrent Resolution No. 16, by Representatives Thompson, Smythe and Zimmerman:

Providing for an environmental affairs interim committee and outlining a study thereby.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Concurrent Resolution No. 17, by Representatives Kopet and Day:

Pertaining to the Boy Scout World Jamboree.
 Referred to Committee on State Government.

MOTION

At 5:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Saturday, March 4, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-FIFTH DAY

MORNING SESSION

Senate Chamber,
 Olympia, Washington, Saturday, March 4, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil, Herrmann and Hanna.

On motion of Senator Bailey, Senators Herrmann and Hanna were excused.

On motion of Senator Atwood, Senator Chytil was excused.

The Color Guard, consisting of Pages Lee Hackett, Color Bearer and Debbie Henry, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Our Father, whose concern is for all people that they may experience the abundant life; grant that the talents and energies of the members of this Senate may implement Thy concern.

"In Thy wisdom Thou hast created us so that without Thee we cannot live truly. Help us to realize that without our cooperation Thou wilt not coerce us into true living. Since none of us can be right all of the time, give us the grace to recognize our partial perspectives and so to be corrected by others who are right part of the time. In the name and spirit of Jesus Christ. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
 Olympia, Wash., March 4, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 88, have inspected same, and find it correctly reengrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 4, 1967.

Mr. President:
Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 88, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Marshall A. Neill.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 3, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Senate Bill No. 135:

Relating to school district employees' sick leave.

Very truly yours,

Raymond W. Haman, *Legal Counsel.*

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 17, by Senator Washington:

Authorizing the introduction of a revenue bill.

On motion of Senator Washington, the rules were suspended, Senate Concurrent Resolution No. 17 was advanced to second reading and read the second time in full.

On motion of Senator Washington, the rules were suspended, Senate Concurrent Resolution No. 17 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

On motion of Senator Washington, further consideration of Senate Concurrent Resolution No. 17 on final passage was deferred.

The President declared the Senate to be at ease.

The President called the Senate to order at 11:55 a.m.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 88.

The Secretary read:

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 208:

Senate Chamber,
Olympia, Wash., March 3, 1967.

Adopting budget and making appropriations for fiscal biennium ending June 30, 1969 (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:00 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 1:35 p.m.

Senators Greive, Bailey and Keefe demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Hanna and Chytil who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

PERSONAL PRIVILEGES

Senator Lennart:

"Mr. President and members of the Senate:

"Yesterday the Senate voted not to confirm Mr. Hagist as a member of the Washington State Liquor Board. If I met the man on the street I would not know him but I have met many a large hotel operator who had only the highest praise for him. Nothing was brought out to question the man's integrity or business ability. All I heard in and out of the caucus room were allegations and rumors—mind you merely rumors. How many of you able gentry of the bar would deny a man his day in court on such spurious pretext? It is one thing in this Senate hall to debate honest differences of opinion but it is quite another matter to kick out an honorable man like a dog on rumors. The standard of manners which inspires the best in us demands full public disclosure and substantiated proof, and I believe the people in the state want it. I am a man of strong convictions and I believe that the avowed intent and purpose of the Steel Act was to keep liquor out of politics—hence the nine year term.

"Are we doing it? How well are we doing it. It has been proposed that this august body is too well bred and well possessed to assail an honorable man, but let it not be said that there be no one to come up in his defense to vindicate his cause. I do not believe I am alone, but if I were, I would do so. If I did not rise up in defense of a man proven guilty on allegations, I would feel like a soldier volunteering for a dangerous post, then deserting it. Nothing but a full public disclosure proving or disapproving the allegations will satisfy the people in the state of Washington. I cannot believe that the age of chivalry is dead."

Senator McCutcheon:

"Mr. President, members of the Senate:

"I heartily agree with the remarks of Senator Lennart."

Senator Greive:

"Mr. President and members of the Senate:

"In answering Senator Lennart, I would simply like to say that I was very reluctant to vote against Mr. Hagist. As an actual matter I don't think in all of my time in the Senate I have ever voted against a governor's appointment before. I felt very strange about it. I weighed it very carefully. I would like to say this: There were sufficient charges made and detailed as far as I was concerned and if Mr. Hagist would like to have them spread upon the Senate journal and substantiated, if he will send a request to the Democratic caucus, I think we will be glad to oblige."

SECOND READING OF BILLS

Engrossed House Bill No. 208, by Representatives Goldsworthy and Saling (by Executive request):

Adopting budget and making appropriations for fiscal biennium ending June 30, 1969.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 208:

Senate Chamber,
Olympia, Wash., March 3, 1967.

Adopting budget and making appropriations for fiscal biennium ending June 30, 1969 (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

On page 4, line 1, after the word "appropriation" add the following:

"Provided, That \$172,153 shall be used only for appeal costs for indigents pursuant to chapter 10.01 RCW", and strike "\$1,500,405" and insert "\$1,481,405"

On page 4, line 16, strike "\$48,340" and insert "\$31,340"

On page 4, line 19, strike "\$542,043" and insert "\$530,944"

On page 4, line 22, strike "\$20,000" and insert "\$16,000"

On page 4, line 26, strike "\$75,000" and insert "\$60,000"

On page 5, line 14, after the word "Board" add the following:

"for the purpose of fully implementing, effective July 1, 1967, the salary survey findings adopted by the State Personnel Board on December 7, 1966", and strike "\$26,226,727" and insert "\$28,513,698"

On page 5, line 23, strike "\$2,418,204" and insert "\$1,238,675"

On page 5 strike all of lines 24 through 33, inclusive

On page 6 strike line 1

On page 6, line 10, strike "\$88,381" and insert "\$89,396"

On page 6, line 31, strike "\$3,278,918" and insert "\$3,210,909"

On page 7, line 6, strike "\$955,721" and insert "\$971,760"

On page 7, line 26, strike "\$8,782,169" and insert "\$8,688,723"

On page 7, line 32, strike "\$4,979,359" and insert "\$4,910,076"

On page 8, line 1, strike "\$55,328" and insert "\$45,059"

On page 8, line 3, strike "\$10,516,819" and insert "\$10,247,998"

On page 8, line 15, strike "\$1,537,557" and insert "\$1,524,398"

On page 8, line 17, strike "\$98,477" and insert "\$106,877"

On page 8, line 24, strike "\$732,013" and insert "\$736,548"

On page 8, line 25, strike "\$732,013" and insert "\$736,548"

On page 8, line 28, strike "\$19,471,130" and insert "\$19,372,610"

On page 9, line 5, strike "\$3,864,657" and insert "\$3,890,076"

On page 9, line 10, strike "\$1,554,215" and insert "\$1,510,291"

On page 9, line 12, strike "\$11,497,669" and insert "\$11,415,983"

On page 9, line 14, strike "\$1,448,609" and insert "\$1,443,247"

On page 9, line 15, strike "\$2,921,424" and insert "\$2,925,416"

On page 9, line 16, strike "\$8,299,153" and insert "\$8,322,282"

On page 9, line 18, strike "\$2,137,984" and insert "\$2,127,220"

On page 9, line 19, strike "\$551,704" and insert "\$553,027"

On page 9 after line 20, add the following:

"General Fund Appropriation..... \$1,179,529"

On page 9, line 21, strike "\$8,110,103" and insert "\$8,096,397"

On page 9, line 22, strike "\$4,897,523" and insert "\$4,926,853"

On page 9, line 24, strike "\$1,513,263" and insert "\$1,601,551"

On page 9, after line 30, add the following:

"General Fund—Optometry Account Appropriation.....	\$ 18,314
General Fund—Opticians' Account Appropriation.....	\$ 9,093
General Fund—Real Estate Commission Account.....	\$ 872,494
General Fund—Architects' License Account Appropriation.....	\$ 75,993
General Fund—Professional Engineers' Account Appropriation.....	\$ 151,628
General Fund—Sanitarians' Licensing Account Appropriation.....	\$ 5,467
General Fund—Board of Psychological Examiners Appropriation.....	\$ 9,575"

On page 10, line 2, strike "\$23,268,265" and insert "\$22,860,868"

On page 10, line 12, strike "\$2,745,391" and insert "\$2,618,272"

On page 10, line 15, strike "\$19,847,507" and insert "\$19,590,141"

On page 10, line 18, strike "\$20,109,403" and insert "\$19,349,370"

On page 10, line 21, strike "\$1,076,320" and insert "\$1,029,763"

On page 10, line 28, strike "\$47,796,138" and insert "\$47,940,138"

On page 11, line 20, after "biennium:" and before "Provided," add the following:

"Provided, That all the various vendors shall be required to furnish adequate, documented evidence of the cost of providing their particular services, care or

supplies, in the form, to the extent and at such times that the department of public assistance determines necessary for evaluating, justifying and establishing rates and/or fees."

On page 13, line 29, strike "\$125,000" and insert "\$157,000"

On page 15, line 6, strike "\$512,067,209" and insert "\$524,567,209"

On page 15, after line 12, add the following:

"Pilot study in summer school programs, *Provided*, That the Superintendent of Public Instruction shall allocate not to exceed said amount to the Seattle School District No. 1 for approved pilot summer school programs which in such Superintendent's judgment will provide an acceptable study designed to test the advisability of year around usage of school district buildings and facilities..... \$ 230,000

School district excess levy relief, *Provided*, That allocation from this appropriation shall be for the purpose of providing relief from excess maintenance and operation levies for school district purposes and shall be made to the school districts by the Superintendent of Public Instruction, according to such formula as he shall adopt for this purpose; such formula to take into account, but not be limited to, the following factors:

- (1) the state average assessed valuation per weighted pupil,
- (2) the local adjusted assessed valuation per weighted pupil,
- (3) the local special levy effort in mills, and
- (4) the state average special levy in mills.

Notwithstanding the allocation formula factors described above, not less than five dollars per weighted pupil shall be allocated by the Superintendent of Public Instruction from this appropriation to each school district in the state, nor shall any allocation other than the flat grant of five dollars per weighted pupil be made to any school district failing to authorize in the years 1966-67 or 1967-68 any excess maintenance and operation levy or levies..... \$ 25,000,000"

On page 15A, line 6, strike "\$578,431" and insert "\$581,614"

On page 16, line 16, strike "\$16,557,048" and insert "\$16,656,048"

On page 16, after line 16, add the following:

"EDUCATIONAL TELEVISION COMMISSION

General Fund Appropriation..... \$ 2,175"

On page 16, line 22, strike "\$4,922,818" and insert "\$4,899,060"

On page 16, line 25, strike "\$71,840" and insert "\$5,000"

On page 16, line 26, strike "\$171,840" and insert "\$105,298"

On page 17, line 8, strike "\$4,702,448" and insert "\$3,993,569"

On page 17, line 15, strike "\$17,939,616" and insert "\$17,006,989"

On page 17, line 19, strike "\$599,500" and insert "\$561,552"

On page 17, line 21, strike "\$34,312,566" and insert "\$34,222,242"

On page 17, line 24, strike "\$29,546,663" and insert "\$29,222,363"

On page 17, line 27, after the word "Appropriation" add the following:

"*Provided*, That no less than \$500,000 shall be available exclusively for the residential treatment and care of no less than 100 mentally retarded persons, beginning no later than July 1, 1968", and strike "\$1,443,958" and insert "\$1,768,258"

On page 17, line 30, strike "\$205,753" and insert "\$206,384"

On page 17, line 33, strike "\$6,480,008" and insert "\$6,532,783"

On page 18, line 5, strike "\$2,468,311" and insert "\$2,053,667"

On page 18, after line 5, add the following:

"OCEANOGRAPHIC COMMISSION

General Fund Appropriation..... \$ 150,000"

On page 18, line 7, after the word "Appropriation" add the following:

"*Provided*, That \$340,000 of this appropriation shall be used for studies of the impact of Columbia River diversion, water resources, and criteria for allocation of state funds for flood protection", and strike "\$3,019,421" and insert "\$3,285,593"

On page 18, line 9, strike "\$365,743" and insert "\$366,918"

On page 18, line 18, strike "\$10,086,411" and insert "\$9,957,513"

On page 18, line 25, strike "\$13,267,793" and insert "\$13,356,502"

On page 18, line 31, strike "\$970,457" and insert "\$976,601"

On page 18, line 33, strike "\$10,588,339" and insert "\$10,654,976"

On page 19, line 4, strike "\$185,009" and insert "\$185,887"

On page 19, line 6, strike "\$138,982" and insert "\$139,860"

On page 19, line 8, strike "\$219,899" and insert "\$221,728"

On page 19, line 12, strike "\$114,469" and insert "\$115,128"
 On page 19, line 14, strike "\$116,516" and insert "\$117,248"
 On page 19, line 16, strike "\$256,797" and insert "\$258,480"
 On page 19, line 17, strike "\$2,735,364" and insert "\$2,755,854"
 On page 19, line 20, strike "\$26,563,890" and insert "\$26,820,704"
 On page 19, line 23, strike "\$17,500,000" and insert "\$10,300,000"
 On page 20, strike line 1, and add the following:

"eight equal quarterly amounts on the last days of September, December, March and June of each fiscal year, in accordance with the following formula: One quarter to all cities and towns; one quarter to cities of 20,000 or more population; one quarter to cities and towns maintaining police departments of five or more full time equivalent positions for fully paid persons engaged in police work, and exclusive of any clerical positions; and one quarter to cities and towns maintaining fire departments of five or more full time equivalent positions for full-paid persons engaged in fire fighting and exclusive of any clerical positions. Each city or town shall share in the amount distributed under each factor in the proportion which its population bears to the total population of all cities receiving funds under that factor. Population data used in this distribution shall be determined in accordance with chapter 43.62 RCW as now existing or as hereafter amended. The state treasurer shall determine eligibility as to police and fire departments by reference to approved municipal budgets which shall be submitted to him at such time and in such manner as he may prescribe."

Martin J. Durkan, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison.

On motion of Senator Greive the Senate resolved itself into a Committee of the Whole, President Pro Tempore Al Henry in the Chair, for the purpose of considering Engrossed House Bill No. 208.

COMMITTEE OF THE WHOLE

Engrossed House Bill No. 208 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Al Henry presiding, with the recommendation that it do pass as amended.

On motion of Senator Henry, the report of the committee was adopted. On motion of Senator Gissberg, the reading had in the Committee of the Whole was considered the second reading of Engrossed House Bill No. 208.

On motion of Senator Durkan, the committee amendments to Engrossed House Bill No. 208, adopted in the Committee of the Whole, were adopted by the Senate.

On motion of Senator Durkan, the following amendments to the committee amendment to Engrossed House Bill No. 208 adopted in the Committee of the Whole were adopted by the Senate:

Strike the committee amendment to page 10, line 28 thereby restoring the original figure to "\$47,796,138"

On page 10, line 30 of the engrossed bill, strike "\$312,741,174" and insert "\$312,816,698"

On page 19, beginning on line 22 of the engrossed bill, strike all of section 2.

Renumber the remaining sections consecutively.

The Secretary commenced reading an amendment by Senators Woodall, Canfield, Redmon and Neill.

POINT OF ORDER

Senator Bailey:

"Point of order, Mr. President:

"I think we should have a ruling from the Chair whether this amendment is in order after we have come out of the Committee of the Whole. Several times I have wanted to do the same sort of thing and the Chair would not permit it."

Senator Woodall:

"Mr. President:

"This same amendment to the bill was adopted by the entire body last session. This is not an amendment to any dollar amount. It is an amendment of language, not dollar amounts."

Senator Bailey:

"I would be willing that we have the amendment read, whether or not it has any effect on dollar amount is the question I would like to have determined. If it has any effect on dollar amounts, that is the same as raising or lowering the budget, I would say."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"My point of order is that there is nothing to raise a point of order about until the amendment is read in full and it has been moved that it be adopted."

RULING BY THE PRESIDENT

The President:

"The point of order of Senator Woodall is well taken. The Secretary will read the amendment."

It was moved by Senator Woodall that the following amendment by Senators Woodall, Canfield, Redmon and Neill be adopted:

On page 15, section 1, line 6, after "session" insert:

"Provided, That the apportionment per weighted student to any district which complies with the requirement of this act for the school years 1967-1968 and 1968-1969 shall be an amount sufficient to guarantee ninety-five percent of the total revenue per weighted student, excluding special levies which such district realized during the 1964-1965 school year."

POINT OF ORDER

Senator Bailey:

"Mr. President:

"I still raise the point of order. I must say I favor the amendment but I think Senator Woodall is putting it in in the wrong place to make a record on it. He should have put it in in the Committee of the Whole. I would go along with going back to the Committee of the Whole and taking care of this."

Senator Woodall:

"Mr. President:

"This is a basic philosophy. It is not an appropriation and it does not change the dollar amounts at all. You cannot make a record in the Committee of the Whole."

Senator Gissberg:

"Mr. President:

"I am advised that this does in fact have an effect on the dollar allocations, not the dollars, but the dollar allocations to school districts, and it having a dollar effect, Senator Woodall is trying to do by indirection what he cannot do directly.

"Now as precedent for this, Mr. President, I would refer you to some sessions back when we had the so-called lien clause before us and when at that time there was an attempt made to get a record on the lien clause outside of the Committee of the Whole. Now, Senator, if you want to go back into the Committee of the Whole for the purpose of doing this, I don't think anyone is going to object, but I think it would be out of order to do it outside of the Committee of the Whole."

Senator Woodall:

"Mr. President:

"This is the same identical amendment that was written into the bill by amendment last session on the floor of this body and it seems to me it is perfectly in order."

It does not change the dollar amounts and that is what you do in a Committee of the Whole. It does take out the penalty clause in some counties that are not assessing the way that some may think they should. But it does not change the dollar impact of the budget, and that is the purpose of going into the Committee of the Whole. Otherwise, the rule would say that after you have been in the Committee of the Whole, you can make no changes. I submit this is not a dollar figure and therefore it is proper under this rule."

Senator Bailey:

"Mr. President:

"Speaking on the issue raised by Senator Woodall, I recall this being in the last bill but not in the appropriations bill, Senator Woodall. It was in the school formula bill as I recall it and Senator Woodall made the amendment at that time. It was a one hundred percent amendment written down to ninety-five or ninety percent and it went into conference between the two houses. It had nothing to do with, as I recall, the appropriation bill. I am not against the amendment but I think this is the wrong way to do it. It should go into the supplemental bill. You say you can't make a record of the Committee of the Whole. That is the reason the Committee of the Whole is a horrible example of legislative procedure. I think we should make a record of everything, whether it is a Committee of the Whole or whatever it might be. But in the Committee of the Whole, since we don't have a record of everything, we shouldn't make it on this amendment."

RULING BY THE PRESIDENT

The President:

"The President, in ruling upon the point, believes that it is reasonable to believe that the amendment would have some financial impact and therefore should be considered in the Committee of the Whole."

MOTIONS

It was moved by Senator Woodall that the Senate resolve itself into a Committee of the Whole for the purpose of considering Engrossed House Bill No. 208.

The motion was lost on a rising vote.

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 208 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

PERSONAL PRIVILEGE

Senator Gissberg:

"Mr. President:

"I have no intention of being political in any way, shape or form in what I am now about to say but I just feel that at this stage of the legislative proceedings it is appropriate to recognize and compliment the chairman of the Committee on Ways and Means and the chairman of the Committee on Appropriations of the State Senate. I think that most of us recognize but very seldom say that the most difficult and most exacting and most exhaustive and most important task of any legislative session has to do with the subject matter that we are now considering, the budget bill.

"I think only those of you who have served as chairmen of the Committee on Ways and Means can possibly know what personal sacrifices are necessarily required of the chairman of the Committee on Appropriations and the chairmen of the Committee on Ways and Means. Senator Mardesich has had a stint in the House and had the job over there. Senator Hallauer has served as chairman here as well as Senator Foley and I believe also Senator Neill, and there may be others of us I am overlooking that have likewise had the chairmanship. But I think those people that have served as chairmen know better than I, who have not been in that particular field, of the tremendous sacrifices that are involved in chairmanship that particular committee. I think Senator Durkan has met the challenge of the budget bill job and he has done so, I know, with tremendous personal effort; that he is now exhausted from his labors should be

apparent to us. But it should not be surprising in any way. I think understandably Mrs. Durkan knows even better than we of the sacrifices that he has necessarily had to make to his family during this session. Senator Durkan has demonstrated I think to all of us that he has in him the deep reservoir of strength and the patience and the understanding to put together this budget bill. In his doing so I am sure that you members on the minority side will recognize this. I have heard you people mention, as I have heard others on our side mention the fact that he has done a competent job as a chairman; that is to say that he has operated a committee with dispatch. He has not tolerated long and lengthy debate, repetitious debate, nor has he tolerated any harangue. I think he has been fair to both sides of the aisle in this respect.

"Senator Durkan and Senator Dore, I compliment both of you on a job well done."

Debate ensued.

POINTS OF INQUIRY

Senator Freise:

"Mr. President, would Senator Durkan yield to a question:

"Senator Durkan, on the last page of the committee amendment on page 20, strike line 1 and add the following and then it states:

". . . one quarter to cities and towns maintaining police departments of five or more full time equivalent positions for fully paid persons engaged in police work, and exclusive of any clerical positions; and one quarter to cities and towns maintaining fire departments of five or more full time equivalent positions for full-paid persons engaged in fire fighting and exclusive of any clerical positions.'

"Now the funds that are earmarked for those cities in these categories or this category, is this money that will go directly and exclusively for the fire department and police department?"

Senator Durkan:

"Mr. President and members of the Senate:

"The answer is no."

Debate ensued.

Senator Woodall:

"Mr. President, would Senator Dore yield to a question?"

Senator Dore:

"Let me think about it. What do you have in mind, what area?"

Senator Woodall:

"Common sense, an alien field but you try to reach it.

"Senator Dore, you mentioned that because someone said the bill was going into conference, someone had a pipeline. Have you, in all of your years of service here and even when you had both houses on your side and a Governor of your faith—has there ever been an appropriation bill passed which did not go into conference between the two bodies?"

Senator Dore:

"Yes, in the first term of Governor Rosellini as I recall we accepted a budget which—I think it was a little out of balance—"

Senator Woodall:

"I'll settle for that answer. Yes. Thank you."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 208 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 28; nays, 20; excused, 1.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann,

Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Washington—28.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Uhlman, Williams, Woodall—20.

Excused: Senator Chytil—1.

Engrossed House Bill No. 208 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTE

March 4, 1967.

We, the undersigned, voted against Engrossed House Bill No. 208 for the reason that the same contains unwarranted, unnecessary and unneeded expenditures, the most noteworthy being an increase of eighteen million seven hundred thousand dollars (\$18,700,000) in the field of general assistance and aid to dependent children. These same categories received an increase of six million dollars (\$6,000,000) last biennium which means that in the 1967-69 biennium we will be spending approximately twenty-four to twenty-five million dollars more per biennium for these welfare categories than was spent during the Rosellini administration.

In addition, in the budget there are other items which could have been deleted such as unjustifiable reserve funds, the elimination of which would have made possible the presentation of a balanced budget without new taxes.

Since these unwarranted, unnecessary and unneeded items are contained in the bill as presented on the floor of the Senate, we record here our reasons for voting no.

(Signed)

Senators Perry B. Woodall, Robert W. Twigg, Sam C. Guess and Fred G. Redmon.

EXPLANATION OF VOTE

Statement on Engrossed House Bill No. 208:

"We voted 'no' on Engrossed House Bill No. 208, as amended by the Senate because

"(1) This bill purposely over-estimated income and 'spent it' in this budget. It is irresponsible to anticipate extra income for the spending you want to do—especially because if the extra income does actually materialize, due to increased population and industrial growth, the extra expenses in providing more schools, services, etc., would render your spending budget inadequate. A contingency fund, which might have been a defense against the above criticism, was also removed and spent!

(2) This budget was 'balanced' by the above method, as well as by using the 1965-67 budget surplus. Instead of using this to get some higher education capital construction on a 'pay-as-you-go basis' it was used in the spending budget, which merely 'builds in' and guarantees a tax increase in the next biennium.

If the necessity for more money is shown, and I believe it is, let's be honest enough to raise the tax now, not resort to the methods used in this amendment to Engrossed House Bill No. 208."

(Signed)

Senators Jack Metcalf and Richard Marquardt.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 4:20 p.m., on motion of Senator Greive, the Senate adjourned until 8:00 p.m., Sunday, March 5, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-SIXTH DAY

EVENING SESSION

Senate Chamber,
Olympia, Wash., Sunday, March 5, 1967.

The Senate was called to order at 8:00 p.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil, Durkan and Marquardt.

On motion of Senator Atwood, Senators Chytil and Marquardt were excused.

On motion of Senator McCormack, Senator Durkan was excused.

The Color Guard, consisting of Pages Reed Smith, Color Bearer, and Joni Elway, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Author and creator of life, Our Father who art in heaven, for all that lifts and inspires the life of men, we thank Thee. Help us to contribute to it by word and deed.

"For all that degrades and demeans the life of men, we stand in shame. Help us to oppose it by word and deed. To this end grant that the members of this Senate, in their decisions, may both contribute to the glory of humanity and oppose its shame. In the name and spirit of Jesus Christ. Amen."

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

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, members of the Senate:

"In America, in this world today, there is a great social and economic unrest, a questioning, an uncertainty and a lack of faith. Moral values the world over are largely forgotten, treaties among Nations have become mere scraps of paper and solemn obligations of government are ignored.

"From this precept many individuals, and many people take unto themselves the same prerogatives, of choosing for themselves laws which they might wish to disobey, or repudiating obligations which they no longer wish to assume, setting aside the old fashioned integrity, the common honesty, which is and always has been the greatest force for good known to men.

"America is not a Nation of treaty breakers, but a Nation of human dreams, souls and aspirations. And it did me and all of us here in the Senate honor to be the invited guests of Lieutenant Governor Cherberg's reception of the Consular Agencies in Seattle, to exemplify the American character of good will, mutual aspirations and understanding. I, personally, have had no more delightful occasion during the past two months and I do believe that if the world is to live to see another chapter written towards peace and good will toward all men, many, many more similar occasions in this great land of ours is the only avenue of attainment.

"To the members of the Consular Agents, who honored us, we express our gratitude, and to you President Cherberg a vote of thanks."

The Secretary read:

SENATE RESOLUTION 1967 - 25

By Senators Guess, McMillan and Talley:

Whereas, The expanding population of our state continues to create a need for land for parks and other public purposes; and

Whereas, The state of Washington has under its ownership large areas of land, stream banks, and shore lines which are suitable for parks and recreational purposes; and

Whereas, Many citizens of the state of Washington are growing concerned over the rapid taking of private lands for parks, recreational and other public purposes; and

Whereas, It has proven to be difficult and expensive for the state and its political subdivisions to obtain through purchase or other means land suitable for parks and other public purposes; and

Whereas, Studies which have been made in the past concerning the needs of the state and its inhabitants for parks and recreational facilities indicate that there has been no comprehensive review of the needs of the state for several years; nor has there been a comprehensive inventory of the land presently owned by the state which is suitable for park or recreation purposes;

Now, Therefore, Be It Resolved, By the Senate of the state of Washington, that the legislative council be authorized and directed to initiate a study and develop a comprehensive plan which shall contain:

(1) An inventory of all public lands under the ownership of the State and its subdivisions which will reveal the status of those lands that are currently being used for parks and recreational uses; and those lands which are suitable for recreation in the future according to an appropriate and coordinated master plan.

(2) A study of the laws of the state of Washington and a determination of the number of state agencies and its political subdivisions which have been empowered to acquire private lands in any manner.

Be It Further Resolved, That the legislative council shall report to the legislature the results of its study together with its recommendation for the correlation of legislation and the acquisition of private lands in the future.

On motion of Senator Guess, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 5, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 34, Senate Bill No. 53, Senate Bill No. 80, Senate Bill No. 215, Substitute Senate Bill No. 239, Senate Bill No. 324, Senate Joint Resolution No. 6, have inspected same, and find them correctly enrolled.

....., *Chairman*.

We concur in this report: R. Frank Atwood, Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 4, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Concurrent Resolution No. 16, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: William A. Gissberg, Perry B. Woodall.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., February 4, 1967.

Donald W. Moos, to the position of director of the Department of Agriculture, appointed by the Governor May 7, 1965, for the term ending at the Governor's pleasure, succeeding Joe Dwyer (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that said appointment be confirmed.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules.

Senate Concurrent Resolution No. 15:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Providing for continuation of the temporary advisory council on public higher education (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Harry B. Lewis, August P. Mardesich, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 69:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Authorizing loans to reclamation districts (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Herbert H. Freise, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 74:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Prohibiting shortweighting on goods (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 146:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Regulating sale of commercial fertilizers, including customer formula fertilizers in state (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Herbert H. Freise, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 169:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing cities and towns to engage in tourist promotion (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 223:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Authorizing investment of funds in custody of county treasurer (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 293:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Simplifying procedure for merger of water districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 369:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Providing that secretaries of irrigation districts shall collect assessments in certain cases (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Herbert H. Freise, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 376:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Providing penalties for shoplifting (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

....., *Chairman*,

Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 514:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Defining absentee service voters (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Karl Herrmann, Ernest W. Lennart, Jack Metcalf, John H. Stender, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 539:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Enlarging hospital district commissioner boards (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):
MAJORITY recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 596:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Establishing four year college in Thurston county (reported by Committee on Higher Education and Libraries):
MAJORITY recommends that it do pass as amended.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Senate Chamber,
Olympia, Wash., March 5, 1967.

Establishing four year college in Thurston county (reported by Committee on Higher Education and Libraries):
MINORITY recommends that it do not pass.

....., *Chairman*.

We concur in this report: Frank W. Foley, William A. Gissberg, August P. Mardesich.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 638:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Establishing a crime information center (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, Mike McCormack, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 654:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Implementing elections code to provide for annual general elections (reported by Committee on Constitution, Elections and Legislative Processes):
MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: Larry Faulk, George W. Kupka, Ernest W. Lennart, Jack Metcalf, Mike McCormack, Joel M. Pritchard, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 730:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Authorizing multi-purpose sports stadia to be built and operated by counties and cities (reported by Committee on Cities, Towns and Counties):
MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 743:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Pertaining to counting paper ballots at primary and general elections (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

John T. McCutcheon, *Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Karl Herrmann, Ernest W. Lennart, Jack Metcalf, John H. Stender, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 744:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Providing for use of redesignated poll books (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Karl Herrmann, Ernest W. Lennart, Jack Metcalf, Joel M. Pritchard, John H. Stender, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 794:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Providing for special class I licenses or permits for retail sale of liquor under certain circumstances (reported by Committee on Liquor Control):

MAJORITY recommends that it do pass.

Frank Connor, *Chairman*.

We concur in this report: James Andersen, Al Henry, George Kupka, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 844:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Pertaining to county recreation districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 918:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Regulating hospital districts (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, James E. Keefe,

Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

PARLIAMENTARY INQUIRY

Senator Mardesich:

"Point of parliamentary inquiry, Mr. President:

"Did the House as yet send back Engrossed House Bill No. 208 this evening?"

REPLY BY THE PRESIDENT

The President:

"These were all standing committee reports, Senator Mardesich."

Senator Mardesich:

"Is the House meeting now, Mr. President? Are you aware?"

The President:

"The House is adjourned until some time tomorrow, Senator Mardesich."

Senator Mardesich:

"They haven't met Sunday at all?"

The President:

"They haven't met Sunday at all."

POINT OF INQUIRY

Senator Mardesich:

"I am just trying to get some information, Mr. President. Perhaps Senator Ryder would yield to a question.

"Senator Ryder, the last weeks and weeks and weeks that we have been here—"

Senator Ryder:

"Mr. President:

"Is Senator Mardesich asking a question or making a speech?"

Senator Mardesich:

"I am starting with the facts. For the past weeks we have been hearing that the House is working so diligently and then lately they seem to have petered out in the last three or four weeks. They sent us a bill which we worked on day and night to get back to them and finally we did get it back yesterday afternoon and I was somewhat surprised to hear that the House had adjourned Saturday afternoon even before the Senate, knowing that we were working on the big budget bill; and then I come back this evening to find out that they didn't even go back in session today to consider the amendments we were making and to send that bill back to us to give us an opportunity to adjourn within sixty days. Now, Senator Ryder, can you explain to me why the House is relaxing so?"

POINT OF ORDER

Senator Woodall:

"Mr. President, point of order:

"My point of order is this: Just because the House has had a Mr. Interlocutor, Mr. Bones hassle earlier in the session is no reason why the Senate should do so tonight. I suggest we act like Senators and forget this Mr. Interlocutor, Mr. Bones routine and let's go ahead with business and act like Senators should."

Senator Ryder:

"Mr. President:

"I assume Senator Mardesich is the Mr. Bones, is this correct?"

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The House has passed: Senate Concurrent Resolution No. 16, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 34,
Engrossed Senate Bill No. 53,
Engrossed Senate Bill No. 80,
Senate Bill No. 215,
Substitute Senate Bill No. 239,
Engrossed Senate Bill No. 324,
Engrossed Senate Joint Resolution No. 6, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The House has passed: House Concurrent Resolution No. 18, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 64,
Senate Bill No. 86,
Senate Bill No. 88,
Senate Bill No. 92,
Senate Bill No. 113,
Senate Bill No. 166,
Senate Bill No. 249,
Senate Bill No. 259,
Senate Bill No. 376,
Senate Concurrent Resolution No. 13, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: Senate Concurrent Resolution No. 16.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 76 with the following amendments:

In line 15 of the title of the printed and engrossed bill, after "penalties" and before the period, insert "; and providing an effective date"

On page 50 of the printed bill, following section 99, being renumbered section 98 of the engrossed bill, add a new section as follows:

"Sec. 99. This act shall become effective July 1, 1969.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Uhlman, the Senate concurred in the House amendments to Engrossed Senate Bill No. 76.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 76, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Hallauer, Lennart—2.

Excused: Senators Chytil, Durkan—2.

Engrossed Senate Bill No. 76, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 200 with the following amendment:

Amend the amendment by the Senate Committee on Judiciary to section 1, line 23, being page 1, line 27 of the engrossed bill as follows: After "A judge" strike "who has retired from the supreme court or superior court of the state of Washington, or" and following the amendment by the Senate Committee on Judiciary insert "A judge who has retired from the supreme court or superior court of the state of Washington shall receive compensation as judge pro tempore in the amount of sixty percent of the amount payable to a judge pro tempore under this section.", and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

It was moved by Senator Uhlman that the Senate do not concur in the House amendment to Engrossed Senate Bill No. 200 and asks the House to recede therefrom.

Debate ensued.

The motion was carried.

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The Speaker has signed: Senate Concurrent Resolution No. 16, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The House has passed:

Senate Bill No. 284 with the following amendment:

On page 3, section 3, line 4, after "court" and before the period insert ": *Provided*, That the superintendent of the institution involved shall never release the sexual psychopath from custody without a court release as herein set forth", and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

On motion of Senator Uhlman, the Senate concurred in the House amendment to Senate Bill No. 284.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 284, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Chytil, Durkan—2.

Senate Bill No. 284, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 34,
Senate Bill No. 53,
Senate Bill No. 76,
Senate Bill No. 80,
Senate Bill No. 215,
Substitute Senate Bill No. 239,
Senate Bill No. 284,
Senate Bill No. 324,
Senate Joint Resolution No. 6.**

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 328 with the following amendments:

In line 4 of the title, after the semicolon insert "amending section 35.20.130, chapter 7, Laws of 1965 and RCW 35.20.130; amending section 35.20.190, chapter 7, Laws of 1965 and RCW 35.20.190;"

On page 1, section 1, line 25 of the printed and engrossed bill, after "court" and before "the" insert "described in chapter 3.46 RCW or chapter 3.50 RCW"

On page 2, section 2, line 6 of the printed and engrossed bill, after "be" and before "departments" strike "two" and insert "[two] three"

On page 2, section 2, line 12 of the printed and engrossed bill, after "43.62.030." strike "Each department shall be presided over by a municipal judge who shall be elected as hereinafter provided." and insert "[Each department shall be presided over by a municipal judge who shall be elected as hereinafter provided.] *The municipal judges elected as hereinafter provided shall preside over the departments on a rotating basis with each judge to preside over each department for four months during each year. The scheduling of such rotation and the other details thereof shall be decided at the meetings of the judges as hereinafter provided for.*"

On page 2, section 2, line 19 of the printed and engrossed bill, after "of" and before "RCW" insert "RCW 3.66.090,"

On page 2, following section 2, insert two sections as follows:

"Sec. 3. Section 35.20.130, chapter 7, Laws of 1965 and RCW 35.20.130 are each amended to read as follows:

[The] Two departments of the municipal court shall be designated as Department Nos. 2 and 3 and shall be primarily responsible for the disposition of traffic cases [and] . Department No. 2 shall also have the responsibility for the supervision of the traffic violations bureau or similar agency of the city.

Sec. 4. Section 35.20.190, chapter 7, Laws of 1965 and RCW 35.20.190 are each amended to read as follows:

Whenever the number of departments of the municipal court is increased [as authorized under the provisions of RCW 35.20.100], the mayor of such city shall appoint a qualified person as provided in RCW 35.20.170 to act as municipal judge until the next general election. He shall be paid salaries in accordance with the provisions of this chapter and provided with the necessary court, office space and personnel as authorized herein."

Renumber remaining sections consecutively, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

It was moved by Senator Uhlman that the Senate do not concur in the House amendments to Senate Bill No. 328 and asks the House to recede therefrom.

The motion was carried.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 4, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 133 with the following amendments:

Strike the amendment by Senator Talley to page 1, section 2, line 11, and beginning on line 11 of the printed and engrossed bill, after "receipts" strike the comma and the balance of the section and insert "and shall not exceed one percent thereof upon the first two million five hundred thousand dollars of such gross operating receipts, one-half of one percent upon the next two million five hundred thousand dollars of such gross operating receipts, and one-fourth of one percent on the excess over five million dollars of such operating receipts."

On page 1, beginning on line 25, strike all of section 4 and insert:

"**NEW SECTION.** Sec. 4. The state auditor shall, as provided in chapter 43.09 RCW: (a) Audit expenditures made pursuant to this act; and (b) promulgate appropriate rules and definitions as a part of the uniform system of accounts for port districts to carry out the intent of this act: *Provided*, That such definitions shall continue to include 'gross operating receipts.'", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

It was moved by Senator Talley that the Senate do not concur in the House amendments to Engrossed Senate Bill No. 133 and asks the House to recede therefrom.

Debate ensued.

The motion was carried.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read the first time by title and acted upon as indicated:

Senate Bill No. 621, by Senators McCormack, Ryder, Dore and Durkan:

An Act relating to the supplemental budget enacted by chapter 4, Laws of 1967; amending section 2, chapter 4, Laws of 1967; and declaring an emergency.

On motion of Senator McCormack, the rules were suspended to permit additional names as sponsors to Senate Bill No. 621.

On motion of Senator McCormack, the rules were suspended, Senate Bill No. 621 was advanced to second reading and read the second time by sections.

On motion of Senator McCormack, the rules were suspended, Senate Bill No. 621 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 621 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Hallauer, Lennart—3.

Excused: Senators Chytil, Durkan—2.

Senate Bill No. 621, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 18, by Representatives Holman, Bagnariol, Elicker, Leckenby, Barden, Clarke (George W.), Kirk, Heavey, Harris, Brazier, Bluechel, Murray, Newschwander, Mahaffey, Chapin, Smythe, Lewis, Wanamaker, Zimmerman, Rosellini, Whetzel, Cunningham, Kiskaddon, Berentson, Bottiger, Flanagan, Wolf, McDougall, Lynch, Adams, McCaffree, Ceccarelli, Gorton, Haussler, McGavick, Hawley, Gladder, Clark (Newman H.) and Hill:

Providing for a study of certain property tax exemptions.

Referred to Committee on Ways and Means.

SECOND READING OF BILLS

House Bill No. 405, by Representatives Lynch, Charette McCaffree and Kirk (by Departmental request):

Deleting women's jury service exemption.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 405 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Morgan:

"Mr. President, would Senator Uhlman yield to a question:

"Senator Uhlman, would you tell me what happened to the other equal rights bill for women? I am speaking about the one, Senator, where a woman may sue in her own right."

Senator Uhlman:

"The one permitting women to sue in their own names passed the Senate, Mrs. Morgan, under your sponsorship and your very able leadership; however, the Republican dominated House, as I understand, has not acted on it as yet."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 405 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator Dore—1.

Excused: Senators Chytil, Durkan—2.

House Bill No. 405, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 79, by Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request):

Authorizing sale of Prosser armory.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendment was adopted:

On page 1, section 1, following line 18, add a new paragraph as follows:

"Before any sale under the provisions of this act shall be made the property shall be appraised by two independent, competent real estate appraisers. Any sale pursuant to the provisions of this act shall be made to the best bidder for a price not less than the appraised value of said property and pursuant to a call for bids published at least 15 days prior to the date fixed for the sale in one issue of a newspaper printed and published in the county in which the armory is located."

On motion of Senator Atwood, the rules were suspended, House Bill No. 79 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 79 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator Lennart—1.

Excused: Senators Chytil, Durkan—2.

House Bill No. 79 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 80, by Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request):

Authorizing sale of Chewelah armory.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendment was adopted:

On page 1, section 1, following line 22, insert a new paragraph as follows:

"Before any sale under the provisions of this act shall be made the property shall be appraised by two independent competent real estate appraisers. Any sale pursuant to the provisions of this act shall be made to the best bidder for a price not less than the appraised value of said property and pursuant to a call for bids published at least 15 days prior to the date fixed for the sale in one issue of a newspaper printed and published in the county in which the armory is located."

On motion of Senator Atwood, the rules were suspended, House Bill No. 80 as amended by the Senate was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 80 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hal-lauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Wash-ington, Williams, Woodall—46.

Absent or not voting: Senator Connor—1.

Excused: Senators Chytil, Durkan—2.

House Bill No. 80 as amended by the Senate, having received the consti-tutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 82, by Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request):

Directing grant to Stevens county of easement over armory site.

The bill was read the second time by sections.

On motion of Senator McMillan, the rules were suspended, House Bill No. 82 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 82 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hal-lauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen,

Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator Connor—1.

Excused: Senators Chytil, Durkan—2.

House Bill No. 82, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 83, by Representatives Cunningham, Swayze and Garrett (by Departmental request):

Authorizing military department to acquire real estate in Centralia.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, House Bill No. 83 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 83 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Gissberg, Peterson (Ted)—3.

Excused: Senators Chytil, Durkan—2.

House Bill No. 83, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 478, by Representatives Spanton, Kopet and Taylor:

Authorizing disposition of Yakima armory.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendment was adopted:

On page 1, section 1, following line 16, add a new paragraph to read as follows:

"Before any sale under the provisions of this act shall be made the property shall be appraised by two independent, competent real estate appraisers. Any sale pursuant to the provisions of this act shall be made to the best bidder for a price not less than the appraised value of said property and pursuant to a call for bids published at least 15 days prior to the date fixed for the sale in one issue of a newspaper printed and published in the county in which the armory is located. Any exchange hereunder shall be for property of at least equal value as determined by two independent, competent appraisers."

On motion of Senator Atwood, the rules were suspended, House Bill No. 478 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 478 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Connor, McMillan—2.

Excused: Senators Chytil, Durkan—2.

House Bill No. 478 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 258, by Representatives Bledsoe, Beck, Flanagan and Thompson:

Limiting liability of owner of property and water areas made available to the public for recreational purposes.

On motion of Senator Greive, Engrossed House Bill No. 258 was ordered to retain its place on the second reading calendar immediately following consideration of House Bill No. 11.

Engrossed House Bill No. 41, by Representatives Flanagan, Bozarth and Bledsoe (by Departmental request):

Authorizing cooperation with Idaho as to Snake river game and game fish.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Engrossed House Bill No. 41 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 41 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Lennart, Marquardt—3.

Excused: Senators Chytil, Durkan—2.

Engrossed House Bill No. 41, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 42, by Representatives Bledsoe, Flanagan and Bozarth (by Departmental request):

Authorizing director of game to contract for use of real property for public hunting and fishing.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 42 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 42 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Greive, Talley—2.

Excused: Senators Chytil, Durkan—2.

House Bill No. 42, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 10, by Representatives Harris, Bottiger and Elicker (by Legislative Council request):

Provides rights of disposition for receiver of unsolicited goods.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Engrossed House Bill No. 10 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 10 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senator Kupka—1.

Excused: Senators Chytil, Durkan—2.

Engrossed House Bill No. 10, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 11, by Representatives Harris and Bottiger (by Legislative Council request):

States law governing when securities issued by corporation organized under United States laws; amends uniform act for simplification of fiduciary security transfers.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 11 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 11 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Rider, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators McMillan, Pritchard—2.

Excused: Senators Chytil, Durkan—2.

House Bill No. 11, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 258, by Representatives Bledsoe, Beck, Flanagan and Thompson:

Limiting liability of owner of property and water areas made available to the public for recreational purposes.

REPORTS OF STANDING COMMITTEE

Engrossed House Bill No. 258:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Limiting liability of owner of property and water areas made available to the public for recreational purposes (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

Beginning on page 1, line 10 of both the engrossed and original bills, after "Sec. 2.", strike all of the material down to and including "affected." on page 3, line 24 of the engrossed and original bills and insert the following:

"Any landowner who allows members of the public to use his agricultural or forest land for the purposes of outdoor recreation, which term includes hunting, fishing, camping, picnicking, hiking, pleasure driving, nature study, winter sports, viewing or enjoying historical, archaeological, scenic, or scientific sites, without charging a fee of any kind therefor, shall not be liable for unintentional injuries to such users: *Provided*, That nothing in this section shall prevent the liability of a landowner for injuries sustained to users by reason of a dangerous artificial latent condition for

which warning signs have not been conspicuously posted. *Provided Further, That nothing in this act limits or expands in any way the doctrine of attractive nuisance."*

Wes C. Uhlman, *Chairman,*
 _____, *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

Senate Chamber,
 Olympia, Wash., March 2, 1967.

Limiting liability of owner of property and water areas made available to the public for recreational purposes (reported by Judiciary Committee):

MINORITY recommends that it do not pass.

_____, *Chairman,*
 Fred H. Dore, *Vice Chairman.*

The bill was read the second time by sections.

It was moved by Senator Woodall that the committee amendment be adopted.

It was moved by Senator Woodall that the following amendment to the committee amendment be adopted:

Amend the Senate committee amendment to section 2, on line 18 of the amendment, after "a" insert "known"

Debate ensued.

POINTS OF INQUIRY

Senator Dore:

"Mr. President, would Senator Woodall yield to a question:

"How do you reconcile the word, 'known,' and the word, 'latent,' in the same section?"

Senator Woodall:

"Latent is something which does not meet the common eye."

Senator Dore:

"You can't see it so it isn't known."

Senator Woodall:

"No."

Senator Dore:

"Then you say, 'known, artificial, latent.' The terms nullify each other. How do you reconcile the words, 'known,' and, 'latent,' in the same section?"

Senator Woodall:

"Latent is something which does not meet the common eye. Let me give you an example. Senator Donohue buys a section of range land. He has not explored it foot by foot. Someone says, 'Can I hunt on this range land?' and the Senator says, 'Yes, you can hunt.' Unbeknownst to Senator Donohue, the prior owner somewhere dug a well and didn't properly cover it. Now this is an artificial, latent defect—artificial because man made, latent because it appears to be covered and isn't. Senator Donohue has not personally explored this whole section. This amendment says that the Senator does not have to post something he doesn't know about. If there is an open well that he knows about, he has to post it. But he shouldn't be liable for something on this land that he doesn't know about."

Debate ensued.

Senator Woodall:

"Mr. President, would Senator Dore yield to a question now:

"Senator Dore, we don't normally contemplate renting apartment houses for recreational purposes, do we?"

Senator Dore:

"You don't represent my district!"

Debate ensued.

Senator Stender:

"Mr. President, would Senator Uhlman yield to a question:

"Senator Uhlman, I notice that the amendment from the Senate Judiciary Committee strikes out most of the House bill. When I read the House bill it seems to be pretty broad in its coverage and I was wondering what purpose was there in striking out the House bill and then putting in this short amendment?"

Senator Uhlman:

"Just precisely that: The House bill changes the whole tort concept as Senator Dore pointed out, and the Senate amendment limits it to just what the original proponents of the bill intended and that was just to cover agricultural and forest land. This is the thinking of our committee."

Further debate ensued.

Senator Canfield:

"Mr. President, members of the Senate, I'd like to ask Senator Woodall as to intent and preface the question by giving a little information. I am not an attorney but I do have some property which would come under the scope of this act and I have not posted it lately because I like to have people come down and hunt or fish if they want and anyway all of my signs have been torn down year after year and it is too much work to keep them up. But I do have, Mr. President and members of the Senate, over a mile of river frontage which is quite a hazard and one of my questions of Senator Woodall is this: Do I have to post signs along that mile of river frontage to the effect that water is wet and if people get in there they might drown?"

Senator Woodall:

"If it wasn't apparent that water is wet you would have to put a sign on it saying it was. If you were here you heard the hypothetical I gave about the poorly covered well, that you didn't know about. The way the amendment reads, if my amendment is not adopted, you would be charged with knowledge. Take for example your river bottom lands. You would be charged with knowledge of any dangerous thing that was down in that ground even though you weren't aware of it."

Senator Canfield:

"My second question, Senator Woodall:

"I also have about a half a mile of a high bank which comes on my property and is immediately joining a railroad track and this is a steep bluff. It is almost a ninety degree bluff straight up and approximates a possible fall of about seventy-five feet, which would be fatal in case anybody would fall over it. Now am I supposed to post that half mile of cliff for fear somebody might fall? When you answer that, I have another question."

Senator Woodall:

"You are now getting closer into the kind of things that make lawsuits. Probably not in this case if the bank was in its natural state, but if there was anything done to the bank where the dirt had ever been disturbed which would cause an individual to step in a hole and then fall over the bank, you probably would be liable."

Senator Canfield:

"Mr. President:

"My last question is a little more serious. Some fishermen were down on my place one day and they thought they saw something on the bottom of the river and upon closer inspection it looked like it was a car; whereupon, they reported that to the sheriff's office and they sent down a crew and dragged the place and dragged out a car and it had a dead body in it of a young man who had been dead for some time. Now the deceased apparently ran his car or by having his car run down this steep hill and over this bank that I referred to a minute ago landed in the water and was either killed when he hit or drowned. Now am I liable because I didn't post these places against that hazard?"

Senator Woodall:

"No, under that condition you are not because you did not give him permission. He did not request permission. He entered solely at his own risk. We are only talking about persons who come up and say, 'Mr. Canfield, may I hunt on your property?' and you want to be a good guy and you say, 'Yes, go ahead.' That is the type of situation we are talking about. When a man comes in and doesn't ask you, he clearly takes everything at his own risk."

The motion was carried and the amendment to the amendment was adopted.

It was moved by Senator Atwood that the following amendment to the committee amendment be adopted:

Amend the Senate committee amendment to section 2, in the first proviso after "prevent the liability of" insert "such"

The motion was carried.

POINT OF INQUIRY

Senator Stender:

"Mr. President, I have a question of the committee chairman. I tried to get this answered before.

"As I read the amendment, the committee amendment strikes the entire House bill, section 2, section 3, section 4, section 5, section 6, section 7 and sections 8 and 9, does it not?"

Senator Uhlman:

"That is correct."

Senator Stender:

"And in its place, it adds this short amendment, is that correct?"

Senator Uhlman:

"That's correct."

Senator Stender:

"And is it the consensus of the Judiciary Committee that that short paragraph provides the same coverage as the House bill does in the several sections that were stricken?"

Senator Uhlman:

"That is not correct."

Senator Stender:

"Is the bill then not actually in the same condition? Is this not actually the same bill now as it was? In other words, it doesn't protect the landowner as it does under the original House bill?"

Senator Uhlman:

"It does not protect the landowner as the original House bill intended."

The President declared the question before the Senate to be the adoption of the committee amendment as amended.

The motion was carried and the committee amendment as amended was adopted.

On motion of Senator Herrmann, the rules were suspended, Engrossed House Bill No. 258 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 258, as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—44.

Voting nay was: Senator Uhlman—1.

Absent or not voting: Senators McCormack, Redmon—2.

Excused: Senators Chytil, Durkan—2.

Engrossed House Bill No. 258 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 12, by Representatives Harris, Bottiger and Gladder (by Legislative Council request):

Allows fiduciary to hold in trust securities issued by the fiduciary.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 12 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 12 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—44.

Absent or not voting: Senators McCormack, Redmon, Woodall—3.

Excused: Senators Chytil, Durkan—2.

House Bill No. 12, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 101, by Representatives Newhouse, Brazier, Jr. and Hausler (by Departmental request):

Repealing statute which provides for use of certain pesticide poisons for control of rodents or predatory animals under special permit.

On motion of Senator Donohue, House Bill No. 101 was ordered to retain its place on second reading at the beginning of the second reading calendar for tomorrow.

House Bill No. 297, by Representatives Hubbard, Wanamaker and Hausler (by Departmental request):

Changing generally the Washington pesticide application act.

On motion of Senator Donohue, House Bill No. 297 was ordered to retain its place on second reading at the beginning of the second reading calendar for tomorrow.

House Bill No. 494, by Representatives Chapin and Perry (by Departmental request):

Permitting importation of liquor for personal or household use.

The bill was read the second time by sections.

On motion of Senator Connor, the rules were suspended, House Bill No. 494, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Connor yield:

"Senator Connor, what is the financial impact of this?"

Senator Connor:

"It's not very much, I can assure you of that, Senator."

Senator Ridder:

"Mr. President, would Senator Connor yield:

"What is the present status of entry of liquors?"

Senator Connor:

"In practically every state in the Union I believe you can take a half gallon in. In the state of Washington you have to pay a special duty on it."

Senator Ridder:

"This would then make it unlimited?"

Senator Connor:

"No, it would be just what they have in other states in the Union."

Senator Ridder:

"Oh, but they could bring it in free?"

Senator Connor:

"Duty free, yes."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 494, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Wood—all—43.

Voting nay was: Senator Lennart—1.

Absent or not voting: Senators McCutcheon, Talley—2.

Excused: Senators Chytil, Durkan—2.

House Bill No. 494, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Joint Resolution No. 15, by Senators Guess, McCormack, Greive and Uhlman:

Referring a constitutional amendment to the people to permit voting by persons eighteen years old.

On motion of Senator Greive, Senate Joint Resolution No. 15 was ordered to retain its place on the second reading calendar for tomorrow.

House Bill No. 26, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Changing date state treasurer makes payment to particular fire protection pension funds.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 26 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 26 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—44.

Absent or not voting: Senators McCutcheon, Uhlman—2.

Excused: Senators Chytil, Durkan—2.

House Bill No. 26, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 27, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Enlarging scope for investment of current state funds in agencies of United States.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 27 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 27 and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—42.

Those voting nay were: Senators Lennart, Mardesich, Uhlman—3.

Absent or not voting: Senator McCutcheon—1.

Excused: Senators Chytil, Durkan, Redmon—3.

House Bill No. 27, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 29, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Changing date treasurer by report shall show status of judges' retirement fund.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 29 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 29 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, McCutcheon—2.

Excused: Senators Chytil, Durkan, Redmon—3.

House Bill No. 29, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 31, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Enumerating moneys to be deposited in OASI contribution fund.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 31 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 31 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, McCutcheon—2.

Excused: Senators Chytil, Durkan, Redmon—3.

Engrossed House Bill No. 31, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 32, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Removing requirement that copies of copyrighted works be filed with state treasurer.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 32 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 32 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senator McCutcheon—1.

Excused: Senators Chytil, Durkan, Redmon—3.

House Bill No. 32, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 137, by Committee on Local Government:

Authorizing port district trade centers.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Substitute House Bill No. 137 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Talley yield:

"This greatly broadens the authority of ports far beyond our dreams?"

Senator Talley:

"It broadens it. Yes, it does. There is no question of that. I think it spells it out fairly well."

Senator Rasmussen:

"Mr. President, will Senator Peterson yield?

"Senator Peterson, about twelve years ago we gave Seattle from the state assets several hundred thousand dollars or a million dollars for the establishment of a free trade port. What became of that? Is that operating?"

Senator Peterson (Ted):

"Yes, the free trade port is still operating."

Senator Rasmussen:

"Would this then be part of it?"

Senator Peterson (Ted):

"It could be. The free trade port could be incorporated into this."

Senator Rasmussen:

"Could you tell me in what area they are located in Seattle?"

Senator Peterson (Ted):

"It is on the docks down on the waterfront. I think it is Pier 51, where the trade center is now."

Debate ensued.

Senator Rasmussen:

"Mr. President, would Senator Pritchard yield:

"You keep talking about Seattle. My understanding was from Senator Talley's remarks that this would include the other ports, also that they could, if they had interpreters, then create a port like this."

Senator Pritchard:

"Let's face it, Senator. If we start in successfully in Seattle, it can be done successfully in Tacoma. At this point within the scope of this bill, it has to start somewhere and we are the guinea pigs. Then you people in Tacoma will get the advantage of our experience and you can step into the same area and I know you will be as enthusiastic as we are."

Senator Rasmussen:

"Senator Pritchard, you wouldn't object to Tacoma taking the step forward first and you people following?"

Senator Pritchard:

"We would be delighted to have you step out first, but so far you have been halting and slow about it."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 137 and the bill passed the Senate by the following vote: Yeas, 38; nays, 4; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer,

Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—38.

Those voting nay were: Senators Donohue, Guess, Metcalf, Twigg—4.

Absent or not voting: Senators Henry, Lennart, McCutcheon, McMillan—4.

Excused: Senators Chytil, Durkan, Redmon—3.

Substitute House Bill No. 137, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 53, by Representatives Cunningham, Bottiger and Swayze (by Departmental request):

Providing procedure for repair or improvement of state agency housing.

The bill was read the second time by sections.

On motion of Senator Neill, the following amendment was adopted:

On page 1, section 1, line 15, after "research" insert "*“, instructional, housing”*"

On motion of Senator Ryder, the rules were suspended, Engrossed House Bill No. 53 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage. Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 53 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Voting nay was: Senator Ridder—1.

Absent or not voting: Senators Henry, Lennart, Lewis, McCutcheon—4.

Excused: Senators Chytil, Durkan, Redmon—3.

Engrossed House Bill No. 53 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 55, by Representatives Cunningham, Bottiger and Swayze (by Departmental request):

Amending the public works contracts law.

On motion of Senator Bailey, Engrossed House Bill No. 55 was ordered to retain its place on the second reading calendar for tomorrow following consideration of House Bill No. 416.

House Bill No. 315, by Representatives Cunningham, Bluechel and Bottiger (by Departmental request):

Authorizing the appointment of a deputy director in the department of general administration.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 315 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 315 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Lennart, McCutcheon—2.

Excused: Senators Chytil, Durkan, Redmon—3.

House Bill No. 315, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator Greive, that the Senate immediately consider Reengrossed House Bill No. 216 on second reading.

The motion was carried.

Reengrossed House Bill No. 216, by Representatives Beck, Swayze and Clark (Newman H.) (by Departmental request):

Making it a crime to tamper with fire alarm box or to raise a false alarm.

REPORT OF STANDING COMMITTEE

Reengrossed House Bill No. 216:

Senate Chamber,
Olympia, Wash., February 7, 1967.

Making it a crime to tamper with fire alarm box or to raise a false alarm (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

In section 1, line 7 of the reengrossed bill, being line 9 of the original bill, after "and" and before "tamper" strike "maliciously" and insert "without cause"

In section 1, line 10 of the reengrossed bill, being line 12 of the original bill, after "and" and before "without" strike "maliciously, or"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, John T. McCutcheon, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Reengrossed House Bill No. 216 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed House Bill No. 216 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators McCutcheon, Pritchard—2.

Excused: Senators Chytil, Durkan, Redmon—3.

Reengrossed House Bill No. 216 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Monday, March 6, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-SEVENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Monday, March 6, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Chytil, Durkan, Hallauer and Peterson (Ted).

On motion of Senator McCormack, Senator Durkan was excused.

On motion of Senator Greive, Senator Hallauer was excused.

On motion of Senator Atwood, Senators Chytil and Peterson (Ted) were excused.

The Color Guard, consisting of Pages Richard Todd, Color Bearer, and Linda O'Keefe, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Encumbered by weary minds and fatigued bodies, we turn to Thee for a lift in our work—Eternal and Everlasting God, for we have come to know Thee as the Source of our strength and help—a bulwark, never failing.

"In these closing days of this session, undergird us with a very real sense of Thy presence and power. Continue to touch our imaginations, keep our minds and hearts open to fresh possibilities, calm our ruffled spirits, cool our overheated tempers, reward our search for the right way, the right action, with the revelation of Thy truth and light. O God, let us each one be aware of Thy presence right here and right now, and throughout this arduous day. Amen."

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

The Sergeant at Arms of the Senate announced the arrival of the Daffodil Festival Princesses from Puyallup.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee of honor to escort the Princesses and their chaperones to places of honor within the Senate Chamber.

With leave of the Senate, business was suspended to permit Senator Knoblauch and members of the Royal Court to address the Senate.

The Secretary read:

SENATE RESOLUTION

1967 - 26

By Senators Dore, Hanna, Connor, Kupka, Knoblauch, Gissberg, Marsdesich, Cooney, Donohue, Ridder, Washington, Herr, Rasmussen, McMillan, Henry, Uhlman, Greive, Freise, Atwood, Neill, Lennart, Peterson (Ted), Redmon, Williams, Lewis, Guess, Andersen, Canfield, Twigg, Faulk, Marquardt, Stender, Woodall, Bailey, Herrmann, McCutcheon, Morgan, Foley, Keefe, Sandison, Talley and Durkan:

Whereas, Justice Tom Clark of the United States Supreme Court has publicly announced his intention of resigning from the Court at an undetermined date prior to June 1, 1967; and

Whereas, The President of the United States will shortly be called upon to select and appoint a worthy successor to this high office; and

Whereas, Our own Chief Justice, The Honorable Robert C. Finley, in his seventeen years of service on our supreme court including two terms as chief justice, and by virtue of his many collateral achievements in the advancement and improvement of the law and the administration of justice, as enumerated below has demonstrated his eminent qualifications for consideration for appointment to this prospective vacancy, to wit: He was born and reared in North Carolina and was graduated from the public schools of that state; he earned his B.A. and LL.B. degrees at Duke University, and was awarded the degree of master in law at Georgetown University; he was also bestowed honorary membership in the Order of the Coif at Duke University;

He has served as a faculty member and lecturer at many seminars on the subject of appellate jurisprudence;

He has been a practicing attorney and is keenly aware of the responsibilities of the profession;

He has been a frequent contributor to national legal publications and law journals;

He is serving or has served as a director of the American Judicature Society, and as a member of the council of the section on judicial administration of the American Bar Association; he is chairman of the committee on state and federal court relationships of the Conference of Chief Justices;

As Chairman of the state judicial council he was instrumental in accomplishing the following improvements in the administration of justice in this state; the establishment of the court administrator system; the adoption of a comprehensive system of justice's and inferior courts which is among the finest in the nation; and the addition to the supreme court of pro tempore judges which required popular ratification and which has been extremely helpful in enabling the supreme court to maintain a current docket; and

Whereas, Judge Finley has at all times employed a reasonable and rational approach to the whole field of jurisprudence including the presently vexatious problems of criminal procedure and law enforcement and, his many outstanding

opinions are frequently cited with approval by courts and judges throughout the nation; and

Whereas, Judge Finley is above all a warm and humane person who enjoys the popular support of business, agriculture and labor, as well as of various citizens groups and was twice reelected to the Supreme Bench without opposition; and

Whereas, The appointment to the supreme court of the United States of a person having lengthy and broad state appellate court experience would be of great benefit to the court and to the nation;

Now, Therefore, Be It Resolved, By the Senate, that we do unequivocally commend to the attention of the President of the United States and the other addressees of this resolution, the serious consideration of the appointment of Judge Robert C. Finley to fill the prospective vacancy on the United States Supreme Court when it occurs; and

Be It Further Resolved, That copies of this resolution be forwarded forthwith to the Honorable Lyndon B. Johnson, the President of the United States, to Senators Warren G. Magnuson and Henry M. Jackson, as well as to Mr. Orison S. Marden, the president of the American Bar Association, and to Mr. Bernard Segal, the president of the Federal Judicial Selection Committee.

On motion of Senator Dore, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 6, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 284, have inspected same, and find it correctly engrossed.

....., *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 6, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 76, have inspected same, and find it correctly reengrossed.

....., *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 6, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 76, Senate Bill No. 284, have inspected same, and find them correctly enrolled.

....., *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

Senate Joint Memorial No. 7:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Expressing legislative support of extension of navigation on Columbia river (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 16:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Regulating and licensing debt adjusting agencies (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, William A. Gissberg, H. B. (Jerry) Hanna, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 39:

Senate Chamber,
Olympia, Wash., March 3, 1967.

Authorizing game department to classify certain species as game fish (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 40:

Senate Chamber,
Olympia, Wash., March 3, 1967.

Amending authority of game commission to dispose of interests in real property (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 60:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Amending and adding to the marine recreation land act of 1964 (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 77:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Providing for allowance of fees and costs in connection with eminent domain proceedings (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, William A. Gissberg, H. B. (Jerry) Hanna, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 97:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Deleting tort immunity from political subdivisions of the state and providing a uniform system for filing claims therewith (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*.
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 108:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Prohibiting ownership of motor vehicles by persons under the age of eighteen (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, H. B. (Jerry) Hanna, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 110:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing reimbursement to state library commissions of actual expense (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 152:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Denying credit on sentence while convicted person is out of custody (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 228:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Providing implied consent to taking of chemical tests by persons allegedly driving

while under the influence of intoxicating liquor (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Ernest W. Lennart, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 249:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Permitting all counties to establish a road improvement guaranty fund (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*.
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Larry Faulk, Sam C. Guess, H. B. (Jerry) Hanna, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 307:

Senate Chamber,
Olympia, Wash., March 3, 1967.

Establishing water master districts (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 352:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Altering procedures involved with use fuel tax (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, H. B. (Jerry) Hanna, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 357:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Amending law regulating prequalification of bidders on highway contracts (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, H. B. (Jerry) Hanna, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 358:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Requiring the state highway commission to approve subdivision plats which propose to use state highways as access (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Larry Faulk, Sam C. Guess, H. B. (Jerry) Hanna, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 445:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Adopting uniform foreign depositions act (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 492:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing commission on harbor line to change, relocate or reestablish harbor lines on Fidalgo Bay (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 522:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Dissolving nonoperating school districts (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Reuben A. Knoblauch, Jack Metcalf, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 572:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Transferring management of certain tidelands to parks and recreation commission (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):
MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 662:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Preserving historic sites (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):
MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 671:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Removing requirement for special examination in Washington history for certain teacher candidates (reported by Committee on Education):
MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Reuben A. Knoblauch, Jack Metcalf, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 686:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing a referendum on outdoor recreational bond issue (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):
Recommends that it be referred to the Committee on Ways and Means.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

On motion of Senator Neill, the committee report was adopted and House Bill No. 686 was referred to the Committee on Ways and Means.

Engrossed House Bill No. 753:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Requiring revaluation of security under financial responsibility law upon correction of erroneous information (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley,

Herbert H. Freise, William A. Gissberg, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 769:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing an exchange of lands between Clark county and the department of natural resources (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 866:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Assuming federal lands for diking (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Joint Memorial No. 14:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Protecting halibut fishing industry (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

MOTIONS

On motion of Senator Uhlman, the Senate returned to the first order of business.

On motion of Senator Uhlman, the Judiciary Committee was relieved of further consideration of House Bill No. 757.

On motion of Senator Uhlman, House Bill No. 757 was referred to the Committee on Highways.

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

SECOND READING OF BILLS

House Bill No. 297, by Representatives Hubbard, Wanamaker and Hausler (by Departmental request):

Changing generally the Washington pesticide application act.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 297 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 297 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Gissberg, Lennart, McCormack, McMillan—4.

Excused: Senators Chytil, Durkan, Hallauer—3.

House Bill No. 297, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 101, by Representatives Newhouse, Brazier, Jr. and Hausler (by Departmental request):

Repealing statute which provides for use of certain pesticide poisons for control of rodents or predatory animals under special permit.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 101 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 101 and the bill passed the Senate by the following vote: Yeas, 39, nays, 0; absent or not voting, 7; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Dore, Freise, Gissberg, Lennart, McCutcheon, McMillan, Pritchard—7.

Excused: Senators Chytil, Durkan, Hallauer—3.

House Bill No. 101, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Greive, Senator McCutcheon was excused.

Senators Greive, Bailey and Guess demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Chytil, Durkan, Hallauer and McCutcheon.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

Senate Joint Resolution No. 15, by Senators Guess, McCormack, Greive and Uhlman:

Referring a constitutional amendment to the people to permit voting by persons eighteen years old.

The resolution was read the second time in full.

It was moved by Senator Neill that the following amendment be adopted:

On page 1, line 8, after "(Amendment 5)." insert "All persons shall be deemed and taken to be of full age for all purposes at the age of eighteen years and upwards."

POINTS OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Neill yield?"

"Senator Neill, your amendment would have the effect, by implication of repealing all the statutes related to eighteen year olds? It wouldn't repeal them, but would amend them from the present twenty-one years to eighteen years, is that right?"

"At the present time there is nothing in the Constitution in this regard, is there?"

Senator Neill:

"As far as I know this one section we are dealing with is the only place in the Constitution where they have put in a direct age limitation."

Debate ensued.

Senator Pritchard:

"Mr. President, I would like to ask Senator Guess a question:

"Senator Guess, is it my understanding that if Senator Neill's amendment is adopted, then legislators could be eighteen years old and serve in Olympia, could they not?"

Senator Guess:

"I believe there is another mention of age in the Constitution that would prohibit that, Senator Pritchard."

Senator Pritchard:

"I will ask Senator Neill, if your amendment was adopted, would that drop the age for legislators and Senators to eighteen years?"

Senator Neill:

"I don't know, but I presume so."

Further debate ensued.

Senator Dore:

"Mr. President, would Senator Pritchard yield to a question:

"Senator, I have been told that the reason you are opposing this measure is because you are afraid this would elect Bobby Kennedy President, is that correct?"

Senator Pritchard:

"If Bobby Kennedy has as much trouble keeping his hair as I in the next few years, I don't think he is going to appeal to this group."

Further debate ensued.

Senators Talley, Greive and Ryder demanded the previous question and the demand was sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators Herrmann, Rasmussen, Uhlman, Kupka, Guess, Talley, Atwood, Ridder and Donohue.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senator Neill was adopted by the following vote: Yeas, 31; nays, 14; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Dore, Faulk, Foley, Freise, Greive, Herr, Keefe, Kupka, Lennart, Lewis, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Stender, Talley, Twigg, Williams, Woodall—31.

Those voting nay were: Senators Cooney, Gissberg, Guess, Hanna, Henry, Herrmann, Knoblauch, McCormack, Mardesich, Peterson (Lowell), Rasmussen, Sandison, Uhlman, Washington—14.

Excused: Senators Chytil, Durkan, Hallauer, McCutcheon—4.

On motion of Senator Woodall, the following amendment was adopted:

On page 1, line 15, after "Provided," strike all of line 15 and line 16 through "Provided."

On motion of Senator Guess, the rules were suspended, Engrossed Senate Joint Resolution No. 15 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 15 and the resolution passed the Senate by the following vote: Yeas, 25; nays, 20; excused, 4.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Foley, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Mardesich, Metcalf, Peterson (Lowell), Rasmussen, Stender, Talley, Twigg, Uhlman, Washington, Woodall—25.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Gissberg, Lennart, Lewis, McCormack, McMillan, Marquardt, Morgan, Neill, Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Williams—20.

Excused: Senators Chytil, Durkan, Hallauer, McCutcheon—4.

Engrossed Senate Joint Resolution No. 15, having failed to receive the constitutional two-thirds majority was declared lost.

MOTION

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

House Bill No. 36, by Representatives Flanagan, Newhouse and Jolly:

Authorizing irrigation districts to contract for maintenance and operation of works.

The bill was read the second time by sections.

On motion of Senator Washington, the following amendments by Senators Hallauer, Henry and Washington were adopted:

On page 3, line 5, add a new section to read as follows:

"Section 2. Section 2, chapter 138, Laws of 1923, as last amended by section 1, chapter 141, Laws of 1965, and RCW 87.03.015 are each amended to read as follows:

Any irrigation district, operating and maintaining an irrigation system, in addition to other powers conferred by law, shall have authority:

(1) To purchase, and sell electric power to the inhabitants of the irrigation district for the purposes of irrigation and domestic use, to acquire, construct and lease dams, canals, plants, transmission lines, and other power equipment and the necessary property and rights therefor and to operate, improve, repair and maintain the same, for the generation and transmission of electrical energy, used in the operation of pumping plants and irrigation systems of the district, and to sell the surplus of any such electrical energy over and above the requirements of the irrigation districts to municipalities, public and private corporations and individuals, on such terms and conditions as the board of directors shall determine: *Provided*, That no contract entered into by such board for the sale of electrical energy to continue for a period longer than ten years shall be binding on the district until ratified by a majority vote of the electors of the district at an election therein, called, held and canvassed for that purpose in the same manner as that provided by law for district bond elections.

(2) To construct, repair, purchase, maintain or lease a system for the sale or lease of water to the owners of irrigated lands within the district for domestic purposes.

(3) To construct, repair, purchase, lease, acquire, operate and maintain a system of drains, sanitary sewers, and sewage disposal or treatment plants as herein provided.

(4) To assume, as principal or guarantor, any indebtedness to the United States under the federal reclamation laws, on account of district lands.

(5) To maintain, repair, construct and reconstruct ditches, laterals, pipe lines and other water conduits used or to be used in carrying water for irrigation of lands located within the boundaries of a city or town where the owners of land within such city or town shall use such irrigation works to carry water to the boundaries of such city or town for irrigation or other purposes within such city or town, and to charge to such city or town the pro rata proportion of the cost of such maintenance, repair, construction and reconstruction work in proportion to the benefits received by the lands served and located within the boundaries of such city or town, and if such cost is not paid, then and in that event said irrigation district shall have the right to prevent further water deliveries through such irrigation works to the lands located within the boundaries of such city or town until such charges have been paid.

(6) To acquire, install and maintain as a part of the irrigation district's water system the necessary water mains and fire hydrants to make water available for fire fighting purposes; and in addition any such irrigation district shall have the authority to repair, operate and maintain such hydrants and mains.

(7) To acquire from a water district wholly within the irrigation district's boundaries, by a conveyance without cost, the water district's water system and to operate the same to provide water for the domestic use of the irrigation district residents. As a part of its acceptance of the conveyance the irrigation district must agree to relieve the water district of responsibility for maintenance and repair of the system. Any such water district is authorized to make such a conveyance if all indebtedness of the water district, except local improvement district bonds, has been paid and the conveyance has been approved by a majority of the water district's electors voting at a general or special election.

This section shall not be construed as in any manner abridging any other powers of an irrigation district conferred by law."

On page 1, line 5 of the title, after ".015" insert the following:

"; empowering an irrigation district to acquire, by conveyance without cost, a water system from a water district wholly within the irrigation district's boundaries; and amending section 2, chapter 138, Laws of 1923, as last amended by section 1, chapter 141, Laws of 1965, and RCW 87.03.015"

On motion of Senator Washington, the rules were suspended, House Bill No. 36 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 36 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 6; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Dore, Herrmann, Mardesich, Marquardt, Pritchard, Ryder—6.

Excused: Senators Chytil, Durkan, Hallauer—3.

House Bill No. 36 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 188, by Representatives Flanagan, Newhouse and Jolly:

Providing for addition of new land to director districts for irrigation districts so divided.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 188 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 188 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 5; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Bailey, Henry, Herrmann, Marquardt, Pritchard—5.

Excused: Senators Chytil, Durkan, Hallauer—3.

House Bill No. 188, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 389, by Representatives Johnson, Reese, Day and Wolf:

Increasing firemen's compensation.

The bill was read the second time by sections.

On motion of Senator Lewis, the rules were suspended, House Bill No. 389 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 389 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 6; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Greive, Guess, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—40.

Absent or not voting: Senators Bailey, Freise, Gissberg, Herrmann, Mardesich, Uhlman—6.

Excused: Senators Chytil, Durkan, Hallauer—3.

House Bill No. 389, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 138, by Representatives Clark (Newman H.), Harris and Sawyer:

Amending the probate code.

On motion of Senator Neill, Engrossed House Bill No. 138 was ordered to retain its place at the beginning of the second reading calendar for this afternoon.

Engrossed House Bill No. 497, by Representatives Clark (Newman H.), King and Hill (by Departmental request):

Amending the 1966 corporation code.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 497:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Amending the 1966 corporation code (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 9, section 7, line 23, after "title." insert the following new sections:

"Sec. 8. Section 6, chapter 53, Laws of 1965 and RCW 23A.08.030 are each amended to read as follows:

A corporation shall have the right to purchase, take, receive or otherwise acquire, hold, own, pledge, transfer or otherwise dispose of its own shares, but purchases of its own shares, whether direct or indirect, shall be made only to the extent of unreserved and unrestricted [earned] surplus available therefore [, and, if the articles of incorporation so permit or with the affirmative vote of the holders of at least two thirds of all shares entitled to vote thereon, to the extent of unreserved and unrestricted capital surplus available therefore].

To the extent that [earned] surplus [or capital surplus] is used as the measure of the corporation's right to purchase its own shares, such surplus shall be restricted so long as such shares are held as treasury shares, and upon the disposition or cancellation of any such shares the restriction shall be removed pro tanto.

Notwithstanding the foregoing limitation, a corporation may purchase or otherwise acquire its own shares for the purpose of:

- (1) Eliminating fractional shares.
- (2) Collecting or compromising indebtedness to the corporation.
- (3) Paying dissenting shareholders entitled to payment for their shares under the provisions of this title.
- (4) Effecting, subject to the other provisions of this title, the retirement of its redeemable shares by redemption or by purchase at not to exceed the redemption price.

No purchase of or payment for its own shares shall be made at a time when the corporation is insolvent or when such purchase or payment would make it insolvent.

Sec. 9. Section 46, chapter 53, Laws of 1965 and RCW 23A.08.430 are each amended to read as follows:

The board of directors of a corporation may, from time to time, distribute to its shareholders out of capital surplus of the corporation a portion of its assets, in cash or property, subject to the following provisions:

(1) No such distribution shall be made at a time when the corporation is insolvent or when such distribution would render the corporation insolvent.

[(2) No such distribution shall be made unless the articles of incorporation so provide or such distribution is authorized by the affirmative vote of the holders of a majority of the outstanding shares of each class whether or not entitled to vote thereon by the provisions of the articles of incorporation of the corporation.]

[(3)] (2) No such distribution shall be made to the holders of any class of shares unless all cumulative dividends accrued on all preferred or special classes of shares entitled to preferential dividends shall have been fully paid.

[(4)] (3) No such distribution shall be made to the holders of any class of shares which would reduce the remaining net assets of the corporation below the aggregate preferential amount payable in event of voluntary liquidation to the holders of shares having preferential rights to the assets of the corporation in the event of liquidation.

[(5)] (4) Each such distribution, when made, shall be identified as a distribution from capital surplus and the amount per share disclosed to the shareholders receiving the same concurrently with the distribution thereof.

The board of directors of a corporation may also, from time to time, distribute to the holders of its outstanding shares having a cumulative preferential right to receive dividends, in discharge of their cumulative dividend rights, dividends payable in cash out of the capital surplus of the corporation, if at the time the corporation has no earned surplus and is not insolvent and would not thereby be rendered insolvent. Each such distribution, when made, shall be identified as a payment of cumulative dividends out of capital surplus."

Remember the remaining section.

On page 1, line 1 of the title, after "corporations;" and before "amending" insert "amending section 6, chapter 53, Laws of 1965 and RCW 23A.08.030;"

On page 1, line 3 of the title, after "RCW 23A.08.110;" and before "amending" insert "and amending section 46, chapter 53, Laws of 1965 and RCW 23A.08.430;"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Robert W. Twigg, Walter B. Williams.

The bill was read the second time by sections.

It was moved by Senator Uhlman that the committee amendment on page 9 be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Dore:

"Mr. President, would Senator Twigg yield to a question:

"Senator Twigg, is this quite a radical departure from the existing law to enable a corporation to write off a surplus?"

Senator Twigg:

"As I understand it, Senator Dore, it is not. In fact our committee was assigned to review the business corporation act that was passed by this body two years ago and they explained to me that they simply overlooked this one feature, that for the past twenty years corporations by actual practice in this state have been permitted to buy their own stock out of their own surplus in an unrestricted manner."

Senator Dore:

"Is there any price specification? What price is specified? Is it fair market value? Is there some standard of market value or book value or something included?"

Senator Twigg:

"I am not real sure. I might explain as we have revised this act or at least this particular portion, this complies with the act as it is now in force in Delaware, New York, California, Michigan, Minnesota and other major business states."

Debate ensued.

The motion was carried and the committee amendment to page 9 was adopted.

On motion of Senator Uhlman, the committee amendment to the title was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 497 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 497 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Bailey, Connor, Donohue, McCormack—4.

Excused: Senators Chytil, Durkan, Hallauer—3.

Engrossed House Bill No. 497 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

SECOND READING OF BILLS

Engrossed House Bill No. 138, by Representatives Clark (Newman H.), Harris and Sawyer:

Amending the probate code.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 138:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Amending the probate code (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 4 of the original bill strike the House committee amendment which adds a new section known as "Sec. 6.", being page 5, section 7, line 7 of the engrossed bill.

On page 5, line 13 of the original bill, the same being page 6, line 9 of the engrossed bill, after "barred" insert "*, except under those provisions included in RCW 11.40.111*"

On page 5, following line 17 of the original bill the same being page 6, line 14 of the engrossed bill insert a new section to be known as "Sec. 8." of the engrossed bill to read as follows:

"NEW SECTION. Sec. 8. There is added to chapter 145, Laws of 1965 and to chapter 11.40 RCW a new section to read as follows:

RCW 11.40.111. The time limitation for serving and filing of claims shall not accrue to the benefit of any liability or casualty insurer as to claims against the deceased and/or the marital community of which the deceased was a member and such claims may be:

(1) Served on the personal representative, or the attorney for the estate at any time during the normal applicable period under statute establishing periods of limitation of actions within which actions must be commenced; or

(2) If the personal representative shall have been discharged, then the claimant as a creditor may cause a new personal representative to be appointed and the estate to be reopened in which case service may be had upon the new personal representative or his attorney of record.

Claims may be served and filed as herein provided, notwithstanding the conclusion of any probate proceedings, provided, however, the amount of recovery under such claims shall not exceed the amount of applicable insurance coverages and proceeds; and provided, further, that such claims so served and filed shall not constitute a cloud or lien upon the title to the assets of the estate under probate nor delay or prevent the conclusion of probate proceedings or the transfer or distribution of assets of the estate subject to such probate."

On page 6, section 8 of the original bill strike all of lines 11 and 12, the same being page 7, line 5 of the engrossed bill after "him." down to and including "tion." on line 7.

On page 6, line 25 of the original bill strike all of the material down to and including "death," on line 27, the same being page 7, line 20 down through "death," on line 22 of the engrossed bill.

On page 9, line 13 of the original bill after "increase." strike all the material down to and including "required." on line 15, the same being page 10, line 1 of the engrossed bill after "increase." down to and including "required." on line 2.

On page 9, line 18 of the original bill, the same being page 10, line 4 of the engrossed bill, insert the following:

"Sec. 17. Section 11.20.050, chapter 145, Laws of 1965 and RCW 11.20.050 are each amended to read as follows:

All wills shall be recorded [in the book kept for that purpose, within thirty days after probate, and the original wills shall be carefully filed with the clerk] by the clerk after filing, but may be withdrawn on the order of the court."

"Sec. 18. Section 11.56.110, chapter 145, Laws of 1965 and RCW 11.56.110 are each amended to read as follows:

If, at any time before confirmation of any such sale, any person shall file with the clerk of the court a bid on such property in an amount not less than ten percent higher than the bid the acceptance of which was reported by the return of sale and shall deposit with the clerk not less than twenty percent of his bid in the form of cash, money order, cashier's check or certified check made payable to the clerk, to be forfeited to the estate unless such bidder complies with his bid, the bidder whose bid was accepted shall be informed of such increased bid by registered or certified mail addressed to such bidder at any address which may have been given by him at the time of making such bid. Such bidder then shall have a period of five days, not including holidays, in which to make and file a bid better than that of the subsequent bidder. After the expiration of such five-day period the court may refuse to confirm the sale reported in the return of sale and direct a sale to the person making the best bid then on file, indicating which is the best bid, and a sale made pursuant to such direction shall need no further confirmation. Instead of such a direction, the court, upon application of the personal representative, may direct the reception of sealed bids. Thereupon the personal representative shall mail notice by registered or certified mail to all those who have made bids on such property informing them that sealed bids will be received by the clerk of the court within ten days. At the expiration of such period the personal representative; in the presence of the clerk of the court, shall open such bids as shall have been submitted to the clerk within the time stated in the notice (whether by previous bidders or not) and shall file a recommendation of the acceptance of the bid which he deems best in view of the requirements of the

particular estate. The court may thereupon direct a sale to the bidder whose bid is deemed best by the court and a sale made pursuant to such direction shall need no confirmation: *Provided, However, That the court shall consider the net realization to the estate in determining the best bid.*"

"Sec. 19. The provisions of this act shall take effect on July 1, 1967."

"In line 19 of the engrossed bill, being line 17 of the printed bill, after the semicolon strike the remainder of the title and insert "amending section 11.20.050, chapter 145, Laws of 1965 and RCW 11.20.050; amending section 11.56.110, chapter 145, Laws of 1965 and RCW 11.56.110; adding new sections to chapter 145, Laws of 1965 and to chapters 11.02 and 11.40 RCW; and providing an effective date."

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, H. B. (Jerry) Hanna, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams.

The bill was read the second time by sections.

MOTION

On motion of Senator Hallauer, Senator Hanna was excused.

On motion of Senator Uhlman, the committee amendment to page 4 was adopted.

It was moved by Senator Uhlman that the committee amendment to page 5 be adopted.

On motion of Senator Uhlman, the following amendment to the committee amendment to page 5 was adopted:

Amend the third line of the amendatory clause of section 8, after "section" and before "to read" insert ", to be designated as RCW 11.40.111,"

The committee amendment to page 5 as amended was adopted.

On motion of Senator Uhlman, the remaining committee amendments were adopted.

The President called upon President Pro Tempore Al Henry to preside.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 138 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 138 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—44.

Absent or not voting: Senators Lennart, Morgan, Pritchard, Washington—4.

Excused: Senator Durkan—1.

Engrossed House Bill No. 138 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 175, by Representatives Elicker, Chatalas and Newschwander (by Departmental request):

Changing blind assistance program.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 175 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 175 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—41.

Absent or not voting: Senators Donohue, Lennart, McCormack, McCutcheon, Neill, Washington—6.

Excused: Senators Durkan, Hanna—2.

Engrossed House Bill No. 175, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 608, by Representatives Swayze, Heavey and Farr:

Changing aid to the blind eligibility requirements.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the rules were suspended, Engrossed House Bill No. 608 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 608 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—42.

Absent or not voting: Senators Donohue, McCormack, McCutcheon, Marquardt, Washington—5.

Excused: Senators Durkan, Hanna—2.

Engrossed House Bill No. 608, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 142, by Representatives Bledsoe, Morrison and Bozarth (by Departmental request):

Revising certificate requirements for sale or transportation of Irish seed potatoes.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 142 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 142 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—47.

Absent or not voting: Senator Washington—1.

Excused: Senator Hanna—1.

House Bill No. 142, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 236, by Representatives Morrison, Haussler and McDougall: Changing restrictions on controlled atmosphere storage of fruits and vegetables.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 236 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 236 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Williams, Woodall—45.

Absent or not voting: Senators Lennart, Talley, Washington—3.

Excused: Senator Hanna—1.

House Bill No. 236, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 416, by Representatives Morrison, McDougall and Bozarth: Changing membership on and election procedure for members of the Washington state fruit commission.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 416 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 416 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Freise, Lennart, McMillan, Morgan, Talley—5.

Excused: Senator Hanna—1.

House Bill No. 416, having received the constitutional majority, was declared passed.

There being no objections, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Canfield:

"Mr. President, point of personal privilege:

"The Senate has been kind enough to pass several agriculture bills this afternoon but I have a question which I would like to direct to Senator Woodall to read into the record if I might have that permission."

"Senator Woodall, I understand there are some questions arising with regard to the pesticide act which we passed earlier today and I believe you have a communication that you would like to read into the record?"

Senator Woodall:

"That is correct, Senator Canfield.

"Some question arose as to whether or not the intent of House Bill No. 297 might be to restrict a farmer from performing services for another farmer. With that question in mind, I called the director of agriculture, Donald Moos, who wrote me the following:

"Dear Senator Woodall:

"In answer to your inquiry in regard to House Bill No. 297, Section 12: Our intent of striking the word "others" and inserting the words "other farmers" is so that a farmer may apply pesticides for other farmers, his neighbors, but not for contractors or other persons wishing to hire him as a commercial sprayer.

"The department recognizes the necessity of farmers cooperating and sharing equipment and does not want in any way to prohibit this type of practice.

"I hope this clarifies the intent of the department of agriculture in asking for this amendment.

"Sincerely, Donald W. Moos, Director, Department of Agriculture."

Reengrossed House Bill No. 55, by Representatives Cunningham, Bottiger and Swayze (by Departmental request):

Amending the public works contracts law.

The bill was read the second time by sections.

On motion of Senator Guess, the rules were suspended, Reengrossed House Bill No. 55 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"Mr. President, would Senator Guess yield to a question:

"Senator Guess, does this bill only change the way in which any municipality can pay for these small contracts without filing a bond?"

Senator Guess:

"Under two thousand dollars, yes, sir. It says, 'in lieu of a bond,' in the bill and then the municipality will keep all of the money until thirty days after the job is finished."

Senator Bailey:

"Senator Guess, this bill in no way is intended to prohibit PUD's or municipalities from having their own crews do their work as they do now, does it?"

Senator Guess:

"Senator Bailey, we have checked this out with three different attorneys and we find in their opinion it does not change the existing PUD law in any way."

Senator Bailey:

"Another question, Senator Guess: Is it your intent that this in any way will change the working conditions of municipalities and PUD's as far as their own crews?"

Senator Guess:

"No, sir, it does not change in any way the present laws. There is the same regulation."

Senator Bailey:

"With this in the record, I am confident the bill is all right."

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed House Bill No. 55 and the bill passed the Senate by the following vote: Yeas, 37; nays, 6; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Gissberg, Greive, Guess, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—37.

Those voting nay were: Senators Durkan, Foley, Freise, Henry, Ridder, Uhlman—6.

Absent or not voting: Senators Dore, Hallauer, Lennart, McMillan, Pritchard—5.

Excused: Senator Hanna—1.

Reengrossed House Bill No. 55, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 208 and asks the Senate to recede therefrom, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

It was moved by Senator Greive that the Senate refuse to recede from its amendments to Engrossed House Bill No. 208 and asks the House for a conference thereon.

Debate ensued.

It was moved by Senator Neill that the Senate do recede from its amendments to Engrossed House Bill No. 208.

The President Pro Tempore declared the question before the Senate to be the positive motion by Senator Neill that the Senate recede from its amendments to Engrossed House Bill No. 208.

The motion was lost.

The President Pro Tempore declared the question before the Senate to be the motion by Senator Greive that the Senate do not recede from its amendments to Engrossed House Bill No. 208 and ask the House for a conference thereon.

The motion was carried.

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

SECOND READING OF BILLS

Engrossed Substitute House Bill No. 76, by Committee on Public Health and Welfare:

Regulating agencies caring for children, expectant mothers and retarded persons.

On motion of Senator Guess, Engrossed Substitute House Bill No. 76 was ordered to retain its place on the second reading calendar immediately following consideration of Engrossed House Bill No. 210.

MOTION

On motion of Senator Keefe, Senators Peterson (Lowell) and Sandison were excused.

Engrossed House Bill No. 769, by Representatives Smythe, Zimmerman, O'Dell:

Authorizing an exchange of lands between Clark county and the department of natural resources.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Engrossed House Bill No. 769 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 769 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 1; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Hanna, Peterson (Lowell), Sandison—3.

Engrossed House Bill No. 769, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Initiative No. 32:

Prohibiting the export of logs removed from state-owned lands.

On motion of Senator Talley, Initiative No. 32 was ordered to retain its place on the second reading calendar for tomorrow.

MOTION

On motion of Senator Woodall, Substitute House Bill No. 16, Engrossed House Bill No. 97 and Engrossed House Bill No. 376 were ordered to retain their places on the second reading calendar immediately following consideration of Substitute House Bill No. 794.

House Bill No. 156, by Representatives Newschwander, McCormick, and Swayze, Jr. (by Departmental request):

Amending authority for contracts for detention of felons.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 156 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 156 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Dore, Gissberg, Guess, McCormack, Talley—5.

Excused: Senators Hanna, Peterson (Lowell)—2.

House Bill No. 156, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 612, by Representatives Berentson, Newhouse and Sawyer: Providing general rules for receipt by mail of certain remittances, reports, etc., required by the state and local subdivisions thereof.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 612 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 612 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Andersen, McCormack—2.

Excused: Senators Hanna, Peterson (Lowell)—2.

House Bill No. 612, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 535, by Representatives Holman, Charette and Clark (Newman H.):

Providing for certain actions by a corporation board of directors or committees to be taken without a meeting.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 535 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 535 and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Those voting nay were: Senators Atwood, Lennart—2.

Absent or not voting: Senators Kupka, McCormack, Redmon—3.

Excused: Senators Hanna, Peterson (Lowell)—2.

House Bill No. 535, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 210, by Representatives Adams, Chatalas and Humiston:

Authorizing licensed practical nurses to administer drugs and injections under proper direction.

On motion of Senator McMillan, Engrossed House Bill No. 210 was ordered to retain its place on second reading immediately following consideration of Substitute House Bill No. 794.

Engrossed Substitute House Bill No. 76, by Committee on Public Health and Welfare:

Regulating agencies caring for children, expectant mothers and retarded persons.

On motion of Senator Guess, Engrossed Substitute House Bill No. 76 was made a special order of business for 8:15 p.m. this evening.

Substitute House Bill No. 794, by Committee on Business and Professions:

Providing for special class I licenses or permits for retail sale of liquor under certain circumstances.

The bill was read the second time by sections.

On motion of Senator Twigg, the rules were suspended, Substitute House Bill No. 794 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Twigg yield to a question:

"I wondered by the wording of this, Senator Twigg, does this in any way permit the catering to be done outside of certain hours now limited by law, to wit: Saturday night and Sundays?"

Senator Twigg:

"No, Senator Canfield, it does not in any way extend the present regulations on liquor dispensing as to hours or days. It is purely permissive legislation. If anyone wants to continue to handle banquets by purchasing a banquet permit, they can do so."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 794 and the bill passed the Senate by the following vote: Yeas, 33; nays, 11; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Connor, Cooney, Dore, Durkan, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Washington, Williams, Woodall—33.

Those voting nay were: Senators Atwood, Canfield, Chytil, Donohue, Faulk, Foley, Freise, Lennart, McMillan, Neill, Talley—11.

Absent or not voting: Senators Guess, McCormack, Uhlman—3.

Excused: Senators Hanna, Peterson (Lowell)—2.

Substitute House Bill No. 794, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 210, by Representatives Adams, Chatalas and Humiston:

Authorizing licensed practical nurses to administer drugs and injections under proper direction.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 210:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Authorizing licensed practical nurses to administer drugs and injections under proper direction (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass with the following amendments:

On page 3, section 6, line 32, after "direction" and before "of" insert "and supervision"

On page 4, section 6, line 7, after "nurse" and before the period insert "who need not be physically present; provided the order given by such licensed practitioners shall be reduced to writing within a reasonable time and made a part of the patient's record"

David E. McMillan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, John T. McCutcheon, Robert W. Twigg, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator McMillan, the committee amendments were adopted.

It was moved by Senator Ridder that the following amendment be adopted:

On page 1, section 1, line 24, after "direction" and before "of" on line 25, insert "and supervision"

Debate ensued.

The motion was lost and the amendment was not adopted.

It was moved by Senator McCutcheon that the following amendment be adopted:

On page 2, section 1, line 2 of the printed bill, being subsection (5) on page 2, line 5 of the engrossed bill, strike the House amendment and add a new subsection (5) as follows:

"(5) "Supervision" shall mean the critical evaluation of acts performed with authority to take corrective action, but shall not be construed so as to require direct and bodily presence."

Debate ensued.

On motion of Senator Ryder, Engrossed House Bill No. 210 was ordered to retain its place on second reading immediately following consideration of Substitute House Bill No. 730.

Substitute House Bill No. 16, by Committee on Business and Professions: Regulating and licensing debt adjusting agencies.

REPORT OF STANDING COMMITTEE

Substitute House Bill No. 16:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Regulating and licensing debt adjusting agencies (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 15, after "adjusting" and before the period insert "for compensation"

On page 1, section 1, line 17, after "accountants," strike "teachers,"

Wes C. Uhlman, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley,

William A. Gissberg, H. B. (Jerry) Hanna, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Freise, the following amendment was adopted:

On page 4, line 1, after "sum of" strike "ten" and insert "three"

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Substitute House Bill No. 16 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 16 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 4; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Those voting nay were: Senators Chytil, Freise, Guess, Lewis—4.

Absent or not voting: Senators Connor, Lennart, Metcalf—3.

Excused: Senator Hanna—1.

Substitute House Bill No. 16 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 4:00 p.m., on motion of Senator Greive, the Senate recessed until 8:00 p.m.

EVENING SESSION

The President called the Senate to order at 8:00 p.m.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Joint Memorial No. 16:

Senate Chamber,

Olympia, Wash., March 5, 1967.

Memorializing Congress to implement recommendations of the North Cascades study commission (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that Substitute Senate Joint Memorial No. 16 be substituted therefor, and the substitute memorial do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 1:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Relating to aeronautics and providing for state registration of pilots (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 6:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Deleting from small loan act exception as to loans made in another state.

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Herbert H. Freise, Karl Herrman, John T. McCutcheon, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 28:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Providing appropriations to state treasurer for operating expenses incurred in servicing of investments and outstanding indebtedness of state (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 132:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing the sale, lease or exchange of the Tacoma armory (reported by Committee on State Government):

MAJORITY recommends that it do pass. Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 139:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing counties to establish county water, sewer and irrigation districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 154:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Providing for loss of credit for time on sentences of prisoner who unlawfully departs from custody (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 168:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing counties to engage in tourist expansion (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 197:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Deleting provision against use of dairy product substitutes in educational institutions (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Jack Metcalf, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 227:

Senate Chamber,
Olympia, Wash., February 4, 1967.

Implementing law relating to motor vehicle driver's licenses (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, H. B. (Jerry) Hanna, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 230:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Permitting a garnishee to withhold his employee's salary exemption from a creditor (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Herbert H. Freise, Karl Herrmann, John T. McCutcheon, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 295:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Providing for comprehensive community health centers (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 303:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing the establishment and development of community health programs (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 323:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Establishing teaching professional practices commission (reported by Committee on Education):

MAJORITY recommends that it do pass as amended.

Robert C. Ridder, *Chairman*.

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 345:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Providing identifying decals for certain farm vehicles in lieu of motor vehicle licensing thereof (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*.

Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Larry Faulk, Sam C. Guess, H. B. (Jerry) Hanna, Karl Herrmann, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 353:

Senate Chamber,
Olympia, Wash., March 4, 1967.

Regulating dangerous drugs (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Larry Faulk, Wilbur G. Hallauer, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Don L. Talley, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 365:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Providing method for change of school districts name (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 377:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Requiring approval of pollution control commission and department of health prior to water district's operation of sewer system (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 378:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Making appointment of school superintendent to county park board optional (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 385:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Removing limitations on amount state may pay for care of handicapped in approved training homes (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 386:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Extending authority of board of prison terms and paroles (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George W. Kupka, Jack Metcalf, Lowell Peterson, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 397:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Placing all state-owned forest lands under department of natural resources on a sustained yield basis (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, A. L. Rasmussen, Fred G. Redmon.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 401:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing advances to state employees for travel expenses (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 403:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Providing for payment of moving expenses of state deputies and other employees (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 408:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing certain nonprofit charitable organizations to be parental successors to the handicapped (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 444:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Providing compensation for members of the canal commission (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 448:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Amending preferential purchasing of articles produced by institutional industries (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 458:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing the secretary of state to provide the state flag without charge to appropriate units of the armed forces and making an appropriation therefor (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 463:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing second and third class school districts to employ attorney (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 470:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Revising retained percentage on payments for public works and contract acceptance provisions (reported by Committee on State Government):

MAJORITY recommends that it do pass as amended.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 477:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Providing certain changes in industrial insurance law (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 501:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Establishing tax limits for counties from fourth through ninth class (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 516:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Permitting allowable number of registered voters in precinct to depend on method of voting therein (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, R. R. Bob Greive, James E. Keefe, George Kupka, Ernest W. Lennart, Mike McCormack, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 533:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Providing for state service training facilities (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 534:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing payment of state salaries semi-monthly and providing procedures therefor (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 611:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Establishing an assistant director to supervise the division of professional licensing in department of motor vehicles (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 617:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Relating to the challenging of registered voters (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

John T. McCutcheon, *Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, R. R. Bob Greive, James E. Keefe, George Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 633:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing sewer district property leases (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 656:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Creating a state-wide city employees' supplemental benefits retirement fund (reported to Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 675:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Regulating school books (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: Al Henry, Jack Metcalf, John T. McCutcheon, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 678:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Limiting time for bringing actions involving construction projects (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Karl Herrmann, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 702:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Changing public assistance general eligibility standards (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 751:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing conversion of overhead electric and communications facilities to underground facilities in counties (reported by Committee on Cities, Towns and Counties):
MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 752:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing conversion of overhead electric and communications facilities to underground facilities in cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 855:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Establishing a chiropractic disciplinary board (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass.

....., *Chairman*.

We concur in this report: James A. Andersen, John L. Cooney, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 859:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing use of county road equipment and road tax levy for garbage disposal sites (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Concurrent Resolution No. 17:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Pertaining to the Boy Scout World Jamboree (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 34,
Senate Bill No. 53,
Senate Bill No. 80,
Senate Bill No. 215,
Substitute Senate Bill No. 239,
Senate Bill No. 324,
Senate Joint Resolution No. 6, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The Speaker has signed: House Bill No. 10,
House Bill No. 11,
House Bill No. 12,
House Bill No. 26,
House Bill No. 27,
House Bill No. 29,
House Bill No. 31,
House Bill No. 32,
House Bill No. 41,
House Bill No. 83,
Substitute House Bill No. 137,
House Bill No. 315,
House Bill No. 405,
House Bill No. 494, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has concurred in the Senate amendment to House Bill No. 79 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 53 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has concurred in the Senate amendment to House Bill No. 80 and has passed the bill as amended by the Senate.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has concurred in the Senate amendments to Reengrossed House Bill No. 216 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 258 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

INTRODUCTION AND FIRST READING OF MEMORIALS

The following were introduced, read first time by title and acted upon as indicated:

Senate Joint Memorial No. 17, by Senators Greive, Morgan, Stender and Dore:

Memorializing Congress to enact legislation to recognize postal unions and other federal employee unions.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 17.

On motion of Senator Greive, the rules were suspended, Senate Joint Memorial No. 17 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Joint Memorial No. 17 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 17 and the memorial passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8; excused, 0.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Uhlman, Washington, Woodall—41.

Absent or not voting: Senators Canfield, Connor, Freise, Guess, Lennart, Ryder, Twigg, Williams—8.

Senate Joint Memorial No. 17, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 18, by Senators Bailey and Peterson (Ted):

Requesting adoption of continental shelf concept to protect coastal fisheries.

On motion of Senator Bailey, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 18.

On motion of Senator Bailey, the rules were suspended, Senate Joint Memorial No. 18 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, Senate Joint Memorial No. 18, was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 18 and the memorial passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg,

Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Dore, Lewis—2.

Excused: Senator Lennart—1.

Senate Joint Memorial No. 18, having received the constitutional majority, was declared passed.

SIGNED BY THE PRESIDENT

The President signed:

House Bill No. 10,
House Bill No. 11,
House Bill No. 12,
House Bill No. 26,
House Bill No. 27,
House Bill No. 29,
House Bill No. 31,
House Bill No. 32,
House Bill No. 41,
House Bill No. 83,
Substitute House Bill No. 137,
House Bill No. 315,
House Bill No. 405,
House Bill No. 494.

SECOND READING OF BILLS

Engrossed Substitute House Bill No. 76, by Committee on Public Health and Welfare:

Regulating agencies caring for children, expectant mothers and retarded persons.

The bill was read the second time by sections.

On motion of Senator Guess, the rules were suspended, Engrossed Substitute House Bill No. 76, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Pritchard yield to a question:

"Senator Pritchard, the regulations that are in existence in the department now have contained some twenty-six pages of regulations and as I understand these regulations are being completely redrafted and will be re-issued before they go into effect. Could you give me a short rundown as to some of the provisions?"

Senator Pritchard:

"If you would ask for specifics, perhaps I could answer better."

Senator Guess:

"Specifically one of the areas that is covered in this bill, as I have been told, is the requirements for the space and the area, the physical plant layout which was very stringent. Can you tell me what is in there now?"

Senator Pritchard:

"Senator, I think you have to appreciate in this measure, that it has to be state-wide and you may have some very serious problems in your larger cities. The department of public assistance would like to have some teeth in this so they can go into some of these chronic areas and I guess you could say that it is a little tough. Now in the areas of space there is going to be some latitude. I talked to the department tonight and they are going to set up what I think are very livable rules. But I think you have to recognize that they are going to start with some rather strict rules and work backwards because of the very bad situation they have had in some larger cities. Now specifically if you are discussing the problem of Cheney I took that up with the department. The department is sending some employees over there, but you realize if you set up an agency in Seattle and set up an agency in Cheney, they are totally different situations. But the rule has to be state-wide. They have said that they will be lenient. The department will take each instance and develop it according to the area and the technical problems they have in that area and they feel there won't be any problem and they will be quite lenient with their rules."

Senator Guess:

"Senator Pritchard, would you consider that a woman who had raised her own family could go in with another group of women and have sufficient experience to run and take care of one of these centers?"

Senator Pritchard:

"Yes, she certainly would and I talked to the department about that."

Senator Guess:

"Thank you very much. Senator Uhlman, do you have some comments to make on this matter of rules and regulations that are being promulgated?"

Senator Uhlman:

"Senator Guess, the only comment I would have additionally here is that under the Administrative Procedure Act any rules that are promulgated will have to be promulgated after full and complete notice to any and all parties who have requested said notice. There has to be a hearing. Any and all parties who are interested may attend and after the hearing and after all due process, then and only then can the department adopt these regulations. These will not be arbitrary regulations secretly put into effect which will adversely affect citizens of the state."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 76 and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Those voting nay were: Senators Greive, Herr—2.

Absent or not voting: Senator Lewis—1.

Excused: Senator Lennart—1.

Engrossed Substitute House Bill No. 76, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 97, by Representatives Harris, Bottiger and Lux (by Legislative Council request):

Deleting tort immunity from political subdivisions of the state and providing a uniform system for filing claims therewith.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 97 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Talley:

"Mr. President, would Senator Uhlman yield:

"Senator Uhlman, you have in this bill now 120 days during which a claimant can file a claim against the city or its subdivision, but there is no limit on the time he can file suit as long as the claim is filed within 120 days."

Senator Uhlman:

"That is correct and it has been determined by the court that jurisdiction is complete only with the filing of a claim and if you don't file a claim within that time and if it isn't verified and in the proper form, you are just out of luck. This is in essence notice to the city that you have a cause of action, that there has been a wrongdoing. This is not a lawyer's bill. I think it is an absolute fallacy to think of this as a lawyers' bill. This bill enables people who have been wronged by a subdivision of the state or any local government or fire protection district or any of these other subdivisions listed in the bill to sue them when there has been a wrong and it is extending the time to file a claim to 120 days. It is a very simple bill."

Senator Talley:

"One other question:

"Is there any limit then on the time in which they can file suit?"

Senator Uhlman:

"For all intent and purposes you have to go ahead and give notice first and after you have given notice and you have filed your claim, then you have the normal statutory period of time which, for a personal injury, would be three years. But you can have the best cause of action in the world and on the 121st day, if you didn't file your claim, it would not be considered. The statute is not applicable to that at all."

Senator Talley:

"But if they file the claim, then they have three years to bring suit or action against the city, is that correct?"

Senator Uhlman:

"That's correct. Often times a person, for example is involved in a serious injury and will not have any idea what his injuries are for some long period of time after. At least if he has filed the claim within 120 days, he can proceed."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 97 and the bill passed the Senate by the following vote: Yeas, 34; nays, 11; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Twigg, Uhlman, Woodall—34.

Those voting nay were: Senators Guess, Henry, Lewis, Metcalf, Neill, Pritchard, Redmon, Stender, Talley, Washington, Williams—11.

Absent or not voting: Senators Hallauer, Morgan, Rasmussen—3.

Excused: Senator Lennart—1.

Engrossed House Bill No. 97, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 376, by Representatives McDougall, Harris, Marsh, Thompson and Bozarth:

Providing penalties for shoplifting.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 376:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Providing penalties for shoplifting (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

Strike the House committee amendment to page 1, beginning on line 22 of the printed bill, and on page 1, line 22 of the original bill, strike all of the material down to and including "arrest." on page 2, line 3.

Strike the House committee amendment to the title, thereby restoring the deleted material.

....., *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

The bill was read the second time by sections.

It was moved by Senator Uhlman that the committee amendment to page 1 be adopted.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Uhlman, Durkan, Ridder, Henry, Talley, McCutcheon, Pritchard, Metcalf, Guess, Peterson (Ted) and Chytil.

ROLL CALL

The Secretary called the roll. The motion was lost and the committee amendment was not adopted by the following vote: Yeas, 12; nays, 33; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Atwood, Cooney, Durkan, Faulk, Foley, Hallauer, Herrmann, Keefe, Rasmussen, Twigg, Uhlman, Woodall—12.

Those voting nay were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Donohue, Freise, Greive, Guess, Hanna, Henry, Herr, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Washington, Williams—33.

Absent or not voting: Senators Dore, Gissberg, Morgan—3.

Excused: Senator Lennart—1.

On motion of Senator Uhlman, the committee amendment to the title was laid upon the table.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 376 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 376 and the bill passed the Senate by the following vote: Yeas, 36; nays, 11; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Donohue, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Washington, Williams, Woodall—36.

Those voting nay were: Senators Atwood, Cooney, Dore, Durkan, Faulk, Hallauer, Mardesich, Neill, Ryder, Twigg, Uhlman—11.

Absent or not voting: Senator Herr—1.

Excused: Senator Lennart—1.

Engrossed House Bill No. 376, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 306, by Representatives Leckenby, Marsh and Kirk:

Consolidating or merging sewer districts.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Engrossed House Bill No. 306 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 306 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Hallauer—1.

Excused: Senator Lennart—1.

Engrossed House Bill No. 306, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 730, by Committee on Local Government:

Authorizing multi-purpose sports stadia to be built and operated by counties and cities.

The bill was read the second time by sections.

On motion of Senator Kupka, the rules were suspended, Substitute House Bill No. 730 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Pritchard:

"Mr. President, would Senator Kupka yield to a question:

"I notice in the original bill that this bill would allow dog racing in the state of Washington. In the substitute bill it appears that this was taken out, but I want to make sure that this bill will not allow dog racing. I want it crystal clear that there is no question about it that this bill will not allow dog racing in the state of Washington, is that correct?"

Senator Kupka:

"Senator Pritchard, you just made my speech for me. Dogs are not to be participating in the stadium should we get it built."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 730 and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—43.

Those voting nay were: Senators Canfield, Metcalf—2.

Absent or not voting: Senators Hallauer, Twig, Uhlman—3.

Excused: Senator Lennart—1.

Substitute House Bill No. 730, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 210, by Representatives Adams, Chatalas and Humiston:

Authorizing licensed practical nurses to administer drugs and injections under proper direction.

The Senate resumed consideration of Engrossed House Bill No. 210 and the amendment proposed by Senator McCutcheon and Senator McMillan.

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator McMillan, the rules were suspended, Engrossed House Bill No. 210 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 210 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—43.

Those voting nay were: Senators Mardesich, Ridder—2.

Absent or not voting: Senators Marquardt, Twigg, Uhlman—3.

Excused: Senator Lennart—1.

Engrossed House Bill No. 210 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 753, by Representatives Marsh, Walgren, Hill and O'Dell:

Requiring revaluation of security under financial responsibility law upon correction of erroneous information.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 753 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 753 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—44.

Absent or not voting: Senators Bailey, Hallauer, Herrmann, Uhlman—4.

Excused: Senator Lennart—1.

Engrossed House Bill No. 753, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 37, by Committee on Local Government:

Establishes boundary review board.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Substitute House Bill No. 37 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 37 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Henry, Morgan—2.

Excused: Senator Lennart—1.

Substitute House Bill No. 37, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 38, by Representatives Clark (Newman H.) and Sawyer:

Increasing salaries of superior court judges.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 38 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 38 and the bill passed the Senate by the following vote: Yeas, 42; nays, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Those voting nay were: Senators Canfield, McMillan, Metcalf, Peterson (Ted), Rasmussen, Redmon—6.

Excused: Senator Lennart—1.

Engrossed House Bill No. 38, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 866, by Representatives Veroske, Berentson and Farr:

Assuming federal lands for diking.

On motion of Senator Talley, House Bill No. 866 was ordered to retain its place at the end of the second reading calendar for tonight.

House Bill No. 671, by Representatives Lynch, Brouillet and Holman:

Removing requirement for special examination in Washington history for certain teacher candidates.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, House Bill No.

671 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Atwood, Senator Chytil was excused.

POINT OF INQUIRY

Senator Guess:

"Would Senator Ridder yield to a question, Mr. President:

"How are these people going to learn about Washington State history if they don't have to take this examination?"

Senator Ridder:

"I know the states surrounding us exempt teachers coming into the state from taking their examinations. We expect teachers coming into this state to take a special examination. As you notice the bill doesn't change the course situation here in this state. You are still going to have to take your course in state history if you are going through school in this state. This is for out-of-state teachers."

Senator Guess:

"Would an out-of-state teacher be imported to teach Washington State history without having had Washington State history?"

Senator Ridder:

"According to most districts which hire for specialties, they would not be able to have a position such as this without proper background."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 671 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 7; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Twigg, Washington, Williams, Woodall—40.

Absent or not voting: Senators Connor, Durkan, Marquardt, Morgan, Ryder, Talley, Uhlman—7.

Excused: Senators Chytil, Lennart—2.

House Bill No. 671, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Joint Resolution No. 13, by Representatives Cunningham, Lux and Chapin (by Executive request):

Allowing increases in compensation during terms of office.

The resolution was read the second time in full.

On motion of Senator McCutcheon, the rules were suspended, House Joint Resolution No. 13 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Resolution No. 13 and the resolution passed the Senate by the following vote: Yeas, 40; nays, 6; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—40.

Those voting nay were: Senators Atwood, Canfield, Guess, Pritchard, Redmon, Uhlman—6.

Absent or not voting: Senator Connor—1.

Excused: Senators Chytil, Lennart—2.

House Joint Resolution No. 13, having received the constitutional two-thirds majority, was declared passed.

Engrossed House Bill No. 71, by Representatives O'Brien, Juelling and Bagnariol (by Legislative Council request):

Authorizing the state library to contract with any agency of the state to assist such agency with their own libraries.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 71 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 71 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Connor, Durkan, Morgan, Redmon—4.

Excused: Senators Chytil, Lennart—2.

Engrossed House Bill No. 71, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 110, by Representatives Cunningham, Garrett and Barden:

Authorizing reimbursement to state library commissions of actual expense.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 110, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 110 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 7; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—40.

Absent or not voting: Senators Connor, Durkan, Herrmann, Morgan, Rasmussen, Ryder, Washington—7.

Excused: Senators Chytil, Lennart—2.

Engrossed House Bill No. 110, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House refuses to recede from its amendments to Engrossed Senate Bill No. 133 and asks the Senate for a conference thereon, and has named as the House conferees on Engrossed Senate Bill No. 133, and the House amendments thereto: Representatives: Humiston, Kink, Whetzel.

Sidney Snyder, *Asst. Chief Clerk*.

On motion of Senator Greive, the request of the House for a conference on Engrossed Senate Bill No. 133 and the House amendments thereto was granted.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Engrossed Senate Bill No. 133 and the House amendments thereto: Senators Talley, Mardesich and Pritchard.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

The Secretary read:

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House refuses to recede from its amendment to Engrossed Senate Bill No. 200 and asks the Senate for a conference thereon, and has named as the House conferees on Engrossed Senate Bill No. 200, and the House amendment thereto: Representatives: Chapin, Clark (Newman H.), Bottiger.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the request of the House for a conference on Engrossed Senate Bill No. 200 and the House amendments thereto was granted.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Engrossed Senate Bill No. 200 and the House amendments thereto: Senators Uhlman, Freise and Ridder.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House refuses to recede from its amendments to Engrossed Senate Bill No. 328 and asks the Senate for a conference thereon, and has named as the House conferees on Engrossed Senate Bill No. 328, and the House amendments thereto: Representatives: O'Dell, Hill, Heavey.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the request of the House for a conference on Engrossed Senate Bill No. 328 and the House amendments thereto was granted.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Engrossed Senate Bill No. 328 and the House amendments thereto: Senators Greive, Uhlman and Lennart.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 208 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives: Goldsworthy, Saling, DeJarnatt.

Malcolm McBeath, *Chief Clerk*.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Engrossed House Bill No. 208 and the Senate amendments thereto: Senators Durkan, Dore and Neill.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House refuses to concur in the Senate amendment to House Bill No. 478 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

It was moved by Senator Woodall that the Senate refuse to recede from its amendments to House Bill No. 478 and asks the House for a conference thereon.

Debate ensued.

The motion was carried.

MOTION

On motion of Senator Greive, the Senate returned to the second order of business.

REPORTS OF STANDING COMMITTEES

The Secretary read:

House Bill No. 52:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing utilities and transportation commission to participate in federal administrative and court proceedings (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass.

August P. Mardesich, *Chairman*.

We concur in this report: John L. Cooney, William A. Gissberg, Sam C. Guess, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, Harry B. Lewis, David E. McMillan, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 61:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Increasing membership of aeronautics commission and revising method for fixing director's salary (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Larry Faulk, H. B. (Jerry) Hanna, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 96:

Senate Chamber,
Olympia, Wash., February 4, 1967.

Amending laws relating to motor vehicle fees, funds, and driving record abstracts (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 99:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Regulating and licensing food processing plants (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 118:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing summary settlement of estates (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Mike McCormack, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 133:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing water districts to lease out real or personal property (reported by Committee on Cities, Towns and Counties):
MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 170:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing department of commerce and economic development to develop markets and participate in trade fairs (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 251:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Providing that the highway department shall erect and maintain traffic control devices (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*.
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Balley, Dewey C. Donohue, Martin J. Durkan, Larry Faulk, H. B. (Jerry) Hanna, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 322:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Amending barber law (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 420:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Defining certain terms in the motor freight carriers' act (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass as amended.

August P. Mardesich, *Chairman*.

We concur in this report: John L. Cooney, William A. Gissberg, Sam C. Guess, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, David E. McMillan, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 548:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Establishing community college districts (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass as amended.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, Sam C. Guess, Wilbur G. Halluer, Harry B. Lewis, Mike McCormack, Marshall A. Neill, John N. Ryder.

On motion of Senator Greive, the committee report was adopted and Engrossed Substitute House Bill No. 548 was referred to the Committee on Ways and Means.

House Bill No. 642:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Providing an identification decal or cab card for motor freight carriers (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Larry Faulk, H. B. (Jerry) Hanna, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 723:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Removing residence restriction on appointment of police officers (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Fred G. Redmon, Don L. Talley, Wes C. Uhiman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 926:

Senate Chamber,
Olympia, Wash., February 6, 1967.

Pertaining to airports (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Larry Faulk, H. B. (Jerry) Hanna, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

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

SECOND READING OF BILLS

House Bill No. 866, by Representatives Veroske, Berentson and Farr:
Assuming federal lands for diking.

The bill was read the second time by sections.

On motion of Senator Talley, the following amendments were adopted:

On page 1, line 7, before "NEW SECTION. Section 1." insert the following and renumber the remaining sections consecutively:

"NEW SECTION. Section 1. There is added to Title 85 RCW a new chapter to read as set forth in sections 2 through 20 of this act.

NEW SECTION. Sec. 2. The maintenance, enlargement and extension of diking, drainage and sewerage improvement districts formed under chapter 85.08 RCW is essential to the public welfare and economy of the state. The influx of population and changes in land use since many such districts were formed, has made obsolete, expensive and unjust the method used under existing law to provide funds for the operation of such districts and for the maintenance and expansion of their systems of improvement.

NEW SECTION. Sec. 3. As used in this chapter:

"District" means a diking, drainage or sewerage improvement district organized under chapter 85.08 RCW.

"Maintenance" means and includes not merely operating expenses and such upkeep and other work commonly classed as maintenance as shall be necessary to restore and preserve the district's systems of improvement and the machinery and equipment operated in connection therewith in the same or as good condition as when originally constructed and installed, but also the making of such changes in and betterments to the original works, improvements and installations as shall, subject to approval of the board of county commissioners, be by the board deemed necessary to put the systems of improvements into such condition as will provide protection and services as contemplated and intended by the original construction and any enlargement and extensions thereof thereafter made.

NEW SECTION. Sec. 4. To operate under this chapter, the board of commissioners of the improvement district shall cause to be prepared and filed with the board of county commissioners a property roll. The roll shall contain: (1) A description of all properties benefited and improvements thereon which receive protection and service from the systems of the district with the name of the owner or the reputed owner thereof and his address as shown on the tax rolls of the assessor or treasurer of the county wherein the property is located, and (2) the determined value of such land and improvements thereon as last assessed and equalized by the assessor of such county or counties. Such assessed and equalized values shall be deemed prima facie to be just, fair and correct valuations against which annual millage shall be levied for the operation of the district and the maintenance and expansion of its facilities.

If property outside of the limits of the original district are upon the roll as adopted ultimately, and the original district has outstanding bonds or long-term warrants, the board of county commissioners shall set up separate millage levies for the full retirement thereof.

NEW SECTION. Sec. 5. When a property roll is filed with the board of county commissioners, the board shall hold a public hearing to determine whether the facts and conditions heretofore recited in this chapter as a prerequisite to its application do or do not exist, and shall give notice of hearing as follows:

The notice shall be published at least three times in consecutive issues in a weekly newspaper, or once a week for three consecutive weeks in a daily newspaper, published in or near said district, and if there is more than one such paper, then in some paper chosen by the board of county commissioners having general circulation in the area involved. The last publication shall be more than fifteen days prior to date of hearing.

NEW SECTION. Sec. 6. Any person, owner or reputed owner having any interest in any property against which the board of county commissioners seeks to make a protection and service charge under this chapter, may object thereto. All such objections must be in writing and filed with the board of county commissioners before the hearing is commenced upon the roll containing such properties and must state clearly the grounds of such objection. Objections not made within this time and in this manner shall be deemed conclusively to have been waived.

NEW SECTION. Sec. 7. The board of county commissioners may at any time reexamine the properties on any roll, and upon receipt of a petition from the board of supervisors of the district or the written request of a property owner shall do so. If it is found that the condition of such property or properties has changed so that such property should be eliminated from any rolls on file, or the valuation against which millage is levied should be lowered, it shall so determine and enter an order adjusting the val-

uation as to such properties and shall certify and file a copy thereof with the treasurer of the county wherein the property is situated, and the treasurer shall alter and change the existing rolls accordingly. Valuations may be revised periodically to reflect changes in real property valuations by the county assessor.

NEW SECTION. Sec. 8. The roll approved and certified to the county officers by the board of county commissioners as in this chapter provided shall constitute the valuations of land, buildings and improvements furnished protection and services by the systems of the district against which valuation millage shall be levied and collected annually in the same manner as general taxes for the continuing operations of the district and its systems. The valuations on said roll shall be subject to adjustment from time to time in the manner provided in section 7 of this chapter.

The board of county commissioners shall hold a hearing on such adjustments at the county seat at the time of equalization of real property assessments for the purpose of considering written objections to any revision of valuations filed at least ten days prior to the hearing and shall give published notice only of such hearing as provided in section 5 of this chapter.

NEW SECTION. Sec. 9. Wherever any roll shall have been adopted by the board of county commissioners, the regularity, validity and correctness of the proceedings relating thereto shall be conclusive upon all parties, and it cannot in any manner be contested or questioned in any proceeding whatsoever by any person not filing written objections to the roll as provided in section 6 of this chapter and appealing from the action of said board in confirming the roll in the manner and within the time in this chapter provided. No proceeding of any kind, except proceedings had throughout the process of appeal as in this chapter provided, shall be commenced or prosecuted or may be maintained, for the purpose of defeating or contesting any assessment or charge made through levies under this chapter, or the sale of any property to pay such charges: *Provided*, That suit in injunction may be brought to prevent collection of charges of assessments or sale of property thereunder upon the following grounds and no other:

(1) That the property charged or about to be sold does not appear upon the district roll, or

(2) The charge has been paid.

NEW SECTION. Sec. 10. The decision of the board of county commissioners upon any objection made within the time and in the manner prescribed may be reviewed by the superior court of the county wherein the property in question is located, upon appeal thereto taken in the following manner: Any person aggrieved must file his petition for writ of review with the clerk of the superior court wherein the property is located within ten days after the roll affecting such aggrieved party was adopted by resolution, and serve a copy thereof upon the county treasurer. The petition shall describe the property in question, shall set forth the written objections which were made to the decision, and the date of filing of such objections, and shall be signed by such party or someone in his behalf. The court shall forthwith grant such petition if correct as to form and filed in accordance with this chapter.

NEW SECTION. Sec. 11. Within ten days from the filing of such petition for review, the county treasurer, unless the court shall grant additional time, shall file with the clerk of the superior court its certified transcript containing such portion of the roll as is subject to review, any written objections thereto filed with the board by the person reviewing before the roll was adopted, and a copy of the resolution adopting the roll.

NEW SECTION. Sec. 12. The county clerk shall charge the same filing fees for petitions for review as in civil actions. At the time of the filing of such a petition with the clerk, the appellant shall execute and file a bond in the penal sum of two hundred dollars, with at least two sureties, to be approved by the judge of the court, conditioned upon his prosecuting his appeal without delay and to guarantee all costs which may be assessed against him by reason of such review. The court shall, on motion of either party to the cause, with notice to the other party, set the cause for trial at the earliest time available to the court, fixing a date for hearing and trial without a jury. The cause shall have preference over all civil actions pending in the court except eminent domain and forcible entry and detainer proceedings.

NEW SECTION. Sec. 13. At the trial the court shall determine whether the board of county commissioners has acted within its discretion and has correctly construed and applied the law. If it finds that it has, the finding of the board shall be affirmed; otherwise it shall be reversed or modified. The judgment of the court may change,

confirm, correct, or modify the values of the property in question as shown upon the roll, and a certified copy thereof shall be filed with the county treasurer, who shall change, modify, or correct the roll as and if required by the judgment.

NEW SECTION. Sec. 14. An appeal shall lie to the supreme court from the superior court as in other civil cases: *Provided*, That such appeal must be taken within fifteen days after the date of entry of the judgment of the superior court. The supreme court may change, conform, correct, or modify the values of the property in question as shown upon the roll. A certified copy of any judgment of the supreme court shall be filed with the county treasurer having custody of such roll, who shall thereupon change, modify, or correct such roll in accordance with such judgment as and if required.

NEW SECTION. Sec. 15. The millage levies collected from time to time under this chapter are solely assessments for benefits received continuously by the protected properties, calculated in the manner specified in this chapter as a just and equitable way for all protected property to share the expense of such required protection and services.

NEW SECTION. Sec. 16. The board of any improvement district proceeding under this chapter shall, on or before the first day of September of each year, make an estimate of the costs reasonably anticipated to be required for the effective functioning of the district during the ensuing year and until further revenue therefor can be made available, and shall cause its chairman or secretary to file the same with the board of county commissioners of the county containing the district and other benefited area. The board of county commissioners shall, on or before the first Monday in October next ensuing, certify the amount of the district's estimate, or such amount as it shall deem advisable, to the county treasurer. The amount so certified shall be applied by the regular taxing agencies against the benefit valuation of lands, buildings and improvements as shown by the then current complete roll of such properties certified to and filed with such county treasurer by the board of county commissioners. When thus levied, the amount of assessment produced thereby shall be added by the general taxing authorities to the general taxes against said lands and collected therewith as a part thereof. If unpaid, any delinquencies in such assessments shall bear interest at the same rate and in the same manner as general taxes and they shall be included in and be made a part of any general tax foreclosure proceedings, according to the provisions of law with relation to such foreclosures. As assessment collections are made, the county treasurer shall credit the same to the funds of the district.

NEW SECTION. Sec. 17. In the case of an emergency or disaster occurring after the time of making the annual estimate of costs, declared to be such by resolution of the board, the board of the district may incur additional obligations and issue valid warrants therefor in excess of such estimate, in the manner provided by law for issuance of warrants by districts and the servicing thereof. All such warrants so issued shall be valid and legal obligations of the district and its taxable lands and improvements as shown upon the then current roll of the district filed with the county treasurer.

NEW SECTION. Sec. 18. Any diking, drainage, or sewerage improvement district operating under this chapter shall not use concurrently the processes provided for raising revenue for maintenance purposes under any other law: *Provided*, That any other method of raising such revenue provided by law may be used concurrently for the sole purpose of extinguishing indebtedness incurred before the district adopts the procedures of this chapter, and no funds raised hereunder shall be used to pay such prior indebtedness.

On page 1, line 1 of the title, strike "An Act relating to diking and drainage districts;" and insert: "An Act relating to diking, drainage, and sewerage improvement districts; prescribing a method to pay for maintenance costs of such districts; defining terms; providing for an assessment roll and levies; prescribing powers, duties and functions of the board of improvement districts and the boards of county commissioners in relation thereto; prescribing a method of review; adding a new chapter to Title 85 RCW;"

On motion of Senator Atwood, the rules were suspended, House Bill No. 866 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 866 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators McCutcheon, McMillan, Rasmussen, Redmon—4.

Excused: Senators Chytil, Lennart—2.

House Bill No. 866 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, March 7, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-EIGHTH DAY

MORNING SESSION

Senate Chamber,

Olympia, Washington, Tuesday, March 7, 1967.

The Senate was called to order at 10:00 a.m. by President Pro Tempore Henry.

The Secretary called the roll and announced to the President that all Senators were present except Senator Herr.

The Color Guard, consisting of Pages Dale Rowe, Color Bearer, and Karen Andersen, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Each day brings its new aspiration, Great God, and each night reveals how we did not live up to it. We seem to spend so much of our energy struggling for things that are here today and gone tomorrow. Touch us with a sense of that which endures, truth, beauty, goodness and holiness.

"Preserve us from being so ambitious for things that we miss. Our understanding of one another does not reach as far as our careless words or our blind vehemence.

"Keep, then, our indignation vivid against every wrong that twists or distorts human personality. Strengthen our wills and make sound our judgments in the tasks and duties of this day, O God. Amen."

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

The Secretary read:

SENATE RESOLUTION
1967 - 27

By Senators McCormack, Uhlman and Woodall:

Whereas, A large part of the code of criminal procedure, Title 10 RCW, originated in early territorial days and has not been revised in over one hundred years; and

Whereas, Society's views concerning criminal procedure have in many respects undergone material change since these laws were adopted; and

Whereas, The decisions of the United States Supreme Court relating to constitutional aspects of criminal procedure and particularly with regard to the rights of accused persons, have rendered obsolete many of our state criminal procedure statutes; and

Whereas, Portions of Title 10 RCW have been superseded in whole or in part by the rules of court; and

Whereas, It is essential that the code of criminal procedure of the state of Washington be rewritten and modernized;

Now, Therefore, Be It Resolved, by the Senate, That the judicial council is requested to modernize and recodify the code of criminal procedure, Title 10 RCW, and to report to the forty-first legislature their recommendations thereon.

On motion of Senator Uhlman, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

Engrossed House Bill No. 107:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Prescribing legal investments for the permanent common school fund (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Sam C. Guess, Harry B. Lewis, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 311:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Creating the electrical division and incorporating the mining safety division in the safety division in the department of labor and industries (reported by Committee on Labor and Social Security):

Recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 701:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Changing medical care assistance (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 716:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Creating a state system of community colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Sam C. Guess, Harry B. Lewis, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 820:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Establishing terms of state college trustees (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Sam C. Guess, Harry B. Lewis, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 6, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 208, have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

Martin J. Durkan
Fred H. Dore
Marshall A. Neill

House Members:

Robert F. Goldsworthy
Gerald L. Saling
Arlie U. DeJarnatt

On motion of Senator McCormack, the committee report was adopted and the Conference Committee on Engrossed House Bill No. 208 was granted the powers of Free Conference

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 76,
Senate Bill No. 284, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 43,
Engrossed Senate Bill No. 65,
Senate Bill No. 91,
Senate Bill No. 138,
Engrossed Senate Bill No. 156,
Engrossed Senate Bill No. 178,
Senate Bill No. 234,
Engrossed Senate Bill No. 241,
Engrossed Senate Bill No. 247,

Senate Bill No. 256,
 Substitute Senate Bill No. 283,
 Engrossed Senate Bill No. 320,
 Engrossed Senate Bill No. 366,
 Engrossed Senate Bill No. 371,
 Senate Bill No. 621,
 Engrossed Senate Joint Resolution No. 17, and the same are herewith transmitted.
 Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 6, 1967.

Mr. President:

The House has passed: House Bill No. 787,
 House Bill No. 815, and the same are herewith transmitted.
 Sidney Snyder, *Asst. Chief Clerk.*

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No 787, by Representatives Goldsworthy and Saling:

An Act relating to the publication of session laws of the state of Washington; making an appropriation; and declaring an emergency.
 Referred to Committee on Ways and Means.

House Bill No. 815, by Representatives Leland, Garrett and Cunningham:

An Act relating to public highways; amending section 47.10.706, chapter 13, Laws of 1961 and RCW 47.10.706; amending section 47.10.724, chapter 13, Laws of 1961 and RCW 47.10.724; repealing sections 1 through 11, chapter 163, Laws of 1965 extraordinary session and RCW 47.10.740 through 47.10.750; and making appropriations.

Referred to Committee on Highways.

SECOND READING OF BILLS

Initiative No. 32,

Prohibiting the export of logs removed from state-owned lands.

On motion of Senator Talley, Initiative No. 32 on second reading was made a special order of business for 3:30 p.m. today.

House Bill No. 86, by Representative Hawley (by Departmental request):

Amending inspection fees for imported oyster seed.

REPORT OF STANDING COMMITTEE

House Bill No. 86:

Senate Chamber,
 Olympia, Wash., February 16, 1967.

Amending inspection fees for imported oyster seed (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass with the following amendment:

On page 1, section 1, line 7, strike "[not to exceed six cents per case]" and insert "not to exceed [six] ten cents per case"

Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, John H. Stender, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendment was adopted.

On motion of Senator Rasmussen, the rules were suspended, House Bill

No. 86 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 86 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Twigg, Uhlman, Williams, Woodall—40.

Absent or not voting: Senators Connor, Herr, Lennart, McCormack, Neill, Ryder, Stender, Talley, Washington—9.

House Bill No. 86 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 88, by Committee on Natural Resources:

Amending authority to lease public lands for cultivation of shellfish.

The bill was read the second time by sections.

On motion of Senator Peterson (Ted), the rules were suspended, Substitute House Bill No. 88 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 88 and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 11.

Those voting yea were: Senators Atwood, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McMillan, Mardesich, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—38.

Absent or not voting: Senators Andersen, Bailey, Connor, Dore, Herr, Lennart, McCormack, McCutcheon, Marquardt, Neill, Pritchard—11.

Substitute House Bill No. 88, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 140, by Representatives Thompson, O'Dell and Jolly:

Protecting fish and wildlife resources.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 140 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 140 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—41.

Absent or not voting: Senators Connor, Herr, Lennart, McCormack, Peterson (Ted), Rasmussen, Ryder, Uhlman—8.

Engrossed House Bill No. 140, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 159, by Representatives Flanagan, Spanton and Kalich (by Departmental request):

Providing a penalty for failure to comply with conditions made part of approval of hydraulic project.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, House Bill No. 159 was advanced to third reading, the second reading, considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 159 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Guess, Herr, Lennart, McCormack—5.

House Bill No. 159, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 160, by Representatives Flanagan, Clocksin and Kink (by Departmental request):

Changing due date on catch fees to last day of the month.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, House Bill No. 160 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 160 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Durkan, Herr, Lennart, Pritchard—5.

House Bill No. 160, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 28, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Providing appropriations to state treasurer for operating expenses incurred in servicing of investments and outstanding indebtedness of state.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 28 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 28 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—43.

Absent or not voting: Senators Durkan, Herr, Keefe, Lennart, Pritchard, Washington—6.

House Bill No. 28, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 30, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Providing for daily remittance of moneys to state treasurer by state officers and agencies.

On motion of Senator Ryder, Engrossed House Bill No. 30 was ordered to retain its place on second reading immediately following consideration of House Bill No. 153.

MOTION

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE HOUSE AMENDMENTS TO SENATE BILLS

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill, No. 162 with the following amendments:

In line 1 of the title of the printed and engrossed bill, after the semicolon and before "amending" insert "amending section 3, chapter 35, Laws of 1945 and RCW 50.04.020; amending section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030;"

In line 9 of the title of the printed and engrossed bill, after the semicolon and before "amend-" insert "amending section 3, chapter 286, Laws of 1955 and RCW 50.20.030; amending section 73, chapter 35, Laws of 1945 as last amended by section 8, chapter 8, Laws of 1953 extraordinary session and RCW 50.20.050;"

In line 23 of the title of the printed and engrossed bill, after "RCW 50.32.140" and before the period insert "; and adding a new section to chapter 35, Laws of 1945 and to chapter 50.20 RCW"

On page 13 of the printed and engrossed bill, following section 14 add the following sections:

"Sec. 15. Section 3, chapter 35, Laws of 1945 and RCW 50.04.020 are each amended to read as follows:

"Base year", [means the last calendar year preceding the first day of the benefit year] *with respect to each individual, shall mean the first four of the last five completed calendar quarters immediately preceding the first day of the individual's benefit year.*

Sec. 16. Section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030 are each amended to read as follows:

"Benefit year", [means the period beginning with the first full calendar week in July and ending the following calendar year with the last calendar week beginning in June] *with respect to each individual, means the fifty-two consecutive week period beginning with the first day of the calendar week with respect to which the individual files an application for an initial determination and thereafter, the fifty-two consecutive week period beginning with the first day of the calendar week with respect to which the individual next files an application for an initial determination after the termination of his last preceding benefit year: Provided, However, That a benefit year is not established unless the determination shows the applicant to have met the wage and employment conditions fixed by law as the minimum for the receipt of benefits: Provided, Further, That the benefit year shall be deemed to be fifty-three weeks when at the expiration of fifty-two weeks the establishment of a new benefit year would result in the use of a quarter in the new base year that had been included in a prior base year.*

Sec. 17. Section 3, chapter 286, Laws of 1955 and RCW 50.20.030 are each amended to read as follows:

A [pregnant] woman [shall be presumed to be unable to work and unavailable for work if she left her most recent work voluntarily] *who leaves work voluntarily because of pregnancy shall be ineligible for benefits during the period of her pregnancy: Provided, However, That in any event a pregnant woman shall be ineligible to receive benefits for any calendar week during the period beginning with the [tenth] seventeenth calendar week [before] immediately preceding the expected date of confinement, as determined by a doctor, and extending through the [fourth] sixth calendar week immediately following the week in which childbirth occurs.*

Sec. 18. Section 73, chapter 35, Laws of 1945 as last amended by section 8, chapter 8, Laws of 1953 extraordinary session and RCW 50.20.050 are each amended to read as follows:

An individual who has left his most recent work voluntarily without good cause shall be disqualified for benefits commencing with the first day of [for] the calendar week in which he has [left work voluntarily without good cause and for the five calendar weeks which immediately follow such week] filed a claim for waiting period credit or benefits, and until he has obtained work and earned remuneration therefor of not less than his suspended weekly benefit amount in each of five weeks. Leaving work voluntarily shall not be considered to be without good cause when it is caused by the illness or disability of the claimant and the claimant took all reasonable precautions to protect his employment status by having promptly notified his employer as to the reason for his absence and by promptly requesting reemployment when he is again able to resume employment. Otherwise good cause shall exist only when attributable to the employer or employing unit.

NEW SECTION. Sec. 19. There is added to chapter 35, Laws of 1945 and to chapter 50.20 RCW a new section to read as follows:

Any payments which an individual has claimed, is receiving or has received under any government or private retirement or pension plan to which a base year employer of the individual has contributed on behalf of the individual shall be deemed compensation paid for personal services for the purpose of determining eligibility for and the amount of weekly benefits, but such payments shall not be considered wages subject to contribution under this title or shall such payments be considered in determining base year earnings of the individual: *Provided*, That in the event of retroactive retirement or pension payment covering a period in which the individual received benefits under the provisions of this title, the excess paid over the amount to which he would have been entitled had such retirement or pension payment been considered shall be recoverable under RCW 50.20.190: *Provided, However*, That any amounts which have been deducted from the weekly benefit amount by reason of the provisions of this section shall not be available for future benefits: *Provided, Further*, That no payments received on account of temporary or permanent disability rather than on account of age or length of service shall be considered compensation paid for personal services.

This section shall become effective with benefit years beginning after June 30, 1967.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 162 and asked the House to recede therefrom.

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 143 with the following amendments:

On page 2, section 2, line 7, of the printed and engrossed bill, after the period add a new paragraph as follows:

"Beneficial use" means, but its meaning shall not be limited to: Domestic water supplies; irrigation; fish, shellfish, game, and other aquatic life; recreation; industrial water supplies; generation of hydroelectric power; and navigation."

On page 3, section 5, line 3 of the printed and engrossed bill, after the semicolon, strike everything down to and including "six" on line 4 and insert:

"(6) the director of the department of agriculture; and

(7) five"

On page 4, section 9, beginning on line 33 of the printed and engrossed bill, strike "the" and insert "", and", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Hallauer, the Senate concurred in the first and third House amendments to Engrossed Senate Bill No. 143.

On motion of Senator Hallauer, the Senate refused to concur in the second House amendment to Engrossed Senate Bill No. 143 and asked the House to recede therefrom.

House of Representatives,
Olympia, Wash., March 6, 1967.

Mr. President:

The House has passed:

Senate Bill No. 311 with the following amendments:

On page 1, section 1, line 19, after "district" and before "may" on line 20, strike "*which operates any utility works, plants or facilities*"

On page 1, section 1, beginning on line 22, after "month" strike all of the material down to and including "operations" on line 23, and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

On motion of Senator Washington, the Senate concurred in the House amendments to Senate Bill No. 311.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 311, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; nays, 5; absent or not voting, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Those voting nay were: Senators Gissberg, Hallauer, Metcalf, Redmon—5.

Absent or not voting: Senators Herr, Herrmann, Lennart, Twigg—4.

Senate Bill No. 311, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

SECOND READING OF BILLS

House Bill No. 151, by Representatives Newschwander, Kink and Swayze, Jr. (by Departmental request):

Increasing amount of wages earned prior to death which employer may pay to survivors of deceased employee.

REPORT OF STANDING COMMITTEE

House Bill No. 151:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Increasing amount of wages earned prior to death which employer may pay to survivors of deceased employee (reported by Committee on Labor and Social Security):

Recommends that it do pass with the following amendment:

On line 15 after "decendent" and before "employer" strike ". The" and insert "[. The]: *Provided, However, That if by virtue of a community property agreement between the decedent and the surviving spouse, which meets the requirements of RCW 26.16.120, the right to such indebtedness became the sole property of the surviving spouse upon the death of the decedent, the employer shall pay to the surviving spouse the total of such indebtedness or that portion which is governed by the community*

property agreement upon presentation of said agreement accompanied by affidavit of the surviving spouse stating that such agreement was executed in good faith between the parties thereto and had not been rescinded by the parties prior to the death of the decedent: Provided Further, That in all cases the"

A. L. Rasmussen, Chairman.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendment was adopted.

On motion of Senator Freise, the rules were suspended, House Bill No. 151 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 151 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Foley, Greive, Herr, Lennart—4.

House Bill No. 151 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, Senator Herr was excused.

House Bill No. 153, by Representatives Newschwander, Kink and Swayze, Jr. (by Departmental request):

Authorizing use of physical facilities of department of institutions by schools.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 153 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 153 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams—41.

Absent or not voting: Senators Connor, Cooney, Dore, Lennart, McCormack, Washington, Woodall—7.

Excused: Senator Herr—1.

House Bill No. 153, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 30, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Providing for daily remittance of moneys to state treasurer by state officers and agencies.

The bill was read the second time by sections.

It was moved by Senator Ryder that the following amendment be adopted:

On page 1, section 1, line 13 of the printed bill, being line 14 of the engrossed bill, after "statement]" insert "": *Provided, That the state treasurer may in his discretion grant exceptions where such daily transfers would not be administratively practical or feasible"*

On motion of Senator McCutcheon, Engrossed House Bill No. 30 on second reading was made a special order of business for 3:15 p.m. today.

House Bill No. 158, by Representatives Mahaffey, Kirk and Newschwander (by Departmental request):

Amending law providing for chaplains at state institutions.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 158 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 158 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Dore, Hallauer, Lennart, McCutcheon, Morgan—5.

Excused: Senator Herr—1.

House Bill No. 158, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 511, by Representatives Newschwander, Jueling and Litchman (by Departmental request):

Adopting the interstate agreement on criminal detainers.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 511 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 511 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Dore, Durkan—2.

Excused: Senator Herr—1.

Engrossed House Bill No. 511, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator McCutcheon that the Senate immediately resume consideration of Engrossed House Bill No. 30.

Engrossed House Bill No. 30, by Representatives O'Brien, Wolf and Cunningham (by State Treasurer request):

Providing for daily remittance of moneys to state treasurer by state officers and agencies.

The Senate resumed consideration of the amendment proposed by Senator Ryder.

Debate ensued.

The motion was carried and the amendment by Senator Ryder was adopted.

On motion of Senator Ryder, the rules were suspended, Engrossed House Bill No. 30 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 30 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmus-

sen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Connor, McCormack—2.

Excused: Senator Herr—1.

Engrossed House Bill No. 30 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator McCutcheon, Engrossed House Bill No. 30 was ordered immediately transmitted to the House.

Engrossed House Bill No. 223, by Representatives Beck, Walgren and Humiston:

Authorizing investment of funds in custody of county treasurer.

The bill was read the second time by sections.

It was moved by Senator Ryder that the following amendment be adopted:

On page 2, section 1, line 11, after "government." strike "The interest or other from such investments shall be deposited in the current expense fund of the county and may be used for general county purposes." and insert "Five percent of the interest or earnings, with an annual minimum of ten dollars or annual maximum of fifty dollars, on any transactions authorized by each order of the county finance committee shall be paid as an investment service fee to the office of county treasurer when the interest or earnings become available to the municipal corporation."

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 223 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 223, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Lennart, McCutcheon, Redmon, Twigg—4.

Excused: Senator Herr—1.

Engrossed House Bill No. 223, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 477, by Representatives Adams, Grant and Connor (by Departmental request):

Providing certain changes in industrial insurance law.

On motion of Senator Greive, Engrossed House Bill No. 477 was ordered to retain its place at the beginning of this afternoon's second reading calendar.

Engrossed House Bill No. 69, by Representatives Flanagan, Spanton and Bozarth (By Departmental request):

Authorizing loans to reclamation districts.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 69 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 69, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Lennart, McCutcheon, Stender, Twigg—4.

Excused: Senator Herr—1.

Engrossed House Bill No. 69, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 174, by Representatives O'Dell, Smythe and Thompson:

Transferring water resource funds.

The bill was read the second time by sections.

On motion of Senator Hallauer, the rules were suspended, Engrossed House Bill No. 174 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 174 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Lennart, McCutcheon, Stender—3.

Excused: Senator Herr—1.

Engrossed House Bill No. 174, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 307, by Representatives Jolly, Flanagan and Newhouse:
Establishing water master districts.

The bill was read the second time by sections.

On motion of Senator Hallauer, the rules were suspended, House Bill No. 307 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 307 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Lennart—1.

Excused: Senator Herr—1.

House Bill No. 307, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The Speaker has signed: House Bill No. 42,
House Bill No. 53,
House Bill No. 79,
House Bill No. 80,
House Bill No. 82,
House Bill No. 216,
House Bill No. 258, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 42,
House Bill No. 53,
House Bill No. 79,
House Bill No. 80,
House Bill No. 82,
House Bill No. 216, and House Bill No. 258.**

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

SECOND READING OF BILLS

Engrossed House Bill No. 369, by Representatives Newhouse, Flanagan and Jolly:

Providing that secretaries of irrigation districts shall collect assessments in certain cases.

The bill was read the second time by sections.

On motion of Senator Hallauer, the rules were suspended, Engrossed House Bill No. 369 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 369 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Lennart, McCutcheon, Peterson (Ted)—3.

Excused: Senator Herr—1.

Engrossed House Bill No. 369, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 554, by Representatives May and Beck:

Relating to the retirement system for first class cities.

The bill was read the second time by sections.

On motion of Senator Talley, the following amendments were adopted:

On page 10, line 17, add a new section to read as follows:

"Sec. 6. Section 4, chapter 69, Laws of 1955 and RCW 41.20.150 are each amended to read as follows:

Whenever any member affected by this chapter terminates his employment prior to the completion of twenty-five years of service he shall receive seventy-five percent of his contributions made after the effective date of this act and he shall not receive any contributions made prior thereto: *Provided, that in the case of any member who has completed twenty years of service, such member, upon termination for any cause, other than a felony conviction, shall have the option of electing, in lieu of recovery of his contributions as herein provided, to be classified as a vested member in accordance with the following provisions:*

(1) *Written notice of such election shall be filed with the board within thirty days after the effective date of such member's termination.*

(2) *During the period between the date of his termination and the date upon which he becomes a retired member as hereinafter provided, such vested member shall be entitled to all benefits available to retired members with the exception of the service retirement allowance as herein provided for.*

(3) *Any member electing to become a vested member shall be entitled at such time as he otherwise would have completed twenty-five years of service had he not*

terminated, to receive a service retirement allowance computed on the following basis: Two percent of the amount of salary at any time hereafter attached to the position held by the vested member for the year preceding the date of his termination, for each year of service rendered prior to the date of his termination. At such time the vested member shall be regarded as a retired member and, in addition to the retirement allowance herein provided for, shall continue to be entitled to all such other benefits as are by this 1967 amendatory act made available to retired members.

(4) The provisions of this 1967 amendatory act shall be applicable to all members employed on the date of enactment thereof, and to those who shall thereafter become members, but shall not apply to any former member who has terminated his employment prior to the effective date of this 1967 amendatory act."

On page 1, line 1 of the title, after "corporations;" insert "amending section 4, chapter 69, Laws of 1955 and RCW 41.20.150;"

On motion of Senator Rasmussen, the rules were suspended, House Bill No. 554 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 554 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 35; nays, 7; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Washington—35.

Those voting nay were: Senators Guess, Lewis, Pritchard, Twigg, Uhlman, Williams, Woodall—7.

Absent or not voting: Senators Dore, Hallauer, Lennart, McCutcheon, McMillan, Redmon—6.

Excused: Senator Herr—1.

House Bill No. 554 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 516, by Representatives Cunningham, Barden and Marzano (by Departmental request):

Permitting allowable number of registered voters in precinct to depend on method of voting therein.

The bill was read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

On page 2, line 24 of the printed bill, being line 17 of the engrossed bill, add ten new sections to the bill to be known as sections 2 - 11 as follows:

"NEW SECTION. Section 2. As used in this chapter "new resident" means a person qualified to vote for presidential and vice-presidential electors as provided by this chapter and authorized by Article VI, section 1A of the state constitution.

NEW SECTION. Sec. 3. A new resident who moves into the state of Washington less than one year from an approaching presidential election and intends to make this state his permanent residence shall be entitled to vote for presidential and vice-presidential electors or for the office of president and vice president of the United States, as the case may be, but no other office, provided he meets the following qualifications:

(1) He possesses the qualifications required of other voters as contained in Article VI, section 1 of the state constitution except as to residence;

- (2) He is not excluded from suffrage under any other provision of law;
- (3) He is unable to vote for presidential and vice-presidential electors in the state of his former residence; and
- (4) He has followed the voting procedure as hereinafter in this chapter provided.

NEW SECTION. Sec. 4. All voting as provided by this chapter shall be by mail through the use of a special ballot issued by the secretary of state.

Insofar as applicable, the voting procedure for a new resident to cast a special presidential ballot shall be substantially the same as for civilian absentee voting as provided in chapter 29.36 RCW but the secretary of state shall make such revisions that are necessary to carry out the purpose of this chapter, including but not limited to, the following:

- (1) A new resident must execute an official application form as prescribed by section 4 of this act, as a prerequisite to obtaining a ballot;
- (2) All such signed application forms must be received by the secretary of state no later than the day prior to the election concerned. In order to be valid, all ballots must be voted and postmarked no later than the day of the election and received by the secretary of state no later than the fifteenth day following the election;
- (3) The state canvassing board as prescribed in RCW 29.62.100 shall perform the preliminary tasks and be responsible for the count of the special presidential ballots in the same manner as the county canvassing board performs in the count of absentee ballots as provided in chapter 29.36 RCW. In the event any member of the state canvassing board cannot appear in person, his assistant or deputy may serve in his place;
- (4) The actual count of the special presidential ballots shall be done by teams, each consisting of four persons, and equally representing each major political party as provided by RCW 29.54.043. The secretary of state shall determine the number of such counting teams to be used and shall employ such persons as needed from lists of names submitted by the state chairman of each major political party. The compensation of such persons shall be the same as those employed by the Thurston county canvassing board to count absentee ballots; and
- (5) The tallying of the special presidential ballot shall be by county and upon the conclusion and certification of such count, the appropriate election figures shall be added to the vote cast on the position of president as reported to the secretary of state by each county auditor. Such adjusted totals shall then constitute the official election returns of the respective counties.

NEW SECTION. Sec. 5. The official application form to be used by a new resident desiring to vote shall be issued by the secretary of state. It shall be of a distinctive color and shall be substantially as follows:

APPLICATION FOR A SPECIAL PRESIDENTIAL BALLOT

I do solemnly swear (or affirm) under penalty as set forth in RCW 29.36.110 (see below), that I am a citizen of the United States; that I will be at least twenty-one (21) years of age on the day of the approaching presidential election; that I am able to read and speak the English language; that I intend to make the state of Washington my permanent residence, that I have resided in this state for less than one year but will have resided here for at least sixty (60) days immediately preceding the approaching presidential election.

I further swear that I do not qualify to vote for presidential and vice-presidential electors in the state of my former residence and will not vote any other ballot of the state of Washington or of any other state at this election; that my last voting address before entering the state of Washington was:

.....
 (Street) (City) (County) (State)

I hereby make application for a special presidential ballot to vote for presidential and vice-presidential electors only at the approaching presidential election and request that such ballot be sent to the following address:

.....
 (Street) (City)

.....
 (Print name for positive identification) (Signature)

PENALTY PROVISION

Any person who violates any of the provisions, relating to swearing and voting, shall be guilty of a felony and shall be punished by imprisonment for not more than

five years or a fine of not more than five thousand dollars, or by both such fine and imprisonment.

A supply of the above described application forms shall be distributed at least three months prior to the election concerned by the secretary of state to each city and town clerk, county auditor, county chairman of each political party, and to all other persons or organizations requesting the same.

NEW SECTION. Sec. 6. The wording of the voter's affidavit appearing upon the pre-addressed return envelope shall be substantially the same as the wording of the official application as contained in section 4 of this act.

Such declaration properly executed is hereby declared to be a full and complete temporary registration of the new resident concerned but only for the purposes of this chapter and the election for which it is submitted.

NEW SECTION. Sec. 7. The signed applications of the new residents received by the secretary of state shall be available for public inspection under such reasonable rules and regulations as may be prescribed therefor.

NEW SECTION. Sec. 8. The secretary of state shall be responsible for furnishing all election supplies necessary to carry out the purposes of this chapter, including but not limited to ballots, envelopes, voting instructions and application forms.

The ballots shall be patterned after the absentee ballots, including arrangement of political party columns, as issued by the respective county auditors for the same election, except that only the presidential and vice-presidential offices shall appear upon the special presidential ballots.

The sets of envelopes used for mailing such ballots shall be patterned after the envelopes as provided by RCW 29.36.030 for the voting of absentee ballots.

The secretary of state shall determine the size of envelopes, dimensions of ballots and voting instructions, and may revise the wording of forms and affidavits whenever in his judgment such changes shall best serve the voting procedure for new residents.

NEW SECTION. Sec. 9. The secretary of state as chief election officer may make such rules and regulations as will facilitate the operation, accomplishment and purpose of sections 1 through 7 of this act.

NEW SECTION. Sec. 10. Sections 1 through 7 of this act shall constitute a new chapter and be added to chapter 9, Laws of 1965 and Title 29 RCW.

NEW SECTION. Sec. 11. There is hereby appropriated out of the general fund for the biennium ending June 30, 1969, the sum of twelve thousand five hundred dollars, or so much thereof as may be necessary, to the secretary of state for the purpose of carrying out the provisions of sections 1 through 7 of this act.

On page 1, line 2 of the title, after "RCW 29.04.040" insert "; and establishing a procedure for new residents to vote a special ballot limited to the offices of president and vice president; adding a new chapter to chapter 9, Laws of 1965 and to Title 29 RCW; and making an appropriation"

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 516 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage. Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 516 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 37; nays, 8; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Talley, Uhlman, Williams, Woodall—37.

Those voting nay were: Senators Foley, Gissberg, Hallauer, McCormack, Metcalf, Ridder, Stender, Washington—8.

Absent or not voting: Senators Atwood, Pritchard, Twigg—3.

Excused: Senator Herr—1.

Engrossed House Bill No. 516 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 617, by Committee on State Government:

Relating to the challenging of registered voters.

On motion of Senator Uhlman, Substitute House Bill No. 617 was ordered to retain its place on the second reading calendar for this afternoon.

Engrossed House Bill No. 74, by Representatives Harris, Bottiger and Kopet (by Legislative Council request):

Prohibiting shortweighting on goods.

On motion of Senator Woodall, Engrossed House Bill No. 74 was ordered to retain its place on the second reading calendar immediately following consideration of House Bill No. 1.

The President Pro Tempore declared the Senate to be at ease.

The President Pro Tempore called the Senate to order at 12:20 p.m.

There being no objection the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 7, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 43, Substitute Senate Bill No. 65,

Senate Bill No. 91,

Senate Bill No. 138,

Senate Bill No. 156,

Senate Bill No. 178,

Senate Bill No. 234,

Senate Bill No. 241,

Senate Bill No. 247,

Senate Bill No. 256,

Substitute Senate Bill No. 283,

Senate Bill No. 320,

Senate Bill No. 366,

Senate Bill No. 371,

Senate Bill No. 621,

Senate Joint Resolution No. 17, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill, Perry B. Woodall.

House Bill No. 787:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Making an appropriation for temporary publication and proofreading of bound volume (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Fred H. Dore, Frank W. Foley, R. R. Bob Greive, Wilbur G. Hallauer, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

MOTION

It was moved by Senator Greive that Initiative No. 32 and Engrossed House Bill No. 596 on second reading be made a special order of business, in that order, for 9:00 p.m. this evening.

The motion was carried.

Senators Greive, Sandison and Bailey demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SECOND READING OF BILLS

Substitute House Bill No. 617, by Committee on State Government:

Relating to the challenging of registered voters.

The bill was read the second time by sections.

It was moved by Senator Metcalf that the following amendment be adopted:

On page 1, section 1, line 13 after "vote" and before the colon, insert ", and if such person indicates that his residence address is not in the precinct in which he is registered as a voter he shall not be qualified to vote at said election or primary or any other election or primary until he registers as a voter in the precinct in which he resides."

It was moved by Senator Henry that the amendment be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Rasmussen, Uhlman, Metcalf, Sandison, Henry, Dore, Connor, Herrmann and Donohue.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment was laid upon the table by the following vote: Yeas, 33; nays, 16.

Those voting yea were: Senators Andersen, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—33.

Those voting nay were: Senators Atwood, Canfield, Freise, Guess, Lennart,

Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Twigg, Williams, Woodall—16.

On motion of Senator Uhlman, the rules were suspended, Substitute House Bill No. 617 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 617 and the bill passed the Senate by the following vote: Yeas, 32; nays, 17.

Those voting yea were: Senators Andersen, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—32.

Those voting nay were: Senators Atwood, Canfield, Chytil, Freise, Guess, Lennart, Lewis, McMillan, Marquardt, Metcalf, Neill, Peterson (Ted), Redmon, Ryder, Twigg, Williams, Woodall—17.

Substitute House Bill No. 617, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 43,
Senate Bill No. 65,
Senate Bill No. 91,
Senate Bill No. 138,
Senate Bill No. 156,
Senate Bill No. 178,
Senate Bill No. 234,
Senate Bill No. 241,
Senate Bill No. 247,
Senate Bill No. 256,
Substitute Senate Bill No. 283,
Senate Bill No. 320,
Senate Bill No. 366,
Senate Bill No. 371,
Senate Bill No. 621,
Senate Joint Resolution No. 17.**

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Senate Bill No. 133, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 7, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 133, have had the same under consideration, and we report that we are unable to agree and request the powers of free conference.

Senate Members:

Joel M. Pritchard
August P. Mardesich
Don L. Talley

House Members:

Homer Humiston
Dick J. Kink
Jonathan Whetzel

On motion of Senator Greive, the Conference Committee report on Engrossed Senate Bill No. 133 was adopted and the committee was granted the powers of free conference.

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

SECOND READING OF BILLS

Engrossed House Bill No. 477, by Representatives Adams, Grant and Connor (by Departmental request):

Providing certain changes in industrial insurance law.

The bill was read the second time by sections.

On motion of Senator Greive, the following amendment by Senators Sandison, Bailey and Rasmussen was adopted:

On page 13 of the printed and engrossed bills, following section 13, add the following two new sections:

"Sec. 14. Section 51.08.030, chapter 23, Laws of 1961 and RCW 51.08.030 are each amended to read as follows:

"Child" means every natural born child, posthumous child, stepchild, child legally adopted prior to the injury, and illegitimate child legitimated prior to the injury, all while under the age of eighteen years, or under the age of twenty-one years while still attending school as a full time student and over the age of eighteen years if the child is a dependent invalid child.

Sec. 15. Section 51.32.005, chapter 23, Laws of 1961 and RCW 51.32.005 are each amended to read as follows:

The term "child" whenever used in this chapter means every natural born child, posthumous child, stepchild, child legally adopted prior to the injury, and illegitimate child legitimated prior to the injury, all while under the age of eighteen years, or under the age of twenty-one years while still attending school as a full time student and over the age of eighteen years if the child is a dependent invalid child."

On motion of Senator Freise, the following amendment was adopted:

On page 13 of the engrossed and printed bills, following section 13, add a new section as follows:

"Sec. 14. Section 51.24.010, chapter 23, Laws of 1961 as last amended by section 7, chapter 274, Laws of 1961 and RCW 51.24.010 are each amended to read as follows:

If the injury to a workman is due to negligence or wrong of another not in the same employ, the injured workman or, if death results from the injury, his widow, children, or dependents, as the case may be, shall elect whether to take under this title or seek a remedy against such other, such election to be in advance of any suit under this section and, if he takes under this title, the cause of action against such other shall be assigned to the state for the benefit of the accident fund and the medical aid fund; if the other choice is made, the accident fund and the medical aid fund shall contribute only the deficiency, if any, between the amount of recovery against such third person actually collected and the compensation provided or estimated by this title for such case: *Provided, That where equipment is time-rented by an employer on an operated basis (with operator and crew only) to perform work for another employer covered under this title, said operator and crewmen, while so engaged and for the purposes of this section, shall each be deemed to be a workman in the same employ of both*

his regular employer and his temporary employer who directs the work and the workmen of both, regardless of whether or not such workman is legally a borrowed servant, and regardless of which employer in fact handles his payroll and premiums: Provided, Further, That the injured workman or if death results from his injury, his widow, children or dependents as the case may be, electing to seek a remedy against such other person, shall receive benefits payable under this title as if such election had not been made, and the department for the benefit of the accident fund and the medical aid fund to the extent of such payments having been made by the department to the injured workman or if death results from his injury, his widow, children or dependents as the case may be shall be subrogated to the rights of such person or persons against the recovery had from such third party and shall have a lien [thereupon] on the amount actually collected from such third party to the proportionate extent that the amount actually collected bears to the total amount which the person or persons are entitled to recover as determined by trial of the cause of action or court approved compromise and settlement. Any such cause of action assigned to the state may be prosecuted or compromised by the department in its discretion in the name of the workman, beneficiaries, or legal representative. Any compromise by the workman of any such suit, which would leave a deficiency to be made good out of the accident fund or the medical aid fund may be made only with the written approval of the department. If such approval is not obtained, claim for the deficiency will be deemed to have been waived.

In any action brought under this section wherein recovery is made by compromise and settlement or otherwise, the amount to be repaid to the state of Washington as a result of said action shall bear its proportionate share of attorney's fees and costs incurred by the injured workman or his widow, children, or dependents, as the case may be, and the court shall approve the amount of attorney's fees."

It was moved by Senator Greive that the following amendment by Senators Bailey, Greive, Keefe and Rasmussen be adopted:

Following section 13 of the bill, add:

"Sec. 14. Section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 extraordinary session, and RCW 51.32.070 are each amended to read as follows:

Notwithstanding any other provision of law, every widow or invalid widower receiving a pension under this title shall, after July 1, [1965] 1967, be paid one hundred [twenty five] forty dollars per month, and every permanently totally disabled workman receiving a pension under this title shall, after such date, be paid one hundred [sixty-five] eight-five dollars per month, and one hundred fifteen dollars per month additional in cases requiring the services of an attendant, if unmarried at the time his injury occurred; [one hundred ninety] two hundred fifteen dollars per month, and one hundred fifteen dollars per month additional in cases requiring the services of an attendant, if he or she has a wife or invalid husband; and one hundred [fifty-five] seventy-five dollars per month, in addition to any amount now or hereafter allowed in cases requiring the services of an attendant, if the husband is not an invalid and the husband and wife are living together as such.

No part of such additional payments shall be payable from the accident fund or be charged against any class under the industrial insurance law.

The director shall pay monthly to every such widow, invalid widower, and totally disabled workman from the funds appropriated by the legislature such an amount as will, when added to the pensions they are presently receiving, exclusive of amounts received for children or dependents or attendants, equal the amounts hereinabove specified.

In cases where money has been or shall be advanced to any such person from the pension reserve, the additional amount to be paid to him or her under this section shall be reduced by the amount of monthly pension which was or is predicated upon such advanced portion of the pension reserve.

The legislature shall make biennial appropriations to carry out the purposes of this section.

NEW SECTION. Sec. 15. There is added to chapter 23, Laws of 1961 and to chapter 51.32 RCW a new section to read as follows:

Notwithstanding any other provision of law, every injured workman receiving temporary total disability compensation under this title, shall after July 1, 1967, be paid:

- (1) If single \$185.00 per month; or
- (2) If married with wife or invalid husband, and
 - (a) no children \$215.00 per month
 - (b) one child \$252.00 " "
 - (c) two children \$283.00 " "
 - (d) three children \$306.00 " "
 - (e) four children \$329.00 " "
 - (f) five or more children \$352.00 " " ; or
- (3) If married with able bodied husband, and
 - (a) no children \$175.00 per month
 - (b) one child \$212.00 " "
 - (c) two children \$243.00 " "
 - (d) three children \$266.00 " "
 - (e) four children \$289.00 " "
 - (f) five or more children \$312.00 " " ; or
- (4) If a widow or widower:
 - (a) with one child \$252.00 per month
 - (b) with two children \$283.00 " "
 - (c) with three children \$306.00 " "
 - (d) with four children \$329.00 " "
 - (e) with five or more children \$352.00 " "

No part of such additional payments shall be payable from the accident fund or be charged against any class under the industrial insurance law.

The director shall pay monthly to every such temporarily totally disabled workman from the funds appropriated by the legislature such an amount as will, when added to the compensation they are presently receiving, equal the amounts hereinabove specified.

The legislature shall make biennial appropriations to carry out the purposes of this section.

Sec. 16. Section 6, chapter 148, Laws of 1963 and RCW 51.52.104 are each amended to read as follows:

After all evidence has been presented at hearings conducted by a hearing examiner, who shall be an active member of the Washington state bar association, the hearing examiner shall prepare a proposed or recommended decision and order which shall be in writing and shall contain findings and conclusions as to each contested issue of fact and law, as well as the order based thereon. The hearing examiner shall file the original of the proposed decision and order, signed by him, with the board, and copies thereof shall be mailed by the board to each party to the appeal and to his attorney of record. Within twenty days, or such further period as the board may allow on *written* application of a party *filed within said twenty days*, from the date of communication of the proposed decision and order to the parties or their attorneys of record, any party may file with the board a written [statement of exceptions to] *petition for review* of the same. Such [statement of exceptions] *petition for review* shall set forth in detail the grounds therefor and the party or parties filing the same shall be deemed to have waived all objections or irregularities not specifically set forth therein.

In the event no [statement of exceptions] *petition for review* is filed as provided herein by any party, the proposed decision and order of the hearing examiner shall be adopted by the board and become the decision and order of the board, and no appeal may be taken therefrom to the courts.

Sec. 17. Section 51.52.106; chapter 23, Laws of 1961 as last amended by section 4, chapter 165, Laws of 1965 extraordinary session and RCW 51.52.106 are each amended to read as follows:

After the filing of a [statement or statements of exceptions] *petition or petitions for review* as provided for in [RCW 51.52.104] *section 16 of this 1967 amendatory act*, the proposed decision and order of the hearing examiner, the *petition or petitions for review* and, in its discretion, the record or any part thereof, may be considered by the board and on agreement of at least two of the regular members thereof, the board may thereupon deny the *petition or petitions*. In such event all parties shall forthwith be notified in writing of said denial, and the hearing examiner's proposed decision and order shall thereupon be deemed to be the final decision and order of the board. In the event of a review, the [the record before the board] proposed decision and order, the *petition or petitions for review* and the record or any part thereof deemed necessary shall be considered by a panel of at least two of the members of the board, on which

not more than one industry and one labor member serve. The chairman may be a member of any panel. The decision and order of any such panel shall be the decision and order of the board. Every final decision and order rendered by the board shall be in writing and shall contain findings and conclusions as to each contested issue of fact and law, as well as the board's order based thereon. A copy of the decision and order, including the findings and conclusions, shall be mailed to each party to the appeal and to his attorney of record *within one hundred and twenty days from the date of expiration of the period for filing petitions for review. In the event that no such decision and order is mailed within said one hundred and twenty days, the hearing examiner's proposed decision and order shall be deemed to be the final decision and order of the board.*

Sec. 18. Section 51.52.110, chapter 23, Laws of 1961 and RCW 51.52.110 are each amended to read as follows:

Within thirty days after the final decision and order of the board upon such appeal has been communicated to such workman, beneficiary, employer or other person, or within thirty days after the appeal is deemed denied as herein provided, or *within thirty days after the proposed decision and order of the hearing examiner is deemed to be the final decision and order of the board as herein provided*, such workman, beneficiary, employer or other person aggrieved by the decision and order of the board may appeal to the superior court.

In cases involving injured workmen such appeal shall be to the superior court of the county of residence of the workman or beneficiary, as shown by the department's records, the superior court for Thurston county, or to the superior court of the county wherein the injury occurred. In all other cases, the appeal shall be to the superior court of Thurston county. Such appeal shall be perfected by filing with the clerk of the court a notice of appeal and by serving a copy thereof by mail, or personally, on the director and on the board. The department shall, within twenty days after the receipt of such notice of appeal, serve and file its notice of appearance and such appeal shall thereupon be deemed at issue. The board shall serve upon the appealing party, the director and any other party appearing at the board's proceeding, and file with the clerk of the court before trial, a certified copy of the board's official record which shall include the notice of appeal and other pleadings, testimony and exhibits, and the board's decision and order, which shall become the record in such case. No bond shall be required on appeals to the superior court or on appeals to the supreme court, except that an appeal by the employer from a decision and order of the board under RCW 51.48.070, shall be ineffectual unless, within five days following the service of notice thereof, a bond, with surety satisfactory to the court, shall be filed, conditioned to perform the judgment of the court. Except in the case last named an appeal shall not be a stay: *Provided, However*, That whenever the board has made any decision and order reversing an order of the supervisor of industrial insurance on questions of law or mandatory administrative actions of the director, the department shall have the right of appeal to the superior court.

Sec. 19. Section 51.52.130, chapter 23, Laws of 1961 and RCW 51.52.130 are each amended to read as follows:

If, on appeal to the court from the decision and order of the board, said decision and order is reversed or modified and additional relief is granted to a workman or beneficiary, or in cases where a party other than the workman or beneficiary is the appealing party and the workman's or beneficiary's right to relief is sustained by the court, a reasonable fee for the services of the workman's or beneficiary's attorney shall be fixed by the court. In fixing the fee the court shall take into consideration the fee or fees, if any, fixed by the director and the board for such attorney's services before the department and the board. If the court finds that the fee fixed by the director or by the board is inadequate for services performed before the department or board, or if the director or the board has fixed no fee for such services, then the court shall fix a fee for the attorney's services before the department, or the board, as the case may be, in addition to the fee fixed for the services in the court. If the decision and order of the board is reversed or modified and if the accident fund is affected by the litigation then the attorney's fee fixed by the court for services before the court only, and the fees of medical and other witnesses and the costs shall be [payable out of the administrative fund of the department] *paid and assessed by the department in the same manner as provided for those costs and expenses in RCW 51.52.150.*

Sec. 20. Section 51.52.132, chapter 23, Laws of 1961 as amended by section 2, chapter 63, Laws of 1965 extraordinary session and RCW 51.52.132 are each amended to read as follows:

Where the department pays the attorney's fee, or where the department, the board or the court, pursuant to RCW 51.52.120 or 51.52.130 fixes the attorney's fee, it shall be unlawful for an attorney to charge or receive any fee in excess [of that fixed by the department, board or the court] thereof. Any person who violates any provision of this section shall be guilty of a misdemeanor.

Sec. 21. Section 51.52.150, chapter 23, Laws of 1961 and RCW 51.52.150 are each amended to read as follows:

All expenses and costs incurred by the department for board and court appeals, including fees for medical and other witnesses, court reporter costs and attorney's fees, and all costs taxed against the department, shall be paid one-half out of the medical aid fund and one-half out of the accident fund and shall be assessed against the various employer classes.

NEW SECTION. Sec. 22. There is added to chapter 23, Laws of 1961 and to chapter 51.52 RCW a new section to read as follows:

An attorney engaged in the representation of a workman or beneficiary shall be entitled to attorney's fees which shall be paid by the department in addition to any award granted the workman or beneficiary, and shall be determined as follows:

(1) For services before the department or the board, a fee of twenty-five percent of the amount of temporary total disability and permanent partial disability compensation in immediate issue which is awarded and obtained by the attorney's services: *Provided*, That in cases of a pension award, such fee shall be either ten percent of the pension reserve as determined by the department, or four thousand dollars, whichever is less;

(2) For services before the superior court or supreme court, a fee of thirty percent of the amount of temporary total disability and permanent partial disability compensation in immediate issue which is awarded and obtained by the attorney's services: *Provided*, That in cases of a pension award, such fee shall be either ten percent of the pension reserve as determined by the department, or four thousand dollars, whichever is less;

(3) In cases where no increased compensation is obtained as prescribed in subsections (1) and (2), but which result in the department assuming responsibility for expenses of medical treatment, the attorney's fee shall be twenty-five percent of the amount of such expenses, both past and future, that are paid on behalf of the workman up to such time as the department next closes the claim or the expiration of one year from the date of the decision, order or judgment whereby the department assumed the responsibility for such expenses, whichever occurs first: *Provided*, That in no event shall such fee exceed the sum of one thousand dollars.

NEW SECTION. Sec. 23. There is added to chapter 23, Laws of 1961 and to chapter 51.52 RCW a new section to read as follows:

If, on appeal to the board or to the superior or supreme court, the order of the department is reversed or modified and additional relief is granted the workman or beneficiary, or in cases where a party other than the workman or beneficiary is the appealing party and the right of the workman or beneficiary to relief is sustained, the department shall pay to the workman or beneficiary, as costs, his witness fees, including those of medical witnesses, but not to exceed in total amount the sum of one hundred dollars. Such fees shall be paid by the department in addition to any award granted the workman or beneficiary.

NEW SECTION. Sec. 24. Sections 14 through 23 of this 1967 amendatory act shall take effect on July 1, 1967. The review procedure provided in sections 16 through 18 of this 1967 amendatory act shall apply to all appeals as provided for in chapter 51.52 RCW, but as to those appeals pending before the board on July 1, 1967, with respect to which there has been a proposed decision and order issued on which exceptions have been filed, the time for mailing a final decision and order shall be extended to one hundred and twenty days from July 1, 1967. The provisions of sections 22 and 23 of this 1967 amendatory act shall only apply to cases involving injuries occurring on or after July 1, 1967. The provisions of RCW 51.52.120 and 51.52.130 shall only apply to cases involving injuries which occurred prior to July 1, 1967."

Debate ensued.

POINT OF INQUIRY

Senator Ryder:

"Mr. President, will Senator Greive yield to a question:

"Senator Greive, you mentioned that there would be some approximately four million dollars as I add it up here—"

Senator Greive:

"\$3.9 million, yes."

Senator Ryder:

"That would be coming from the general fund?"

Senator Greive:

"Correct."

Senator Ryder:

"Is this something new in the industrial insurance program in this state?"

Senator Greive:

"The word, 'new,' is something that could be interpreted in many ways. Actually most of it, \$2.7 million is in a bill we passed earlier in the session and for which you voted. But as far as new, it is new in the sense we are raising them. We are doing the same thing for these people that we did for the old-time teachers, and the old-time firemen and the old-time everybody else. We are merely saying to the people who received their benefits and were frozen prior to a certain date that they should have the benefits of the act which was passed in 1965 or the last session."

Senator Ryder:

"One further question, Senator Greive:

"Is there any reason that you know of why this couldn't still come from the accident and medical fund?"

Senator Greive:

"Yes, there is a constitutional reason. It is the same reason you deal with the old-time firemen and policemen and in dealing with any of these particular groups, you have to take the money out of the general fund. Normally these particular funds have certain contractual obligations when they are contributed. Under the state, when people contributed, there were contractual obligations and we have a clause in our constitution that says that a gratuity cannot be given to anyone and that was amended not too long ago with a constitutional amendment that says it can be done but the increases have to come out of the general fund."

Debate ensued.

Senator Lennart:

"Mr. President:

"Would Senator Greive yield:

"Does this amendment include that definition of a child from eighteen years of age to twenty-one years of age? Is that part of the cost of the bill?"

Senator Greive:

"That is another \$500,000 and so if you added that particular part, it would then be \$6.7 million."

Senator Lennart:

"That's another amendment?"

Senator Greive:

"That's another amendment and when I gave my answer to Senator Ryder, I am awfully sorry but I inadvertently didn't realize I was talking about that particular portion of the bill."

Further debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Rasmussen, Talley, Donohue, Sandison, Stender, Durkan, McCutcheon and Bailey.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senators Bailey, Greive, Keefe and Rasmussen was adopted by the following vote: Yeas, 39; nays, 10.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—39.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Guess, Lewis, Neill, Redmon, Ryder, Williams—10.

On motion of Senator Rasmussen, the following amendment by Senators Bailey, Greive, Keefe and Rasmussen was adopted:

In line 12 of the title after ".040;" insert "amending section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 extraordinary session, and RCW 51.32.070; adding a new section to chapter 23, Laws of 1961 and to chapter 51.32 RCW;"

In line 21 of the title, strike the period and insert "amending section 6, chapter 148, Laws of 1963 and RCW 51.52.104; amending section 51.52.106, chapter 23, Laws of 1961 as last amended by section 4, chapter 165, Laws of 1965 extraordinary session and RCW 51.52.106; amending section 51.52.110, chapter 23, Laws of 1961 and RCW 51.52.110; amending section 51.52.130, chapter 23, Laws of 1961 and RCW 51.52.130; amending section 51.52.132, chapter 23, Laws of 1961 as amended by section 2, chapter 63, Laws of 1965 extraordinary session and RCW 51.52.132; amending section 51.52.150, chapter 23, Laws of 1961 and RCW 51.52.150; adding new sections to chapter 23, Laws of 1961 and to chapter 51.52 RCW; providing penalties; and providing an effective date."

On motion of Senator Freise, the following amendment to the title was adopted:

On page 1, line 21 of the title, after "51.48.070" and before the period insert: "; and amending section 51.24.010, chapter 23, Laws of 1961 as last amended by section 7, chapter 274, Laws of 1961 and RCW 51.24.010"

On motion of Senator Rasmussen, the following amendment by Senators Sandison, Bailey and Rasmussen to the title was adopted:

On page 1, line 21 of the title, between "RCW 51.48.070" and the period insert: "; amending sections 51.08.030 and 51.32.005, chapter 23, Laws of 1961 and RCW 51.08.030 and 51.32.005"

On motion of Senator Rasmussen, the rules were suspended, Engrossed House Bill No. 477 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 477 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 8.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—41.

Those voting nay were: Senators Andersen, Canfield, Faulk, Guess, Lewis, Pritchard, Redmon, Williams—8.

Engrossed House Bill No. 477 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 74, by Representatives Harris, Bottiger and Kopet (by Legislative Council request):

Prohibiting shortweighting on goods.

The bill was read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

Following Senator Woodall's amendment to page 2, line 16, which adds three new sections, add six new sections to read as follows:

"Sec. 7. Section 1, chapter 24, Laws of 1905 as last amended by section 1, chapter 227, Laws of 1957 and RCW 9.92.060 are each amended to read as follows:

Whenever any person shall be convicted of any crime except murder, burglary in the first degree, arson in the first degree, robbery, carnal knowledge of a female child under the age of ten years, or rape, the court may in its discretion, at the time of imposing sentence upon such person, direct that such sentence be stayed and suspended until otherwise ordered by such court, and that the sentenced person be placed under the charge of a parole or peace officer during the term of such suspension, upon such terms as the court may determine: *Provided*, That as a condition to suspension of sentence, the court may require the convicted person to make such monetary payments, on such terms as the court deems appropriate under the circumstances, as are necessary (1) to comply with any order of the court for the payment of family support, (2) to make restitution to any person or persons who may have suffered loss or damage by reason of the commission of the crime in question, and (3) to pay any fine imposed and not suspended and the court or other costs incurred in the prosecution of the case, including reimbursement of the state for costs of extradition if return to this state by extradition was required. In no case shall a sentence be suspended under the provisions of this section unless the [prisoner] *person* if sentenced to confinement in a penal institution be placed under the charge of a parole officer, who is a duly appointed and acting officer of the institution to which the person is sentenced: *Provided*, *That persons convicted in justice court may be placed under supervision of a probation officer employed for that purpose by the board of county commissioners of the county wherein the court is located.*

Sec. 8. Section 4, chapter 227, Laws of 1957 and RCW 9.95.210 are each amended to read as follows:

The court in granting probation, may suspend the imposing or the execution of the sentence and may direct that such suspension may continue for such period of time, not exceeding the maximum term of sentence, except as hereinafter set forth and upon such terms and conditions as it shall determine.

The court in the order granting probation and as a condition thereof, may in its discretion imprison the defendant in the county jail for a period not exceeding one year or may fine defendant any sum not exceeding one thousand dollars plus the costs of the action, and may in connection with such probation impose both imprisonment in the county jail and fine and court costs. The court may also require the defendant to make such monetary payments, on such terms as it deems appropriate under the circumstances, as are necessary (1) to comply with any order of the court for the payment of family support, (2) to make restitution to any person or persons who may have suffered loss or damage by reason of the commission of the crime in question, and (3) to pay such fine as may be imposed and court costs, including reimbursement of the state for costs of extradition if return to this state by extradition was required, and may require bonds for the faithful observance of any and all conditions imposed in the probation. The court shall order the probationer to report to the board of prison terms and paroles or such officer as the board may designate and as a condition of said probation to follow implicitly the instructions of the board of prison terms and paroles. The board of prison terms and paroles will promulgate rules and regulations for the conduct of such person during the term of his probation: *Provided*, *that for defendants found guilty in justice court, like functions as the board of prison terms*

and paroles performs in regard to probation may be performed by probation officers employed for that purpose by the board of county commissioners of the county wherein the court is located.

NEW SECTION. Sec. 9. Notwithstanding the provisions of chapter 72.01 RCW or any other provision of law, counties may engage in probation and parole services and employ personnel therefor under such terms and conditions as any such county shall so determine.

Sec. 10. Section 7, chapter 133, Laws of 1955 and RCW 9.95.060 are each amended to read as follows:

When a convicted person appeals from his conviction and is at liberty on bond pending the determination of the appeal by the supreme court, credit on his sentence will begin from the date [of the remittitur] such convicted person is returned to custody. The date of return to custody shall be certified to the department of institutions, the Washington state board of prison terms and paroles, and the prosecuting attorney of the county in which such convicted person was convicted and sentenced, by the sheriff of such county. If such convicted person does not appeal from his conviction, but is at liberty for a period of time subsequent to the signing of the judgment and sentence, or becomes a fugitive, credit on his sentence will begin from the date such convicted person is returned to custody. The date of return to custody shall be certified as provided in this section. In all other cases, credit on a sentence will begin from the date the judgment and sentence is signed by the court.

NEW SECTION. Sec. 11, Section 3, chapter 42, Laws of 1955 and RCW 9.95.061 are each repealed.

NEW SECTION. Sec. 12. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Renumber Sec. 4. to read "Sec. 12."

On motion of Senator Woodall, the following amendment was adopted:

On page 2, line 16, add three new sections as follows:

"Sec. 4. Section 147, page 124, Laws of 1854 as last amended by section 84, chapter 28, Laws of 1891, and RCW 10.82.030 are each amended to read as follows:

If any person ordered into custody until the fine and costs adjudged against him be paid shall not, within five days, pay, or cause the payment of the same to be made, the clerk of the court shall issue a warrant to the sheriff commanding him to imprison such defendant in the county jail until the amount of such fine and costs owing are paid [, or until he has been imprisoned in such jail one day for every three dollars of such fine and costs; but]. Execution may at any time issue against the property of the defendant [as in other cases] for that portion of such fine and costs not reduced by the application of this section. The amount of such fine and costs owing shall be the whole of such fine and costs reduced by the amount of any portion thereof paid, and ten dollars for every day the defendant performs labor as provided in section 2 of this 1967 amendatory act, and eight dollars for every day the defendant does not perform such labor while imprisoned.

Sec. 5. Section 151, page 124, Laws of 1854 as last amended by the second paragraph of section 1, page 38, Laws of 1883, and RCW 10.82.040 are each amended to read as follows:

When a defendant is committed to jail, on failure to pay any fines and costs, he shall, under the [order] supervision of the county sheriff and subject to the terms of any ordinances adopted by the county commissioners, be permitted to perform labor to [work out] reduce the amount owing of the fine and costs [, at the rate of two dollars per day, and in case he shall so work out the fine and costs, or in case he shall not be able to work, or the county commissioners fail to provide work, and he shall have been confined in the county jail one day for every two dollars of such fine and costs, no execution shall issue therefor, when any defendant is in the custody of the sheriff by virtue of a sentence of imprisonment in the county jail; and if there be no county jail in the county, he shall under the order of the county commissioners, cause such person to work his unexpired term of imprisonment in such manner as said county commissioners may direct].

Sec. 6. Section 176, page 261, Laws of 1854 as last amended by section 6, chapter 11, Laws of 1891, and RCW 10.04.110 are each amended to read as follows:

In all cases of conviction, unless otherwise provided in this chapter, the justice shall enter judgment for the fine and costs against the defendant, and may commit him to

jail [, to be placed at hard labor] until the [judgment is satisfied] amount of such fine and costs owing are paid, or the payment thereof be secured [,] as provided by RCW 10.14.120 [, and]. The amount of such fine and costs owing shall be computed as provided for superior court cases in sections 1 and 2 of this 1967 amendatory act. Further proceedings therein shall be had as in like cases in the superior court [, but the defendant shall not be imprisoned for a longer aggregate time than one day for every three dollars of the fine and costs; and a defendant who has been committed shall be discharged at any time upon payment of such part of the fine and costs as remains unpaid, after deducting from the whole amount any previous payment and three dollars for every day he has been imprisoned upon the commitment].

On motion of Senator Freise, the following amendment to the title was adopted:

In line 2 of the title of the engrossed bill, being line 3 of the printed bill, before "adding" insert "authorizing justice of the peace courts to defer imposition of sentence; granting counties power to employ probation officers;"

In line 3 of the title of the engrossed bill, being line 4 of the printed bill, after "9 RCW;" insert "amending section 1, chapter 24, Laws of 1905 as last amended by section 1, chapter 227, Laws of 1957 and RCW 9.92.060; amending section 4, chapter 227, Laws of 1957 and RCW 9.95.210; amending section 7, chapter 133, Laws of 1955, and RCW 9.95.060; and repealing section 3, chapter 42, Laws of 1955, and RCW 9.95.061; declaring an emergency;"

On motion of Senator Woodall, the following amendments to the title were adopted:

Following Senator Freise's amendment to line 2 of the title of the engrossed bill, being line 3 of the printed bill, before "adding" insert "establishing credit for time served in jails;"

In line 3 of the engrossed bill, being line 4 of the printed bill, after "9 RCW;" insert "amending section 176, page 261, Laws of 1854 as last amended by section 6, chapter 11, Laws of 1891, and RCW 10.04.110; amending section 147, page 124, Laws of 1854 as last amended by section 84, chapter 28, Laws of 1891, and RCW 10.82.030; and amending section 151, page 124, Laws of 1854 as last amended by the second paragraph of section 1, page 38, Laws of 1883, and RCW 10.82.040;"

On motion of Senator Woodall, the rules were suspended, Engrossed House Bill No. 74 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 74 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 49; nays, 0.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—49.

Engrossed House Bill No. 74 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

House Bill No. 1, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

Relating to aeronautics and providing for state registration of pilots.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 1 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—45.

Those voting nay were: Senators Atwood, Gissberg, Pritchard, Talley—4.

House Bill No. 1, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 61, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

Increasing membership of aeronautics commission and revising method for fixing director's salary.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Engrossed House Bill No. 61 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 61 and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—42.

Voting nay was: Senator Lewis—1.

Absent or not voting: Senators Atwood, Gissberg, Lennart, Pritchard, Ryder, Talley—6.

Engrossed House Bill No. 61, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 132, by Representatives Newschwander, Sawyer and McDougall:

Authorizing the sale, lease or exchange of the Tacoma armory.

The bill was read the second time by sections.

On motion of Senator Marquardt, the following amendment was adopted:

On page 1, section 1, following line 16 of the printed bill, being line 15 of the engrossed bill, insert a new paragraph as follows:

"Before any sale under the provisions of this act shall be made the property shall be appraised by two independent competent real estate appraisers. Any sale pursuant to the provisions of this act shall be made to the best bidder for a price not less than the appraised value of said property and pursuant to a call for bids published at least 15 days prior to the date fixed for the sale in one issue of a newspaper printed and published in the county in which the armory is located."

On motion of Senator Kupka, the rules were suspended, Engrossed House Bill No. 132, as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage. Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 132, as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Durkan, Gissberg, Hallauer, Lennart, Neill, Pritchard—6.

Engrossed House Bill No. 132, as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Substitute House Bill No. 118, by Committee on Judiciary:

Authorizing summary settlement of estates.

REPORT OF STANDING COMMITTEE

Engrossed Substitute House Bill No. 118:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Authorizing summary settlement of estates (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 2, line 14 of the engrossed substitute bill, being line 12 of the House committee amendment, insert a new subparagraph (c) as follows:

"(c) The director of the department of institutions if the decedent was a resident of a state institution at the date of death and liable for the cost of his care in an amount at least as large as the amount of such benefits."

Redesignate the remaining subparagraphs accordingly.

On page 2, section 2, line 4 of the engrossed substitute bill, being page 2, line 17 of the House committee amendment, after "the affiant" insert ": *Provided*, That the affidavit filed by the director of the department of institutions shall meet the requirements of parts (a) and (c) of this subsection and, in addition, show that the decedent left no known surviving spouse or children and died while a resident of a state institution at the date of death and liable for the cost of his care in an amount at least as large as the amount of such benefits".

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Mike McCormack, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Substitute House Bill No. 118 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 118 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Faulk, Foley, Freise, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Connor, Durkan, Gissberg, Greive, Henry, Lennart, Marquardt, Pritchard—8.

Engrossed Substitute House Bill No. 118 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 926, by Representative Day:

Pertaining to airports.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the rules were suspended, House Bill No. 926 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 926 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Rid-

der, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Connor, Dore, Lennart, Pritchard, Talley—4.

House Bill No. 926, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 787, by Representatives Goldsworthy and Saling:

Making an appropriation for temporary publication of session laws and proofreading of bound volume.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, House Bill No. 787 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 787 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Connor, Dore, Pritchard—3.

House Bill No. 787, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 438, by Representatives Lynch, O'Brien, Whetzel and King:

Providing certain standards in erection of public buildings.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Engrossed House Bill No. 438 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Atwood:

"Mr. President, I wonder if someone would yield to a question and tell me what the fiscal impact would be? This would have considerable impact if buildings are to be remodeled."

Senator Talley:

"It doesn't occur in old buildings unless they are remodeled. This doesn't require anything to be remodeled. It's for new construction and the costs will be very small."

Senator Guess:

"I was in touch with some of the A.I.A. people in Spokane and they estimated the cost would be between two and three percent of the total cost of the building."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 438 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Woodall—43.

Absent or not voting: Senators Andersen, Durkan, Hallauer, Pritchard, Sandison, Williams—6.

Engrossed House Bill No. 438, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 677, by Representatives Copeland, Berentson, Farr, Hubbard and Kink:

Authorizing a study by the department of agriculture of green peas.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 677 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 677 and the bill passed the Senate by the following vote: Yeas, 46, nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Hallauer, McCutcheon, Pritchard—3.

Engrossed House Bill No. 677, having received the constitutional majority, was declared passed.

There being no objection the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 6, by Representatives Harris and Bottiger (by Legislative Council request):

Deleting from small loan act exception as to loans made in another state.

On motion of Senator Greive, Engrossed House Bill No. 6 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 319.

Engrossed House Bill No. 5, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

Granting authority to department of civil defense to engage in and coordinate search and rescue operations.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 5 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 5 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—43.

Absent or not voting: Senators Connor, Dore, Lewis, Pritchard, Ryder, Woodall—6.

Engrossed House Bill No. 5, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 420, by Representatives Leckenby, Holman and Sprague:

Defining certain terms in the motor freight carriers' act.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 420:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Defining certain terms in the motor freight carriers' act (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 1, subsection (6), line 11, of the engrossed bill only, after "bailee" and before "such" strike ", or" and insert "where".

August P. Mardesich, *Chairman*.

We concur in this report: John L. Cooney, William A. Gissberg, Sam C. Guess, H. B. (Jerry) Hanna, Karl Herrmann, James E. Keefe, David E. McMillan, A. L. Rasmussen.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendment was adopted.

On motion of Senator Mardesich, the rules were suspended, Engrossed House Bill No. 420 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 420 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Freise, Herr, Lennart, Pritchard—5.

Engrossed House Bill No. 420 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

LEGISLATIVE INTENT

As I understand the definition of "dump truck" as provided in House Bill No. 420, Chapter 69, Laws of 1967, and as it was explained in the Senate Public Utilities Committee and on the floor of the Senate, it is the intent of the Legislature that the definition of "dump truck" shall apply to any and all motor vehicles which use a hydraulic or mechanical device to dump or discharge their load. Included, but not restricted solely to that definition of a dump truck, was that motor vehicle referred to as a Dempster Dumpster in *Refuse Removal vs National Disposal*, Cause No. T-9865.

(Signed)

August P. Mardesich, *Chairman*,
Public Utilities Committee.

Engrossed House Bill No. 751, by Representatives Bluechel, Garrett and Whetzel:

Authorizing conversion of overhead electric and communications facilities to underground facilities in counties.

On motion of Senator Mardesich, Engrossed House Bill No. 751 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 350.

Engrossed House Bill No. 633, by Representatives Marsh, Garrett and Leckenby:

Authorizing sewer district property leases.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Engrossed House Bill No. 633 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 633 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lennart,

Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Gissberg, Herr, Keefe, Morgan, Pritchard—5.

Engrossed House Bill No. 633, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 93, by Representatives Wolf, Gorton and O'Brien (by Departmental request):

Amending the securities act of Washington.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 93:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Amending the securities act of Washington (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 4, section 1, subsection (12), line 24 of both the original bill and engrossed bill, after "pay" and before "either" strike "[money] a fixed number of dollars" and insert "money"

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 93 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 93 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senators Hallauer, Herr—2.

Engrossed House Bill No. 93 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 444, by Representatives Wolf, Charette, Lux and Anderson:

Providing compensation for members of the canal commission.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 444 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 444 and the bill passed the Senate by the following vote: Yeas, 45; nays, 3; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Those voting nay were: Senators McCutcheon, McMillan, Ridder—3.

Absent or not voting: Senator Herr—1.

Engrossed House Bill No. 444, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has concurred in the Senate amendments to Substitute House Bill No. 16, except the following amendment:

On page 4, line 1, after "sum of" strike "ten" and insert "three" and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

It was moved by Senator Uhlman that the Senate recede from its amendment to page 4, line 1 of Substitute House Bill No. 16.

Debate ensued.

The motion was carried on a rising vote.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 16 without the Senate amendment to page 4, line 1, and the bill passed the Senate by the following vote: Yeas, 34; nays, 13; absent or not voting, 2;

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive,

Hallauer, Hanna, Henry, Herr; Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Rasmussen, Ryder, Twigg, Uhlman, Washington, Williams, Woodall—34.

Those voting nay were: Senators Chytil, Freise, Guess, Lewis, McCormack, Metcalf, Neill, Peterson (Ted), Redmon, Ridder, Sandison, Stender, Talley—13.

Absent or not voting: Senators Lennart, Pritchard—2.

Substitute House Bill No. 16 without the Senate amendment to page 4, line 1, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to House Bill No. 36 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate refused to recede from its amendments to House Bill No. 36 and asks the House for a conference thereon.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 138 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate refused to recede from its amendments to Engrossed House Bill No. 138 and asks the House for a conference thereon.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 497 and asks the Senate to recede therefrom and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate refused to recede from its amendments to Engrossed House Bill No. 497 and asks the House for a conference thereon.

MOTION

At 5:10 p.m., on motion of Senator Greive, the Senate recessed until 8:00 p.m.

EVENING SESSION

The President called the Senate to order at 8:00 p.m.

On motion of Senator Atwood, Senator Chytil was excused.

The Secretary read:

**REPORTS OF STANDING COMMITTEES
GUBERNATORIAL APPOINTMENTS**

Senate Chamber,
Olympia, Wash., March 7, 1967.

H. Maurice Ahlquist, to the position of director of the Department of Conservation, appointed by the Governor June 1, 1965, for the term ending at the Governor's pleasure, succeeding Roy F. Mundy (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that said appointment be confirmed.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley,

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 7, 1967.

Eleanor Berger, to the position of member of the State Parks and Recreation Commission, appointed by the Governor January 10, 1967, for the term ending December 31, 1972, succeeding herself (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that said appointment be confirmed.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 7, 1967.

Ralph Mackey, to the position of member of the State Parks and Recreation Commission, appointed by the Governor December 31, 1966, for the term ending December 31, 1972, succeeding Howard Martin (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that said appointment be confirmed.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 7, 1967.

Wilfred Woods, to the position of member of the State Parks and Recreation Commission, appointed by the Governor December 31, 1966, for the term ending December 31, 1972, succeeding James Hovis (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that said appointment be confirmed.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

Senate Bill No. 604:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Providing method of obtaining surplus food for use in school district hot lunch programs (reported by Committee on Ways and Means):

MAJORITY recommends that Substitute Senate Bill No. 604 be substituted therefor, and the substitute bill do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wesley C. Uhlman, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 3:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Changing aircraft excise and registration laws (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Gordon Sandison, Wesley C. Uhlman, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 90:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Authorizing a public officials' and newspapermen's privilege (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, Mike McCormack, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 143:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Regulating certified weights within state (reported by Committee on Agriculture and Horticulture):

Recommends that it do pass.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Joe Chytil, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 202:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: John L. Cooney, Fred H. Dore, Wilbur G. Hallauer, Gordon Herr, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Gordon Sandison, Wes C. Uhlman, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 331:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Changing regulation of savings and loan associations (reported by Committee on Banks, Financial Institutions and Insurance):
Recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 399:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Enlarging possible investments for moneys in the volunteer firemen's trust fund (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 413:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Increasing amount of electricians' license bond (reported by Committee on Commerce, Manufacturing and Licenses):
MAJORITY recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 466:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Providing for local health departments (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):
MAJORITY recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, James E. Keefe, Richard G. (Dick) Marquardt, John T. McCutcheon, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 476:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Providing for the control of tuberculosis (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 485:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Exempting foreign diplomatic and consular officers from payment of gas tax (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, Karl Herrmann, Ernest W. Lennart, Richard G. (Dick) Marquardt, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 495:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Extending nonresidents' sales tax exemption (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, Sam C. Guess, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 498:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Detailing powers of state board of health and director of health (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, R. R. Bob Greive, Wilbur G. Hallauer, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 532:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Providing a procedure to effect cancellation of a motor vehicle insurance policy (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass as amended.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 548:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Establishing community college districts (reported by Committee on Ways and Means):

Without recommendation.

Martin J. Durkan, *Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Frank W. Foley, Sam C. Guess, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Robert C. Ridder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 566:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Authorizing counties to operate recreation facilities and to charge therefor (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 579:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Discriminating by public works contractors (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

George W. Kupka, *Chairman.*

We concur in this report: Frank Connor, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 619:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Regulating electrical contractors (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

George W. Kupka, *Chairman.*

We concur in this report: Frank Connor, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 630:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Authorizing disposition of municipal property (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: Frank Connor, Dewey C. Donohue, Fred H. Dore, George Kupka, Ted G. Peterson, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 735:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Removing the exemption of certain narcotic drugs (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, Wilbur G. Hallauer, James E. Keefe, Richard G. (Dick) Marquardt, Frances Haddon Morgan, John T. McCutcheon.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 913:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Permitting prepayment of property tax to cities (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, Dewey C. Donohue, Fred H. Dore, Sam C. Guess, Wilbur G. Hallauer, Ernest W. Lennart, Mike McCormack, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 920:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Permitting prepayment of taxes and assessments to counties (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, Dewey C. Donohue, Fred H. Dore, Sam C. Guess, Wilbur G. Hallauer, Ernest W. Lennart, Mike McCormack, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed: Senate Joint Memorial No. 18, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed: House Concurrent Resolution No. 26, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 43,
Senate Bill No. 65,
Senate Bill No. 91,
Senate Bill No. 138,
Senate Bill No. 156,

Senate Bill No. 178,
 Senate Bill No. 234,
 Senate Bill No. 241,
 Senate Bill No. 247,
 Senate Bill No. 256,
 Substitute Senate Bill No. 283,
 Senate Bill No. 320,
 Senate Bill No. 366,
 Senate Bill No. 371,
 Senate Bill No. 621,
 Senate Joint Resolution No. 17, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed: Substitute Senate Bill No. 33,
 Engrossed Substitute Senate Bill No. 103,
 Engrossed Senate Bill No. 168,
 Engrossed Senate Bill No. 220,
 Engrossed Senate Bill No. 333,
 Senate Bill No. 364,
 Substitute Senate Bill No. 405,
 Engrossed Substitute Senate Bill No. 409,
 Senate Bill No. 483, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 7, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 210 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 7, 1967.

Mr. President:

The House has concurred in the Senate amendments to House Bill No. 866, and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 7, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Senate Bill No. 200 and has discharged its committee, and said report together with the bill are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 7, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 200, have had the same under consideration, and we recommend that the House amendment be adopted and that Engrossed Senate Bill No. 200 pass, as amended.

Senate Members:

Wes C. Uhlman
 Herbert H. Freise
 Robert C. Ridder

House Members:

Richard U. Chapin
 Newman H. Clark
 R. Ted Bottiger

On motion of Senator Henry, the report of the Conference Committee was adopted and the Senate concurred in the House amendments to Engrossed Senate Bill No. 200.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 200, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 38; nays, 6; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—38.

Those voting nay were: Senators Lennart, Lewis, Metcalf, Peterson (Ted), Rasmussen, Redmon—6.

Absent or not voting: Senators Dore, Herr, McMillan, Woodall—4.

Excused: Senator Chytil—1.

Engrossed Senate Bill No. 200, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the second order of business.

REPORT OF STANDING COMMITTEES

Mr. President: Senate Chamber,
Olympia, Wash., March 7, 1967.

Your Committee on Claims and Auditing, to whom was referred Senate Joint Memorial No. 18, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: Frank W. Foley, William A. Gissberg, Marshall A. Neill.

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

SECOND READING OF BILLS

Substitute House Bill No. 139, by Committee on Local Government:

Authorizing counties to establish county water, sewer and irrigation districts.

On motion of Senator Rasmussen, Substitute House Bill No. 139 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 296.

SIGNED BY THE PRESIDENT

The President signed: Senate Joint Memorial No. 18.

Engrossed House Bill No. 678, by Representatives Elicker, Charette and Harris:

Limiting time for bringing actions involving construction projects.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 678:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Limiting time for bringing actions involving construction projects (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

In section 2, line 15 of the engrossed bill, being line 16 of the original bill, after "is" and before the period strike "earlier" and insert "later"

In section 2, line 20 of the engrossed bill, being line 22 of the original bill, after "is" and before ", shall" strike "earlier" and insert "later"

Wes C. Uhlman, *Chairman,*
Fred H. Dore, *Vice Chairman.*

We concur in this report: James A. Andersen, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, Karl Herrmann, Robert W. Twigg, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the following amendment was adopted:

Amend the amendment by House Judiciary Committee to page 1, section 2, line 22, being line 21 of the engrossed bill, after "not" and before "any" strike "apply to" and insert "be asserted as a defense by"

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Uhlman yield:

"Would you explain again, Senator Uhlman, the intent of the Senate Judiciary Committee amendment removing the word, 'earlier,' and replacing it with, 'later'?"

Senator Uhlman:

"Senator Guess, it is conceivable that the following facts would be applicable under the previous wording: You are an architect. You design a building. You then do not supervise the construction of that building. The building is the I.B.M. building in the city of Seattle which may take eight or nine years to build. You would be out of the picture. You would have rendered your services long before the six-year period which is the subject matter of this proposed legislation, and this would then cut off your liability as an architect after six years, and then even though the building went up in nine years and your errors or omissions would not be discovered until some nine years later when the building was actually built. It was felt by the Senate Judiciary Committee that we should wait until a substantial completion and tenants had moved in and had a chance to find out any errors or omissions on your part. Thus we should then have an opportunity to sue you as the architect if you had any errors or omissions through that longer period of time. We felt then as of the time of substantial completion or as of the time the tenant moved in, they had an opportunity to observe the building and were able to find out whether or not there were any errors or omissions on your part, from satisfactory completion of construction."

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 678 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 678 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Voting nay was: Senator Atwood—1.

Absent or not voting: Senator Gissberg—1.

Excused: Senator Chytil—1.

Engrossed House Bill No. 678 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 353, by Representatives Kirk, Kopet, Hoggins, Mahaffey, Jastad and Hurley:

Regulating dangerous drugs.

The bill was read the second time by sections.

On motion of Senator Hallauer, the following amendments were adopted:

On page 1, section 1, line 3 from the bottom of page 1 of the House committee amendment, after "*regulation*" strike "*or Washington state pharmacy board regulation*"

On page 2, section 1, line 10, after "*regulation*" strike "*or Washington state pharmacy board regulation*"

It was moved by Senator Hallauer that the following amendment be adopted:

On page 2, section 2, line 33, after "*regulation*" strike "*or Washington state pharmacy board regulation*"

On motion of Senator McMillan, Engrossed House Bill No. 353 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 72.

Engrossed Substitute House Bill No. 78, by Committee on Local Government:

Providing for office of community affairs.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, Engrossed Substitute House Bill No. 78 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would Senator Williams yield to a question:

"Senator Williams, what will be the extra cost to the state of Washington for this new department?"

Senator Williams:

"Senator Stender, I don't think there is any particular additional cost involved. This is a growing thing. It has been growing, anyway, with the federal aid programs, and they are requiring more and more state planning and stamp of approval and things of this sort. The degree in which it grows will depend upon the appropriation bill and what is given to it. I think the main thing we are doing here is perhaps because so many state agencies have planning problems, we need some degree of advisory coordination rather than another department which has a special interest. We felt it should be a separate, independent agency working with all of the other state agencies. I think the cost will be far more than repaid, first in the increased efficiency and coordination, and, secondly, in implementing the federal aid more effectively."

Senator Rasmussen:

"Senator Williams, did I hear you say that the Republican Party now is concerned about getting more federal aid rather than self-help at the local level?"

Senator Williams:

"I think the federal aid programs are available and we want them to be effectively utilized in a coordinated manner throughout the state."

Senator Rasmussen:

"You want to get your share."

MOTION

On motion of Senator Greive, Senator Peterson (Lowell) was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 78 and the bill passed the Senate by the following vote: Yeas, 27; nays, 17; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Dore, Durkan, Faulk, Foley, Greive, Herr, Herrmann, Keefe, Knoblauch, Lenart, Lewis, McCormack, Marquardt, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Talley, Twigg, Uhlman, Washington, Williams—27.

Those voting nay were: Senators Bailey, Cooney, Donohue, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Kupka, McCutcheon, Mardesich, Morgan, Rasmussen, Ridder, Sandison, Stender—17.

Absent or not voting: Senators McMillan, Metcalf, Woodall—3.

Excused: Senators Chytil, Peterson (Lowell)—2.

Engrossed Substitute House Bill No. 78, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Greive, Senator Sandison was excused.

On motion of Senator Ryder, Senators Atwood and Andersen were excused.

Senators Greive, Connor and Lewis demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Andersen, Atwood, Chytil, Peterson (Lowell) and Sandison.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Initiative No. 32 on second reading.

Initiative No. 32, Prohibiting the export of logs removed from state-owned lands.

It was moved by Senator McCutcheon that Initiative No. 32 be referred to the Committee on Rules and Joint Rules.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Stender:

"Point of parliamentary inquiry, Mr. President:

"Is the motion by Senator McCutcheon in order?"

REPLY BY THE PRESIDENT

The President:

"The President is of the opinion, Senator Stender, that inasmuch as Initiative No. 32 is before the body, that Senator McCutcheon's motion is in order."

Senator Talley demanded a roll call and the demand was sustained by Senators Henry, McCutcheon, Stender, Pritchard, Metcalf, Connor, Ryder, Faulk and Marquardt.

ROLL CALL

The Secretary called the roll. The motion by Senator McCutcheon was lost by the following vote: Yeas, 12; nays, 32; excused, 5.

Those voting yea were: Senators Bailey, Donohue, Dore, Greive, Knoblauch, Lennart, McCormack, McCutcheon, Peterson (Ted), Ryder, Talley, Williams—12.

Those voting nay were: Senators Canfield, Connor, Cooney, Durkan, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Pritchard, Rasmussen, Redmon, Ridder, Stender, Twigg, Uhlman, Washington, Woodall—32.

Excused: Senators Andersen, Atwood, Chytil, Peterson (Lowell), Sandison—5.

It was moved by Senator McCutcheon that Initiative No. 32 be indefinitely postponed.

Debate ensued.

Senators Talley, Pritchard and Durkan demanded the previous question and the demand was sustained.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Talley, Stender, Metcalf, Peterson (Ted), Washington, McMillan, Morgan, Uhlman, Connor, Cooney and Ryder.

ROLL CALL

The Secretary called the roll. The motion by Senator McCutcheon was lost by the following vote: Yeas, 18; nays, 26; excused, 5.

Those voting yea were: Senators Bailey, Donohue, Dore, Greive, Guess, Knoblauch, Lennart, McCormack, McCutcheon, Morgan, Neill, Peterson (Ted), Redmon, Ryder, Talley, Uhlman, Williams, Woodall—18.

Those voting nay were: Senators Canfield, Connor, Cooney, Durkan, Faulk, Foley, Freise, Gissberg, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Pritchard, Rasmussen, Ridder, Stender, Twigg, Washington—26.

Excused: Senators Andersen, Atwood, Chytil, Peterson (Lowell), Sandison—5.

PARLIAMENTARY INQUIRY

Senator Durkan:

"Parliamentary inquiry, Mr. President:

"Under the constitution, is the bill on third reading, or do the rules have to be suspended to move Initiative No. 32 to third reading?"

REPLY BY THE PRESIDENT

The President:

"Senator Durkan, in answer to your parliamentary inquiry, Initiative No. 32 was placed on the second reading calendar for this evening. But inasmuch as the joint rules prohibit the amending of the initiative, and Initiative No. 32 having been read and thoroughly discussed, in essence, the measure is on final passage."

Senators Ryder, Stender and Durkan demanded the previous question.

PARLIAMENTARY INQUIRY

Senator McCutcheon:

"Mr. President, point of parliamentary inquiry:

"Has the House taken any action on this matter?"

REPLY BY THE PRESIDENT

The President:

"The President is not aware of any official action, Senator McCutcheon."

PARLIAMENTARY INQUIRY

Senator Woodall:

"Parliamentary inquiry, Mr. President:

"If this is an initiative to the legislature, who determines which house handles the matter first?"

REPLY BY THE PRESIDENT

The President:

"Senator Woodall, you have posed a very interesting question. The President is of the opinion that inasmuch as the measure has been presented to both houses, it appears as if either house may act upon this at their own discretion."

Senator McCutcheon:

"Mr. President, speaking to your point of inquiry, I know of no provision of the constitution or any rule that says you can pass a law by one house of the legislature of the state of Washington."

The President:

"The President concurs in your observation."

PARLIAMENTARY INQUIRY

Senator McCutcheon:

"Parliamentary inquiry, Mr. President:

"Is it too late to move that this be held over until tomorrow?"

REPLY BY THE PRESIDENT

The President:

"The President believes, Senator McCutcheon, that the Senate rules provide that inasmuch as the previous question was requested, and sustained by the body, that the body should decide the main question at this time. This precludes any further motions."

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Mr. President:

"Is the previous question ordered on final passage?"

REPLY BY THE PRESIDENT

The President:

"Yes, Senator Rasmussen."

Senator Rasmussen:

"Then if Senator McCutcheon voted on the prevailing side, he would then be in a position to reconsider and he could make his motion at that time."

The President:

"The President believes that if the motion carries and Senator McCutcheon votes on the prevailing side, that he could move for reconsideration. The Secretary will please call the roll.

"Senator Peterson, for what purpose do you rise?"

Senator Peterson (Ted):

"Mr. President, just a parliamentary inquiry:

"I want to know—you mean we are all through with the discussion? We haven't even talked about it. I have been waiting here for Senator McCutcheon to wind up. I

know what this issue is and I think it should be talked about and I intend to, but I have been waiting here to see what was going to happen."

The President:

"Senator Peterson, what is going to happen is that the main question will be now put. Senator, with all due respect, Senator Ryder has requested the previous question and it was sustained by the body. Therefore the President is mandated by the rules to put the main question."

Senator Peterson (Ted):

"I understand that but I am going to suggest that the rules be suspended. I think this should be discussed and give us a chance to talk."

The President:

"Senator, the President is mandated by the rules and must put the question."

PARLIAMENTARY INQUIRY

Senator Henry:

"Parliamentary inquiry, Mr. President:

"Reference was made to some motion which may be made in the future for reconsideration and then to hold it over for reconsideration to the following day. I should like a ruling on the fact that reconsideration must be done the same day after the fiftieth day, is that correct?"

REPLY BY THE PRESIDENT

The President:

"That is true, Senator, although a subsequent motion may make it a special order of business for the following day. The President suggests to Senator Peterson that perhaps if you wish to have the matter discussed or at least have another opportunity to discuss it, that you vote on the prevailing side and move for reconsideration. The Secretary will please call the roll."

ROLL CALL

The Secretary called the roll on the final passage of Initiative No. 32 and the Initiative failed to pass the Senate by the following vote: Yeas, 22; nays, 22; excused, 5.

Those voting yea were: Senators Connor, Cooney, Durkan, Foley, Freise, Gissberg, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Redmon, Stender, Twigg, Washington—22.

Those voting nay were: Senators Bailey, Canfield, Donohue, Dore, Faulk, Greive, Guess, Knoblauch, Lennart, McCormack, McCutcheon, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Talley, Uhlman, Williams, Woodall—22.

Excused: Senators Andersen, Atwood, Chytil, Peterson (Lowell), Sandison—5.

Initiative No. 32, having failed to receive the constitutional majority was declared lost.

MOTION

Senator McCutcheon:

"Mr. President:

"I move that something immediately be done to this measure."

The President:

"Senator McCutcheon has moved that the Secretary immediately certify the Senate's action on Initiative No. 32 to the Secretary of State."

The motion was carried.

Engrossed House Bill No. 596, by Representatives Lynch, Wolf, Lux, Copeland, Goldsworthy, McDougall, Bledsoe, Beck, Kink, Newhouse, Johnson, Sprague, Bagnariol, Haussler, Brazier, McCormick, Richardson, Saling, Elicker, Hubbard, McCaffree, Flanagan, Clocksin, Morrison, Adams, Conner, Murray, Spanton, Day, Kirk, Chatalas, May, Perry, Anderson, Bozarth, Kallich, Cunningham, Barden and Jastad:

Establishing four year college in Thurston county.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 596.

Senate Chamber,
Olympia, Wash., March 5, 1967.

Establishing four year college in Thurston county (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 2, lines 18 and 19, strike "to be designated as the Southwestern Washington State College." and substitute therefor "to be named by the board of trustees, and hereinafter referred to as 'Southwestern Washington State College.'"

On page 10, section 15, line 30, following "amount" add ": *Provided, That Eastern Washington State College, Central Washington State College and Western Washington State College shall each be credited with one-third of the total amount for so long as there remain unpaid and outstanding any bonds which are payable in whole or in part out of the moneys, interest or income described in this section*".

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

The bill was read the second time by sections.

It was moved by Senator Sandison that the committee amendment to page 2, section 2 be adopted.

The motion was carried.

On motion of Senator Sandison, the committee amendment to page 10, section 15, line 30 was adopted.

It was moved by Senator Gissberg that the following amendment by Senators Gissberg, Faulk, Mardesich, Foley and Metcalf be adopted:

On page 2, section 2, line 17, after "established," strike "in Thurston county," and insert "at a site to be selected by the Governor"

Debate ensued.

Senators Lewis, McCormack and Williams demanded the previous question and the demand was sustained.

Senator Gissberg demanded a roll call and the demand was sustained by Senators Connor, Mardesich, Greive, Rasmussen, Henry, Talley, McCormack, Pritchard, Metcalf and Faulk.

ROLL CALL

The Secretary called the roll. The motion was lost and the amendment was not adopted by the following vote: Yeas, 19; nays, 29; excused, 1.

Those voting yea were: Senators Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Henry, Herr, Herrmann, Knoblauch, Kupka, Mardesich, Metcalf, Morgan, Peterson (Lowell), Rasmussen, Talley, Uhlman—19.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Freise, Greive, Guess, Hallauer, Hanna, Keefe, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Neill, Peterson (Ted), Pritch-

ard, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Washington, Williams, Woodall—29.

Excused: Senator Chytil—1.

PARLIAMENTARY INQUIRY

Senator Mardesich:

"Mr. President, point of information:

"Would the Secretary check and tell me whether there were any Republicans other than Senator Metcalf and Senator Faulk who voted for that amendment?" /

Senator Ryder:

"Mr. President, is the political party marked on that ballot?"

REPLY BY THE PRESIDENT

The President:

"The President does not find any indication of party membership recorded on the ballot."

On motion of Senator Sandison, the rules were suspended, Engrossed House Bill No. 596 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Sandison, McCormack and Lewis demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 596 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 38; nays, 10; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Greive, Hallauer, Hanna, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—38.

Those voting nay were: Senators Foley, Gissberg, Guess, Henry, Herrmann, McCormack, Mardesich, Metcalf, Peterson (Lowell), Talley—10.

Excused: Senator Chytil—1.

Engrossed House Bill No. 596 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTE

March 7, 1967.

I changed my vote from "yes" to "no" on the final passage of Engrossed House Bill No. 596 at the suggestion of Committee Chairman Gordon Sandison so that I might serve on a conference committee on this bill if one came into existence. As a member of the Temporary Advisory Council on Higher Education I have always favored Olympia as a site for the four-year college and I would have voted for it under any other circumstances except those stated above.

(Signed)

Senator Mike McCormack.

MOTION

On motion of Senator Hallauer, House Bill No. 353 and House Bill No. 72 were ordered to retain their places on second reading at the beginning of the second reading calendar for tomorrow.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on House Bill No. 36 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives: Flanagan, Amen, Bozarth.

Sidney Snyder, *Asst. Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on House Bill No. 36 Senators Canfield, Talley and Donohue.

On motion of Senator Greive, the committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 138 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives: Clarke (George W.), Chapin, Walgren.

Sidney Snyder, *Asst. Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 138 Senators Atwood, McCutcheon and Uhlman.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

The Secretary read:

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 497 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives: Clark (Newman H.), Swayze, Marsh.

Sidney Snyder, *Asst. Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 497, Senators Uhlman, Twigg, and McCormack.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The Speaker has signed: House Bill No. 38,
House Bill No. 55,
House Bill No. 71,
Substitute House Bill No. 76,
House Bill No. 97,
House Bill No. 101,
House Bill No. 110,
House Bill No. 142,
House Bill No. 175,
House Bill No. 188,
House Bill No. 236,
House Bill No. 297,
House Bill No. 306,
House Bill No. 376,
House Bill No. 389,
House Bill No. 416,
House Bill No. 535,
House Bill No. 608,
House Bill No. 612,
House Bill No. 671,
Substitute House Bill No. 730,
House Bill No. 753,
House Bill No. 769,
Substitute House Bill No. 794,
House Joint Resolution No. 13, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

There being no objection, the Senate returned to the second order of business.

REPORTS OF STANDING COMMITTEES**Engrossed House Bill No. 387:**

Senate Chamber,
Olympia, Wash., March 6, 1967.

Creating commission to determine feasibility of state participation in World Exposition of 1970 (reported by Committee on Commerce, Manufacturing and Licenses):
Recommends that it do pass as amended.

George W. Kupka, *Chairman.*

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 441:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Pertaining to rules of the road for emergency motor vehicles (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 480:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Permitting appointment of directors of juvenile court services (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 601:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Repealing certain crimes pertaining to the crime of supplying a minor with a toy revolver or pistol (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Martin J. Durkan, William A. Gissberg, R. R. Bob Greive, Mike McCormack, John T. McCutcheon, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 681:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Regulating the sale of certain types of life insurance policies (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass as amended.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 38,

House Bill No. 55,

House Bill No. 71,

Substitute House Bill No. 76,

**House Bill No. 97,
House Bill No. 101,
House Bill No. 110,
House Bill No. 142,
House Bill No. 175,
House Bill No. 188,
House Bill No. 236,
House Bill No. 297,
House Bill No. 306,
House Bill No. 376,
House Bill No. 389,
House Bill No. 416,
House Bill No. 535,
House Bill No. 608,
House Bill No. 612,
House Bill No. 671,
Substitute House Bill No. 730,
House Bill No. 753,
House Bill No. 769,
Substitute House Bill No. 794,
House Joint Resolution No. 13.**

MOTION

At 11:15 p.m., on motion of Senator Bailey, the Senate adjourned until 10:00 a.m., Wednesday, March 8, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-NINTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, March 8, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Chytil.

On motion of Senator Atwood, Senator Chytil was excused.

The Color Guard, consisting of Pages Sidney Snyder II, Color Bearer, and Linda Deife, presented the Colors.

Reverend Maynard H. Kragthorpe, pastor of the Good Shepherd Lutheran Church of Seattle, offered prayer as follows:

"O God, our King, who art the only sovereign ruler in Thy universe, who hast granted to us mortals the awesome responsibility of governing ourselves under Thy precepts and who hast called us to be ministers to the needs of Thy people, teach us to bear one another's burdens and the burdens of our commonwealth, the state of Washington.

"Open our eyes to see the things that are wrong in our land, the things that are wrong in us, the despair in the lives of those who are victims of our technology, and the deep and shameful wrongs that cry to be put right. Open our eyes also to see those things that may be put right, at least in part, through our feeble human efforts.

"Give us also a vision of our state and our nation as Thou wouldst have it be, and as only Thou canst finally make it be. Help us to be Thy faithful servants in working toward that great end.

"Give no rest to Thy servants until we have exhausted ourselves in Thy service; until Thou hast used us to bring about Thy works of compassion on behalf of the needy; until our government resembles thine as closely as humans can do.

"Help us this day so to direct our thoughts and speech and actions to the pressing business before us, that we may pace ourselves and our constituents with a good conscience. This we ask for Thy Holy Name's sake. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 311, have inspected same, and find it correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 7, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 200, have inspected same, and find it correctly reengrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 8, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 40,
Senate Bill No. 41,
Senate Bill No. 62,
Substitute Senate Bill No. 78,
Senate Bill No. 89,
Senate Bill No. 90,
Senate Bill No. 93,
Senate Bill No. 106,
Senate Bill No. 120,
Senate Bill No. 139,
Senate Bill No. 143,
Senate Bill No. 159,
Senate Bill No. 161,
Senate Bill No. 197,
Senate Bill No. 200,
Senate Bill No. 201, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 8, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 204,
Senate Bill No. 233,
Senate Bill No. 251,
Senate Bill No. 270,
Substitute Senate Bill No. 308,
Senate Bill No. 491, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 8, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 103,
Senate Bill No. 168,
Senate Bill No. 220,
Senate Bill No. 333,
Senate Bill No. 364,
Substitute Senate Bill No. 405,
Substitute Senate Bill No. 409,
Senate Bill No. 483, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman.*

We concur in this report: William A. Gissberg, Marshall A. Neill.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has receded from its amendment to page 3, section 5, line 3 to En-grossed Senate Bill No. 143 and has passed the bill without the amendment, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

Mr. President:

The House has concurred in the Senate amendment to House Bill No. 151 and has passed the bill as amended by the Senate.

House of Representatives,
Olympia, Wash., March 7, 1967.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 30 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The Speaker has signed: House Bill No. 1,
House Bill No. 5,
House Bill No. 28,
Substitute House Bill No. 37,
House Bill No. 61,
House Bill No. 69,
Substitute House Bill No. 88,
House Bill No. 140,
House Bill No. 153,
House Bill No. 156,
House Bill No. 158,
House Bill No. 159,
House Bill No. 160,
House Bill No. 174,
House Bill No. 210,
House Bill No. 223,
House Bill No. 307,
House Bill No. 369,
House Bill No. 438,
House Bill No. 444,
House Bill No. 511,
Substitute House Bill No. 617,
House Bill No. 633,
House Bill No. 677,
House Bill No. 787,
House Bill No. 926, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The Speaker has signed: Senate Joint Memorial No. 18, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed: Engrossed Substitute Senate Bill No. 78,
Senate Bill No. 270,
Substitute Senate Bill No. 308,
Engrossed Senate Bill No. 491, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

Engrossed House Concurrent Resolution No. 26, by Representatives Lux and Hoggins:

Providing for interim study of House Bill No. 455.

On motion of Senator Ryder, Engrossed House Concurrent Resolution No. 26 was made a special order of business for tomorrow morning.

SECOND READING OF BILLS

Engrossed House Bill No. 72, by Representatives Copeland, Garrett and Flanagan (by Legislative Council request):

Authorizes development and acquisition of outdoor recreation areas by department of natural resources.

On motion of Senator Hallauer, Engrossed House Bill No. 72 was ordered to retain its place at the beginning of the second reading calendar for this afternoon.

Engrossed House Bill No. 353, by Representatives Kirk, Kopet, Hoggins, Mahaffey, Jastad and Hurley:

Regulating dangerous drugs.

On motion of Senator Hallauer, Engrossed House Bill No. 353 was ordered to retain its place on the second reading calendar for today immediately following consideration of Engrossed House Bill No. 72.

Engrossed House Bill No. 296, by Representatives Wanamaker, Hubbard and Haussler (by Departmental request):

Authorizing mutual benefit associations of producers of agricultural products.

The bill was read the second time by sections.

On motion of Senator Canfield, the rules were suspended, Engrossed House Bill No. 296 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 296 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Bailey, Cooney, Durkan, Greive, Guess—5.

Excused: Senator Chytil—1.

Engrossed House Bill No. 296, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 139, by Committee on Local Government:

Authorizing counties to establish county water, sewer and irrigation districts.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Substitute House

Bill No. 139 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 139 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Guess—1.

Excused: Senator Chytil—1.

Substitute House Bill No. 139, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Substitute House Bill No. 403, by Committee on State Government and Legislative Procedures:

Providing for payment of moving expenses of state deputies and other employees.

The bill was read the second time by sections.

On motion of Senator Neill, the following amendment by Senator Talley was adopted:

On page 3 of the engrossed and printed bills, following section 2 of the printed bill, being section 3 of the engrossed bill, add a new section to read as follows:

"Sec. 4. Section 43.03.060, chapter 8, Laws of 1965 and RCW 43.03.060 are each amended to read as follows:

Whenever it becomes necessary for an elective or appointive official or employee of the state to travel away from his designated post of duty while engaged on official business, and it is found to be more advantageous and economical to the state that he travel by a privately owned automobile rather than a common carrier, he shall be allowed a mileage rate [not to exceed eight] of *ten cents a mile.*"

Renumber remaining section.

On motion of Senator Talley, the following amendments were adopted:

On page 3, line 6 of the printed bill, being page 3, line 2, of the engrossed bill, strike "the position of a dean of a college, or an equivalent or higher position" and insert "academic positions above the rank of instructor or professional or administrative employees in supervisory positions"

On page 1, line 3 of the title, after "of" and before "prospective" insert "state officials and employees and of"

On line 3, after "views;" and before "amending" insert "amending section 43.03.060, chapter 8, Laws of 1965 and RCW 43.03.060;"

On motion of Senator Talley, the rules were suspended, Engrossed Substitute House Bill No. 403 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 403 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Durkan, Hanna, Pritchard—3.

Excused: Senator Chytil—1.

Engrossed Substitute House Bill No. 403 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 642, by Representatives Cunningham, Day and Smythe:
Providing an identification decal or cab card for motor freight carriers.
The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 642 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 642 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Hallauer, Hanna, Pritchard, Talley—4.

Excused: Senator Chytil—1.

House Bill No. 642, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 350, by Representatives Saling, DeJarnatt, Gorton and Johnson (by Departmental request):
Amending the teachers' retirement system.

The bill was read the second time by sections.

On motion of Senator Greive, the following amendments were adopted:

On page 8 after the period on line 27 insert:

"Sec. 11. Section 1, chapter 80, Laws of 1947 as last amended by section 1, chapter 81, Laws of 1965 extraordinary session and RCW 41.32.010 are each amended to read as follows:

As used in this chapter, unless a different meaning is plainly required by the context:

- (1) "Accumulated contributions" means the sum of all regular annuity contributions together with regular interest thereon less cost of operation.
- (2) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of such mortality tables and regulations as shall be adopted by the board of trustees and regular interest.
- (3) "Annuity" means the moneys payable per year during life by reason of accumulated contributions of a member.
- (4) "Annuity fund" means the fund in which all of the accumulated contributions of members are held.
- (5) "Annuity reserve fund" means the fund to which all accumulated contributions are transferred upon retirement.
- (6) "Beneficiary" means any person in receipt of a retirement allowance or other benefit provided for by the teachers' retirement law.
- (7) "Contract" means any agreement for service and compensation between a member and an employer.
- (8) "Creditable service" means membership service plus prior service for which credit is allowable.
- (9) "Dependent" means receiving one-half or more of support from a member.
- (10) "Disability allowance" means monthly payments during disability.
- (11) "Earnable compensation" means all salaries and wages paid by an employer to an employee member of the retirement system for personal services rendered during a fiscal year [, except that any part of salaries and wages in excess of fifteen thousand dollars per annum shall be excluded in determining the earnable compensation of a member]. In all cases where compensation includes maintenance the board of trustees shall fix the value of that part of the compensation not paid in money.
- (12) "Employer" means the state of Washington, the school district, or any agency of the state of Washington by which the member is paid.
- (13) "Fiscal year" means a year which begins July 1st and ends June 30th of the following year.
- (14) "Former state fund" means the state retirement fund in operation for teachers under chapter 187, Laws of 1923, as amended.
- (15) "Local fund" means any of the local retirement funds for teachers operated in any school district in accordance with the provisions of chapter 163, Laws of 1917 as amended.
- (16) "Member" means any teacher included in the membership of the retirement system. Also, any other employee of the public schools who, on July 1, 1947, had not elected to exempt himself from membership and who, prior to that date, had by an authorized payroll deduction, contributed to the annuity fund.
- (17) "Membership service" means service rendered subsequent to the first day of eligibility of a person to membership in the retirement system.
- (18) "Pension" means the moneys payable per year during life from the pension fund.
- (19) "Pension fund" means a fund from which all pension obligations are to be paid.
- (20) "Pension reserve fund" is a fund in the state treasury in which shall be accumulated an actuarial reserve adequate to meet present and future pension liabilities of the system.
- (21) "Prior service" means service rendered prior to the first date of eligibility to membership in the retirement system for which credit is allowable.
- (22) "Prior service contributions" means contributions made by a member to secure credit for prior service.
- (23) "Public school" means any institution or activity operated by the state of Washington or any instrumentality or political subdivision thereof employing teachers, except the University of Washington and Washington State University.
- (24) "Regular contributions" means the amounts required to be deducted from the compensation of a member and credited to his individual account in the annuity fund.
- (25) "Regular interest" means the interest on funds of the retirement system for the current school year and such other earnings as may be applied thereon by the board of trustees.
- (26) "Retirement allowance" means the sum of annuity and pension or any optional benefits payable in lieu thereof.

(27) "Retirement system" means the Washington state teachers' retirement system.

(28) "Service" means the time during which a member has been employed by an employer for compensation.

(29) "Survivors' benefit fund" means the fund from which survivor benefits are paid to dependents of deceased members.

(30) "Teacher" means any person qualified to teach who is engaged by a public school in an instructional, administrative, or supervisory capacity, including state, county, city superintendents and their assistants; and in addition thereto any qualified school librarian, any registered nurse or any full time school doctor who is employed by a public school and renders service of an instructional or educational nature."

Renumber the remaining sections consecutively.

In line 1 of the title after "employment;" and before "amending" insert "amending section 1, chapter 81, Laws of 1965 extraordinary session, and RCW 41.32.010;"

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 350 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage. Debate ensued.

POINT OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Ridder yield to a question:

"On page 2 of the bill there is a proviso regarding teachers who are also legislators. Does this proviso mean that they can now draw from both retirement systems?"

Senator Ridder:

"No, but it enables a legislator who is also a teacher, while he is here, to have deductions made to maintain him on the teachers' retirement system. There is no provision at this time for this. This is not a pork barrel. It is just that while we are here for the two months no deductions can be made from teachers' retirement. This more or less takes care of some twelve legislators on the retirement system who would otherwise have to pay back into the system to maintain it."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 350 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 10; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Freise, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Twigg, Washington, Williams,—38.

Absent or not voting: Senators Bailey, Donohue, Foley, Gissberg, Guess, Hallauer, Redmon, Talley, Uhlman, Woodall—10.

Excused: Senator Chytil—1.

Engrossed House Bill No. 350 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 751, by Representatives Bluechel, Garrett and Whetzel:

Authorizing conversion of overhead electric and communications facilities to underground facilities in counties.

The bill was read the second time by sections.

On motion of Senator Andersen, the following amendments by Senators Andersen and Guess were adopted:

On page 4, line 18 of the engrossed bill, being page 4, line 24 of the printed bill, strike "sixty" and insert "one hundred twenty"

On page 4, line 23 of the engrossed bill, being page 4, line 28 of the printed bill, strike "ninety" and insert "one hundred twenty"

On page 3, following line 5 of the engrossed bill and of the printed bill, add a new section 4 as follows:

"NEW SECTION. Sec. 4. No county shall proceed with the conversion of existing overhead electrical and communication facilities to underground facilities under the provisions of this act if protest thereto is filed with the county commissioners within 120 days from the date of notice by the county of the proposed conversion, filed by the owner of the property subject to 35 percent or more of the total cost of the improvement within the conversion area."

Renumber the remaining sections consecutively.

On page 4, line 3 of the engrossed bill, being page 4, line 8 of the printed bill strike "ninety" and insert "one hundred twenty"

On page 4, line 6 of the engrossed bill, being page 4, line 11 of the printed bill, strike "ninety" and insert "one hundred twenty"

On page 4, line 11 of the engrossed bill, being page 4, line 16 of the printed bill, strike "thirty" and insert "one hundred twenty"

On motion of Senator Guess, the following amendment was adopted:

On page 3, section 4, line 14 of the engrossed bill, being line 15 of the printed bill, after "electrical facilities" insert a period and strike the remainder of the sentence.

On motion of Senator Guess, the rules were suspended, Engrossed House Bill No. 751 as amended by the Senate was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, would Senator Andersen yield to a question:

"Senator Andersen, would you tell us what the landowner pays when these overhead facilities are placed underground? What is the intent of the bill?"

Senator Andersen:

"The intent of this bill, Senator Gissberg, is to provide a method whereby the people who desire to have the overhead utilities placed underground can do so by paying the additional cost of undergrounding the overhead facilities. It is not the intent to have the property owners pay the entire cost of the underground facilities, but only that cost above the normal utilities costs. There are certain people who want to beautify their areas by placing utilities underground and it would not be equitable to have property owners in other areas pay for that additional cost. But those who do want it should pay the additional cost of undergrounding, and that is the intent of this bill."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 751 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, 41.

Absent or not voting: Senators Bailey, Dore, Gissberg, Lennart, McMillan, Ryder, Woodall—7.

Excused: Senator Chytill—1.

Engrossed House Bill No. 751 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 1,
House Bill No. 5,
House Bill No. 28,
Substitute House Bill No. 37,
House Bill No. 61,
House Bill No. 69,
Substitute House Bill No. 88,
House Bill No. 140,
House Bill No. 153,
House Bill No. 156,
House Bill No. 158,
House Bill No. 159,
House Bill No. 160,
House Bill No. 174,
House Bill No. 210,
House Bill No. 223.
House Bill No. 307,
House Bill No. 369,
House Bill No. 438,
House Bill No. 444,
House Bill No. 511,
Substitute House Bill No. 617,
House Bill No. 633,
House Bill No. 677,
House Bill No. 787,
House Bill No. 926.**

House Bill No. 859, by Representatives McDougall, Haussler, Veroske, Avey, Moon, Kalich, Jastad, Wolf, Thompson, Bozarth, Anderson and Zimmerman:

Authorizing use of county road equipment and road tax levy for garbage disposal sites.

The bill was read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

On page 1, line 20, add two new sections to the bill to be known as Sections 3 and 4 as follows:

"Sec. 3. Section 36.17.020, chapter 4, Laws of 1963, as amended by section 1, chapter 164, Laws of 1963, and RCW 36.17.020 are each amended to read as follows:

The salaries of county officers of class A counties and counties of the first, second, third, fourth, fifth, sixth, seventh, eighth and ninth classes, as determined by the last preceding federal census, or as may be determined under the provisions of RCW 36.13.020 to 36.13.075, inclusive, shall be per annum respectively as follows:

Class A counties: Auditor, clerk, treasurer, sheriff, assessor, superintendent of schools, members of board of county commissioners, coroner, eleven thousand five hundred dollars; prosecuting attorney, thirteen thousand five hundred dollars;

Counties of the first class: Auditor, clerk, treasurer, sheriff, assessor, superintendent of schools, members of board of county commissioners, ten thousand four hundred dollars; prosecuting attorney, twelve thousand three hundred dollars; coroner, five thousand two hundred dollars;

Counties of the second class: Auditor, clerk, treasurer, sheriff, assessor, superintendent of schools, members of board of county commissioners, eight thousand eight hundred dollars; prosecuting attorney, nine thousand three hundred dollars; coroner, three thousand dollars;

Counties of the third class: Auditor, clerk, treasurer, assessor, sheriff, superintendent of schools, members of board of county commissioners, prosecuting attorney, seven thousand nine hundred dollars; coroner, two thousand dollars;

Counties of the fourth class: Auditor, clerk, treasurer, assessor, sheriff, superintendent of schools, seven thousand dollars; members of the board of county commissioners and prosecuting attorney, six thousand four hundred dollars;

Counties of the fifth class: Auditor, clerk, treasurer, sheriff, assessor, superintendent of schools, six thousand four hundred dollars; members of the board of county commissioners and prosecuting attorney, five thousand five hundred dollars;

Counties of the sixth class: Auditor, clerk, treasurer, assessor, sheriff, superintendent of schools, five thousand eight hundred dollars; prosecuting attorney, three thousand five hundred dollars; members of the board of county commissioners, one thousand nine hundred dollars [and fifteen dollars per diem for expenses];

Counties of the seventh class: Auditor, clerk, treasurer, assessor, sheriff, superintendent of schools, five thousand seven hundred dollars; prosecuting attorney, three thousand five hundred dollars; members of the board of county commissioners, one thousand nine hundred dollars [and fifteen dollars per diem for expenses];

Counties of the eighth class: Auditor, treasurer, assessor, sheriff, five thousand dollars; clerk, three thousand five hundred dollars; superintendent of schools, three thousand three hundred dollars; prosecuting attorney, three thousand dollars; members of board of county commissioners, one thousand five hundred dollars [and twelve dollars per diem for expenses];

Counties of the ninth class: Auditor-clerk, sheriff, treasurer-assessor, four thousand seven hundred dollars; superintendent of schools, two thousand eight hundred dollars; prosecuting attorney, two thousand two hundred dollars; members of the board of county commissioners, fifteen dollars per diem.

The salaries of county officers in counties with a population over five hundred thousand shall be per annum respectively as follows: Auditor, clerk, treasurer, sheriff, assessor, superintendent of schools, members of board of county commissioners, coroners, fifteen thousand dollars; prosecuting attorney, sixteen thousand nine hundred dollars.

In addition to the compensation provided for herein, county commissioners of counties of the sixth, seventh, eighth and ninth class shall be entitled to additional compensation for the performance of additional duties not a part of their regular duties as provided in RCW 36.32.320, as now or hereafter amended.

Sec. 4. Section 36.32.320, chapter 4, Laws of 1963 and RCW 36.32.320 are each amended to read as follows:

Each member of the board of county commissioners, in counties of the sixth, seventh, eighth and ninth classes, in addition to his duties as a member of the board of county commissioners and as ex officio road commissioner of the several road districts in his commissioner's district, shall oversee the construction and maintenance of all county and district roads and bridges in his commissioner district, and for time [actually] spent in the performance of such duties as overseer, he shall be entitled to compensation at the rate of [ten dollars per diem] *one hundred fifty dollars per month: Provided, That as such compensation for overseeing the construction and maintenance of roads and bridges in his commissioner district he shall not receive more than one thousand [two] eight hundred dollars per year. All claims for such compensation must be approved by a majority of the board of county commissioners and the superior court as in other cases of extra compensation.*

On page 1, line 4, after "RCW" insert "and amending section 36.17.020, chapter 4, Laws of 1963, as amended by section 1, chapter 164, Laws of 1963, and RCW 36.17.020; and amending section 36.32.320, chapter 4, Laws of 1963 and RCW 36.32.320."

On motion of Senator Freise, the rules were suspended, House Bill No. 859 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 859 as

amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—43.

Those voting nay were: Senators Guess, Washington—2.

Absent or not voting: Senators Lennart, Marquardt, Morgan—3.

Excused: Senator Chytil—1.

House Bill No. 859 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 92, by Representatives Wolf, Swayze and Bottiger (by Departmental request):

Prescribing compensation and reimbursement of certain professional boards and commissions.

The bill was read the second time by sections.

It was moved by Senator Henry that the following amendment be adopted:

Strike the committee amendment on page 4, adding a new section 7, being that material beginning on page 4, line 14 of the engrossed bill down to and including page 5, line 7.

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Henry, the following amendment to the title was adopted:

Strike the House committee amendment to the title, being all the material after ".15.055;" on line 4 of the engrossed bill down to and including "18.18.104" on line 6 of the engrossed bill.

On motion of Senator Henry, the rules were suspended, Engrossed House Bill No. 92 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 92 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Dore, Marquardt, Pritchard, Redmon, Stender—5.

Excused: Senator Chytil—1.

Engrossed House Bill No. 92 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 123, by Representatives May, Garrett and Wolf: Relieving motion picture projectionists from criminal liability.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 123:

Senate Chamber,
Olympia, Wash., February 28, 1967.

Relieving motion picture projectionists from criminal liability (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 1, line 25 of the engrossed bill, being line 3 of the committee amendment, strike all of section 2 and section 3.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Greive, the committee amendment was adopted.

It was moved by Senator Greive that the following amendment by Senators Greive, Uhlman, Faulk, Ridder and Dore be adopted:

On page 3, line 3, add the following sections:

NEW SECTION. Sec. 4. For the purposes of this act:

(1) "Minor" means a person under the age of eighteen years;
(2) "Erotic publication" and "erotic publications" means printed material, the dominant theme of which taken as a whole appeals to a prurient interest of minors in sex; which is patently offensive because it affronts contemporary community standards relating to the description or representation of sexual matters; and is utterly without redeeming social value;

(3) "Person" means any individual, corporation, or other organization;

(4) "Dealers" and "distributors" mean persons engaged in the distribution for sale of printed material.

NEW SECTION. Sec. 5. The sale or distribution of erotic publications to minors is hereby declared to be unlawful.

NEW SECTION. Sec. 6. (1) When it appears that an erotic publication is being sold or otherwise distributed in this state, the attorney general or the prosecuting attorney of the county in which the sale or other distribution is taking place may apply to the superior court for such county for a hearing to determine the character of the material with respect to whether it is an erotic publication. The attorney general may make such application for a hearing to the superior court for Thurston county.

(2) Notice of the hearing shall immediately be served upon the dealer or distributor selling or otherwise distributing the alleged erotic publication. The superior court shall hold a hearing not sooner than five days in the case of weekly or monthly publications and in the case of other publications not sooner than ten days from the service of notice to determine whether the subject material is an erotic publication within the meaning of section 1 of this act.

(3) If the superior court rules that the subject publication is an erotic publication, an order shall be issued requiring that an "adults only" label shall be placed on the publication, if such publication is going to continue to be distributed.

(4) Failure to comply with the court order shall subject the dealer or distributor to contempt proceedings.

NEW SECTION. Sec. 7. (1) Whenever the superior court orders a publication to have an "adults only" label placed thereon, such label shall be impressed on the front cover of all copies of such erotic publication sold or otherwise distributed in the state of Washington.

(2) Such label shall be in forty-eight point bold face type located in a conspicuous place on the front cover of the publication.

NEW SECTION. Sec. 8. All dealers and distributors are hereby prohibited from displaying erotic publications in their store windows or on outside newsstands on public thoroughfares. Any person violating this section shall be guilty of a misdemeanor.

NEW SECTION. Sec. 9. Any person who sells to or otherwise secures for a minor an erotic publication is guilty of a gross misdemeanor. Any person convicted under this section shall be sentenced to not less than ninety days nor more than six months in the county jail or to a fine of not less than fifty dollars nor more than five hundred dollars, or both.

Sec. 10. Section 118, page 96, Laws of 1854, as last amended by section 1, chapter 146, Laws of 1961 and RCW 9.68.010 are each amended to read as follows: Every person who

(1) having knowledge of the contents thereof shall exhibit, sell, distribute, display for sale or distribution, or having knowledge of the contents thereof shall have in his possession with the intent to sell or distribute any [book, magazine, pamphlet, comic book, newspaper, writing, photograph,] motion picture film, phonograph record, tape or wire recording, [picture, drawing,] figure, image, or any object or thing which is obscene, or

(2) having knowledge of the contents thereof shall cause to be performed or exhibited, or shall engage in the performance or exhibition of any show, act, play, dance or motion picture which is obscene [;] shall be guilty of a gross misdemeanor.

NEW SECTION. Sec. 11. The attorney general is authorized to purchase any printed material which is being or may be distributed for sale in this state for the purpose of determining whether such printed material is an erotic publication.

NEW SECTION. Sec. 12. A dealer or distributor regularly engaged in the distribution for sale of printed material in this state shall sell and deliver to the attorney general at his request a copy or copies of every future issue of any periodical, including but not limited to weekly or monthly publications, at least one day prior to the distribution for sale of such periodical.

NEW SECTION. Sec. 13. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provisions to other persons or circumstances is not affected."

On motion of Senator Greive, Engrossed House Bill No. 123 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 319.

House Bill No. 225, by Representatives Bozarth, McDougall and Newhouse: Revising composition of soil and water conservation committee.

The bill was read the second time by sections.

On motion of Senator Hanna, the rules were suspended, House Bill No. 225 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 225 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Lennart, McMillan—2.

Excused: Senator Chytil—1.

House Bill No. 225, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 319, by Representatives Reese, Amen and Hausler:

Regulating livestock markets' records.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 319 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 319 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Lennart—1.

Excused: Senator Chytil—1.

Engrossed House Bill No. 319, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 123, by Representatives May, Garrett and Wolf: Relieving motion picture projectionists from criminal liability.

The Senate resumed consideration of Engrossed House Bill No. 123 on second reading and the amendment proposed by Senator Greive.

It was moved by Senator Greive that Engrossed House Bill No. 123 retain its place on second reading immediately following consideration of Engrossed House Bill No. 716.

Debate ensued.

The motion was carried on a rising vote.

Engrossed House Bill No. 6, by Representatives Harris and Bottiger (by Legislative Council request):

Deleting from small loan act exception as to loans made in another state.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 6:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Deleting from small loan act exception as to loans made in another state (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 2, following line 1 add a new section to read as follows:

"NEW SECTION. Sec. 2. Section 13, chapter 208, Laws of 1941 as amended by section 5, chapter 212, Laws of 1959 and RCW 31.08.160 are each amended to read as follows:

(1) Every licensee hereunder may lend any sum of money not to exceed one thousand dollars in amount and may charge, contract for, and receive thereon charges at a rate not exceeding [three] *thirty-six* percent per [month] *year* on that part of the unpaid principal balance of any loan not in excess of three hundred dollars, [one and one half] *eighteen* percent per [month] *year* on that part of the unpaid principal balance of any loan in excess of three hundred dollars and not in excess of five hundred dollars, and [one] *twelve* percent per [month] *year* on any remainder of such unpaid principal balance: *Provided, However,* That in lieu of said charges a licensee may charge one dollar per month, or fraction thereof, when said charges computed at the said rate amount to less than one dollar: *And Provided Further,* That such charge of one dollar shall not be collected on more than one loan nor more than once from any one borrower during any period of one month.

(2) Charges on loans made under this chapter shall not be paid, deducted, discounted, or received in advance, or compounded, but the rate of charge authorized by this section may be precomputed as provided in subsection (3) of this section. Charges on loans made under this chapter, excepting the minimum charge of one dollar provided in this section and excepting as permitted by subsection (3) hereof, (a) shall be computed and paid [only] *monthly* as a percentage per [month] *year* of the unpaid principal balance or portions thereof, and (b) shall be [so] expressed *in terms of annual charges thereon* in every obligation signed by the borrower. For the purpose of this section a month shall be that period of time from any date in a month to the corresponding date in the next month and if there is no such corresponding date then to the last day of the next month; and a day shall be considered one-thirtieth of a month when computation is made for a fraction of a month.

(3) When the loan contract requires repayment in substantially equal and consecutive monthly installments of principal and charges combined, the charges may be precomputed at the monthly rate on scheduled unpaid principal balances according to the terms of the contract and added to the principal of the loan. Every payment may be applied to the combined total of principal and precomputed charge until the contract is fully paid. The acceptance or payment of charges on loans made under the provisions of this subsection shall not be deemed to constitute payment, deduction, or receipt thereof in advance nor compounding under subsection (2) above. Such precomputed charge shall be subject to the following adjustments:

(a) The portion of the precomputed charge applicable to any particular monthly installment period shall bear the same ratio to the total precomputed charge, excluding any adjustment made under paragraph (f) of this subsection, as the balance scheduled to be outstanding during that monthly period bears to the sum of all monthly balances scheduled originally by the contract of loan.

(b) If the loan contract is prepaid in full by cash, a new loan, refinancing, or otherwise before the final installment date, the portion of the precomputed charge applicable to the full installment periods following the installment date nearest the date of such prepayment shall be rebated. In computing any required rebate, any prepayment made on or before the fifteenth day following an installment date shall be deemed to have been made on the installment date preceding such prepayment. If prepayment in full occurs before the first installment date an additional rebate of one-thirtieth of the portion of the precomputed charge applicable to a first installment period of one month shall be made for each day from the date of such prepayment to the first scheduled installment date. If judgment is obtained before the final installment date, the contract balance shall be reduced by the rebate of precomputed charge which would be required for prepayment in full as of the date judgment is obtained.

(c) If the payment date of all wholly unpaid installments on which no default charge has been collected is deferred one or more full months and the contract so provides, the licensee may charge and collect a deferment charge. Such deferment charge shall not exceed the portion of the precomputed charge applicable under the original contract of loan to the first month of the deferment period multiplied by the number of months in said period. The deferment period is the month or months in which no scheduled payment has been made or in which no payment is to be required by reason of the deferment. In computing any default charge, or required rebate, the portion of the precomputed charge applicable to each deferred balance and installment period following the deferment period and prior to the deferred maturity shall remain the same

as that applicable to such balances and periods under the original contract of loan. Such charge may be collected at the time of deferment or at any time thereafter. If a loan is prepaid in full during a deferment period, the borrower shall receive, in addition to the rebate required under paragraph (b) of this subsection, a rebate of that portion of the deferment charge applicable to any unexpired months of the deferment period.

(d) If the payment in full of any scheduled installment is in default more than seven days and the contract so provides, the licensee may charge and collect a default charge not exceeding an amount equal to the portion of the precomputed charge applicable to the final installment period. Said charge may not be collected more than once for the same default and may be collected when such default occurs or any time thereafter. If such default charge is deducted from any payment received after default occurs and such deduction results in the default of a subsequent installment, no charge may be made for the resulting default.

(e) If two or more full installments are in default for one full month or more at any installment date and if the contract so provides, the licensee may reduce the contract balance by the rebate which would be required for prepayment in full on such installment date. Thereafter, charges may be received at the agreed rate computed on actual unpaid balances of the contract for the time outstanding until the contract is fully paid. Charges so collected shall be in lieu of any deferment or default charges which otherwise would accrue on the contract after such installment date.

(f) A licensee and borrower may agree that the first installment due date may be not more than fifteen days more than one month and the amount of such installment may be increased by one-thirtieth of the portion of the precomputed charge applicable to a first installment of one month for each extra day.

(4) No licensee shall induce or permit any borrower to split up or divide any loan, nor induce or permit any person, nor any husband and wife jointly or severally, to become obligated, directly or contingently or both, under more than one contract of loan at the same time, for the purpose or with the result of obtaining a higher rate of charge than would otherwise be permitted by this section. If part or all of the consideration for a loan contract is the unpaid principal balance of a prior loan with the same licensee, then the principal amount payable under such loan contract shall not include any unpaid charges on the prior loan, except charges which have accrued within sixty days before the making of such loan contract any may include the balance of a precomputed contract which remains after giving the rebate required by subsection (3) hereof.

(5) No licensee shall directly or indirectly charge, contract for, or receive any charges or fees except charges authorized by this chapter and the lawful fees, if any, actually and necessarily paid out by the licensee to any public officer for the transferring of title or for filing, recording, or releasing in any public office, any instrument securing the loan, which fees may be collected when the loan is made, or at any time thereafter. A bona fide error in the calculation of charges or in the recording of such charges in any statement or receipt delivered to the borrower or in the licensee's records shall not be deemed to be a violation of this chapter if the licensee corrects the error."

Remember the remaining sections consecutively.

In line 1 of the title after the semicolon and before "and" insert "amending section 13, chapter 208, Laws of 1941 as amended by section 5, chapter 212, Laws of 1959 and RCW 31.08.160;"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Herbert H. Freise, Karl Herrmann, John T. McCutcheon, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The bill was read the second time by sections.

It was moved by Senator Freise that the committee amendments be not adopted.

Debate ensued.

Senators Ryder, Talley and Peterson (Ted) demanded the previous question and the demand was sustained.

The motion was carried and the committee amendments were not adopted.

MOTION FOR RECONSIDERATION

Senator Rasmussen, having voted on the prevailing side, moved that the Senate immediately reconsider the vote by which the committee amendments were not adopted.

Debate ensued.

POINT OF ORDER

Senator Freise:

"Point of order, Mr. President:

"Did Senator Rasmussen vote on the prevailing side?"

Senator Uhlman:

"Mr. President, I watched Senator Rasmussen vote on the prevailing side."

Senator Rasmussen:

"I had an eye witness. I knew the question was going to be raised."

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the point of order:

"The President is of the opinion that Senator Rasmussen said that he voted on the prevailing side, therefore, he did so."

Debate ensued.

Senators Talley, Freise and Sandison demanded the previous question and the demand was sustained.

Senators Uhlman, Washington, Herrmann, Hallauer, Rasmussen, Ryder, Metcalf, Stender and Redmon demanded a roll call and the demand was sustained.

ROLL CALL

The Secretary called the roll. The motion for reconsideration was lost by the following vote: Yeas, 21; nays, 22; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Bailey, Canfield, Donohue, Foley, Hallauer, Henry, Herrmann, Knoblauch, McCormack, Metcalf, Morgan, Neill, Peterson (Ted), Rasmussen, Ridder, Ryder, Stender, Talley, Uhlman, Washington, Woodall—21.

Those voting nay were: Senators Andersen, Atwood, Cooney, Durkan, Faulk, Freise, Greive, Guess, Hanna, Herr, Keefe, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Pritchard, Redmon, Sandison, Twigg, Williams—22.

Absent or not voting: Senators Connor, Dore, Gissberg, Lennart, Peterson (Lowell)—5.

Excused: Senator Chytil—1.

On motion of Senator Freise, the following amendments were adopted:

On page 2, renumber section 2 of the printed and engrossed bills to be section 16, and section 3 of the engrossed bill to be section 17, and insert 14 new sections as follows:

"Sec. 2. Section 3, chapter 23, Laws of 1957 and RCW 31.12.020 are each amended to read as follows:

A credit union is a cooperative society incorporated for the twofold purpose of promoting thrift among its members and creating a source of credit for them at legitimate rates of interest *not to exceed one percent permonth on the unpaid balance or the equivalent thereto*, for provident, productive, and educational purposes.

Sec. 3. Section 3, chapter 173, Laws of 1933 as amended by section 3, chapter 131, Laws of 1943, and RCW 31.12.050 are each amended to read as follows:

A credit union shall be organized in the following manner:

The applicants shall execute in quadruplicate articles of incorporation and bylaws by the terms of which they agree to be bound, which shall be submitted to and approved by the supervisor.

The articles of incorporation shall state:

- (1) The name and location of the proposed credit union;
- (2) The number of its directors, which shall not be less than [seven] five nor more than fifteen;
- (3) The names, occupation and post office address of the subscribers to the articles of incorporation, and a statement of the number of shares which each has agreed to take; and
- (4) The par value of the shares of the credit union, which shall be five dollars.

When articles of incorporation complying with the foregoing requirements, together with duplicate copies of such bylaws, have been filed with the supervisor, he shall ascertain whether such articles of incorporation and bylaws of such credit union are consistent with the purposes of this chapter and whether the character, responsibility and general fitness of the persons named in such articles are such as to command confidence and warrant belief that the purpose of the proposed credit union will be honestly and efficiently conducted in accordance with the purpose of this chapter, and he shall further determine the economic advisability for such credit union, also taking into consideration all surrounding facts and circumstances pertaining to a successful operation of said credit union, and whether the proposed credit union is being formed for other than the legitimate objects covered by this chapter. After the supervisor shall have satisfied himself of the above facts, and within thirty days after receipt of such certificates and bylaws, he shall endorse upon each of the articles of incorporation his official signature with the word "approved" or the word "refused" with the date thereof. In case of refusal, he shall return one of the quadruplicate certificates so endorsed with a copy of the bylaws to the person from whom the same were received, which refusal shall be conclusive unless the incorporators, within ten days of the issuance of such notice of refusal, shall appeal to the superior court of the county in which the credit union is proposed to be located. In case an appeal is taken the supervisor shall prepare, certify and deliver to such credit union a copy of the order of refusal with any documents filed by the applicant, and upon such transcript of proceedings, with any testimony that may be offered by either party, the case shall be tried in the superior court to which the appeal is taken, which shall be heard in the nature of a writ of review and summarily disposed of by the superior court upon such orders and proceedings as the judge may deem best and a judgment rendered, from which an appeal may be taken by either party to the supreme court; all conditioned that the appellant, upon taking the appeal, shall pay the reasonable charges for a transcript of the proceedings. In case of approval of the proposed corporation, the supervisor shall give notice thereof to the proposed incorporators, and shall file one of the quadruplicate articles of incorporation in his own office, and shall transmit another quadruplicate copy to the secretary of state, and shall return two quadruplicate copies and one of the duplicate bylaws of the incorporators. The incorporators shall file one of the quadruplicate copies with the county auditor of the county in which such credit union is to be located, with a filing fee of twenty-five cents.

Upon receipt from the proposed incorporators of a filing fee of five dollars the secretary of state shall file and record the articles of incorporation. Upon the filing of articles of incorporation, approved as aforesaid by the supervisor, with the secretary of state and county auditor, all persons named therein and their successors shall become and be a corporation, which shall have the powers and be subject to the duties and obligations prescribed by this chapter, and whose existence shall continue for the period not exceeding fifty years. In order to simplify the organization of credit unions the supervisor shall cause forms of articles of incorporation and bylaws to be prepared consistent with the provisions of this chapter, and upon written application of any seven residents of this state shall supply them without charge with blank forms of articles of incorporation and form of suggested bylaws.

Sec. 4. Section 12, chapter 173, Laws of 1933 as last amended by section 2, chapter 48, Laws of 1953, and RCW 31.12.160 are each amended to read as follows:

The annual meeting of the corporation shall be held at such time and place as the bylaws prescribe, but not later than [30] ninety days after the close of the fiscal year. Special meetings may be called at any time by a majority of the directors, and shall be called by the secretary upon written application of ten percent or more of the voting members of the corporation: *Provided, That in any event, the application of not*

less than ten nor more than one hundred voting members of the corporation shall be required to call a special meeting. Notice of all meetings of the corporation and of all meetings of the directors and of committees shall be given as provided in the bylaws. No member may vote by proxy or have more than one vote, and after a credit union has been incorporated for one year, no member may vote until he has been a member for three months. To be eligible to vote a member must have not less than one fully paid share. A fraternal organization, voluntary association, partnership, or corporation having a membership in a credit union may cast one vote at any of its meetings by its authorized agent.

Sec. 5. Section 13, chapter 173, Laws of 1933 as amended by section 11, chapter 131, Laws of 1943, and RCW 31.12.170 are each amended to read as follows:

The business and affairs of a credit union shall be managed by a board of not less than [seven] five directors. The directors shall be elected at the annual meetings. All members of the said board, as well as the officers, whom they may elect, shall be sworn to the faithful performance of their duties and shall hold their several offices unless sooner removed as hereinafter provided, until their successors are qualified. A record of every such qualification shall be filed and preserved with the records of the corporation. Directors shall be elected for not less than one year nor more than three years, as the bylaws shall provide. If the term is more than one year, they shall be divided into classes, and an equal number, as nearly as may be, elected each year. If a director ceases to be a member of the credit union, his office shall thereupon become vacant. A director must have not less than one fully paid share to qualify.

Sec. 6. Section 14, chapter 173, Laws of 1933 as last amended by section 2, chapter 138, Laws of 1959, and RCW 31.12.180 are each amended to read as follows:

The directors at their first meeting after the annual meeting shall elect from their own number a president, one or more vice presidents, a secretary, a treasurer, and such other officers as may be necessary for the transaction of the business of the credit union, who shall be the officers of the corporation and who shall hold office until their successors are elected and qualified unless sooner removed as hereinafter provided: *Provided*, That the treasurer need not be a director. The board shall select a credit committee composed of three or more members of the credit union, who need not be board members. The offices of secretary and treasurer may be held by the same person. No director shall be a member of both the credit and auditing committee, *and no more than one director shall serve on the auditing committee*. Each officer and employee handling funds of the credit union shall give bond to the directors in such amount and with such surety and conditions as the supervisor may prescribe, which bond shall be filed with the supervisor.

Sec. 7. Section 15, chapter 173, Laws of 1933 as last amended by section 3, chapter 138, Laws of 1959, and RCW 31.12.190 are each amended to read as follows:

The board shall have the general direction of the affairs of the corporation and shall meet as often as may be necessary, but not less than once in each month. It shall act upon all applications for membership and upon the expulsion of members, determine the rate of interest on loans subject to the limitations herein, determine the rate of interest to be paid on deposits, which shall not exceed four percent per year, determine the types of security which shall be acceptable on loans subject to the limitations herein, and fill vacancies in the board and in such committees for which provision as to filling of vacancies is not made herein, until the next election. It shall make recommendations to the members relative to the need of amendments to the bylaws and other matters upon which it deems the members should act at any regular or special meeting. The board from time to time shall set the amount of shares and deposits which any one member may hold in the credit union, and set the amount which may be loaned, secured or unsecured, to any one member, all subject to the limitations contained in this chapter. At each annual, [or] semiannual, *or quarterly* period the board may declare a dividend from net earnings, which shall be paid on all shares outstanding at the time of declaration, and which may be paid to members on shares withdrawn during the period. Shares which become paid up during the year shall be entitled to a proportional part of the dividend calculated from the first day of the month following such payment in full: *Provided*, That the board may compute such full shares if purchased on or before the tenth day of any month, as of the first day of the month. The board may borrow money in behalf of the credit union, for the purpose of making loans, and the payment of debts or withdrawals. The aggregate amount of such loans shall not exceed thirty-three and one-third percent of the credit union's paid-in and unimpaired capital and surplus except with the approval of the supervisor. It may, by a two-thirds vote, remove from office any officer for cause; or suspend any

member of the board, credit committee, or audit committee, for cause, until the next membership meeting, which meeting shall be held within fifteen days of the suspension, and at which meeting the suspension shall be acted upon by the members. The board shall make a written report to the members at each annual meeting.

Sec. 8. Section 18, chapter 173, Laws of 1933 as amended by section 15, chapter 131, Laws of 1943, and RCW 31.12.220 are each amended to read as follows:

Before the payment of any dividend there shall be set apart as a guaranty fund not less than twenty percent of the net income which has accumulated during the next preceding dividend period, except as hereinafter provided, until such time as said guaranty fund and undivided profits shall equal [fifteen], *ten* percent of the [assets] *outstanding loans and investments* of the said credit union, and thereafter there shall be added to the guaranty fund at the end of each such period such percentage of the net income which has accumulated during that period as will result in at least maintaining such guaranty fund and undivided profits at such amount. All entrance fees shall be added to the guaranty fund at the close of the dividend period, and shall never exceed twenty-five cents for each member. The guaranty fund and the investments thereof shall be held to meet contingencies or losses in the business of the credit union, and shall not be distributed to its members, except in case of dissolution.

Sec. 9. Section 19, chapter 173, Laws of 1933 as amended by section 16, chapter 131, Laws of 1943, and RCW 31.12.230 are each amended to read as follows:

The supervisor shall have the right to require a credit union to charge off or set up a reserve fund for such delinquent loans or other assets as in his opinion require such action. [A loan shall not be considered delinquent if in the hands of an attorney for collection, for a period not in excess of one year, or is in the process of reduction by payments from any source satisfactory to the board of directors, even though such payments may be less in amount than the payments indicated by the terms of the note.]

Sec. 10. Section 8, chapter 23, Laws of 1957 as amended by section 5, chapter 138, Laws of 1959, and RCW 31.12.245 are each amended to read as follows:

The board of any credit union organized under this chapter whose assets are in excess of two hundred thousand dollars may appoint such loan officers as it deems advisable for the purpose of approving certain types of loans without further authorization from the credit committee. Credit unions with assets of two hundred thousand dollars or less may appoint such loan officers: *Provided*, That the supervisor has given his prior approval thereto. Such loan officers may be authorized to approve individually only the following types of loans without the approval of the credit committee:

(1) Personal loans to an amount not exceeding [five-hundred] *one thousand* dollars, on the unendorsed or unsecured note of the borrower, and personal loans not exceeding [one thousand] *one thousand five hundred* dollars which are adequately secured in the judgment of a loan officer;

(2) Personal loans in excess of [five hundred] *one thousand* dollars so long as that amount of the loan exceeding [five hundred] *one thousand* dollars is secured by the borrower's pledged shares in the credit union;

(3) Personal loans refinancing loans previously made where the new loan balance will not exceed the loan balance originally authorized and the actual indebtedness is not increased by more than one thousand dollars.

Sec. 11. Section 11, chapter 23, Laws of 1957 as amended by section 1, chapter 38, Laws of 1965 extraordinary session, and RCW 31.12.270 are each amended to read as follows:

A credit union may make

(1) Personal loans to its members secured by the note of the borrower;

(2) *Loans to its members under the act of congress known as the "Higher Education Act of 1965", Nov. 8, 1965, Pub. L. 89-329 (20 USC §§ 1001 to 1144 inc.);*

(3) *Loans to its members secured by a first security interest in a house trailer, as defined by RCW 82.50.010, owned by the member. All such loans must be amortized by weekly, semimonthly or monthly payments, which payments, including interest, shall be at the rate of not less than fifteen percent per year of the original principal. Such loans shall not exceed seventy-five percent of the purchase price or of the appraised value thereof, whichever is the lesser;*

(4) *Loans to its members secured by first mortgages or real estate contracts in which members are buyers if such mortgage or contract relates to real estate which is situated within the state; such real estate must be within fifty miles of the principal office of the credit union unless with prior approval of the supervisor; and*

[(3)] (5) Loans to other credit unions upon a two-thirds majority vote of the board: *Provided*, That the total amount of such loans does not exceed twenty-five percent of the paid-in and unimpaired capital and surplus of the lending credit union.

Personal loans shall be given preference, and in the event there are not sufficient funds available to satisfy all loan applicants approved by the credit committee, further reference shall be given to the smaller loan. Each personal loan shall be payable within two years from the date thereof: *Provided*, That loans with satisfactory security may be made payable within five years from the date thereof. Each endorser of a note given as security for a personal loan shall be a resident of the state at the time the loan is made, unless he is a member of the credit union, and if he leaves the state, a new resident endorser shall be immediately provided or the loan shall be at once collectible.

Sec. 12. Section 12, chapter 23, Laws of 1957 as last amended by section 2, chapter 38, Laws of 1965 extraordinary session, and RCW 31.12.280 are each amended to read as follows:

Loans to any one member shall not exceed [five] six thousand dollars without the permission of the supervisor and shall be limited as follows:

(1) To an amount not exceeding [seven hundred fifty] *one thousand* dollars on the undorsed or unsecured note of the borrower;

(2) Loans to an individual or family community in excess of [seven hundred fifty] *one thousand* dollars must be adequately secured.

Sec. 13. Section 13, chapter 23, Laws of 1957 as amended by section 8, chapter 138, Laws of 1959, and RCW 31.12.290 are each amended to read as follows:

The total amount which a credit union may lend on the security of mortgages on, or contracts relating to, real estate shall not exceed the following limits:

(a) Ten percent of its total assets if its assets are under one hundred thousand dollars.

(b) Twenty percent of its total assets if its assets are over one hundred thousand dollars but under one million dollars.

(c) Thirty percent of its total assets if its assets are in excess of one million dollars.

All loans secured by mortgages or contracts on real estate shall be subject to the following restrictions:

(1) Loans secured by first mortgages shall be only on real estate improved by a home, a combination home and business building, or a two unit residential building in which the owner-borrower is the occupant of one unit; loans may be made for the construction of any such improvements. *Additional parcels of noncontiguous, improved, habitable, residential real estate may be included in the same loan as such security together with the principal property.*

(2) Any loans made on a real estate contract must be through warranty deed and assignment of the seller's interest, and the principal amount of the purchase price must have been reduced by twenty-five percent; the monthly payments must not be delinquent at time of the loan and the real estate must be such as would qualify for a mortgage loan under paragraph (1) hereof.

(3) The total amount which may be loaned on any one property or to any one family community borrower shall not exceed two and one-half percent of the assets of the credit union, or [seventy-five hundred] *ten thousand* dollars, whichever is greater, except with the prior approval of the supervisor. Such loan shall not exceed:

(a) Seventy-five percent of the appraised value of the real estate if there is located thereon a home only which is not over [thirty] *sixty* months old and incidental out buildings, or if the loan is made for the construction or completion of such improvements, and

(b) Sixty percent of the appraised value of the real estate if there is located thereon other habitable buildings of a nature permitted under paragraph (1) hereof.

All taxes and assessments must be paid currently, and all such loans must be amortized *within a maximum period of twenty years* by weekly, semimonthly or monthly payments, which payments, including interest, shall be at the rate of not less than [ten] *seven and one-half* percent per year of the original principal.

The real estate covered by any such mortgage or contract must be inspected and appraised by two appraisers each of whom has had two or more years experience in appraising real estate for loan purposes within the area in which the property is located. The credit union must have a policy of title insurance issued concurrently by an insurance company licensed to do business in the state of Washington, insuring the in-

terest of the credit union in the real estate in the full amount of the loan, or must have an abstract brought up-to-date of the loan and certified by a practicing attorney; also with fire insurance covering at least the interest of the credit union.

Sec. 14. Section 27, chapter 173, Laws of 1933 as amended by section 9, chapter 48, Laws of 1953, and RCW 31.12.330 are each amended to read as follows:

The expenses of a credit union shall be paid from its earnings. No credit union shall pay or become liable to pay in any calendar year as salaries, fees, wages, or other compensations to officers, directors, agents, attorneys, clerks, and employees and for rent, advertising, and all other operating expenses, sums of money, the aggregate of which exceeds five percent of the average amount of the assets of the union during such year: *Provided*, That a credit union shall not thereby be limited in its expenditures to a sum less than [five] six hundred dollars in any calendar year. No credit union shall pay any fee, commission, or other compensation, directly or indirectly, to a person for soliciting the purchase of or selling its shares of stock or for soliciting loans or deposits.

Sec. 15. Section 31, chapter 173, Laws of 1933 as last amended by section 10, chapter 48, Laws of 1953, and RCW 31.12.360 are each amended to read as follows:

If an officer of a credit union is, in the opinion of the supervisor, dishonest, inefficient, incapable of doing his work, or wilfully disobeying orders of the supervisor, or is in any way violating this chapter or the bylaws of the credit union, he may be suspended by the supervisor. The supervisor shall give the board of the credit union prompt notice of such suspension and promptly upon receipt thereof the board shall call a meeting of its members to consider the matter forthwith and give the supervisor at least seven days' notice of the time and place of such meeting. If the board shall find the supervisor's objection to be well founded, it shall remove such director, officer or employee immediately. *In the event that the board of the credit union shall fail to remove such director, officer or employee, the supervisor may petition the superior court of the county wherein the principal office of the credit union is located, setting forth the reasons why such person should be removed. Such petition shall be answered by the credit union as in civil actions. Such cause shall be heard by the court de novo without the intervention of a jury and upon such hearing the superior court shall enter its decision as to whether such person shall remain in or be removed from his position. The court shall make and enter specific findings of fact and conclusions of law and its decision shall be reviewable by the supreme court.* The supervisor shall be charged with the administration and enforcement of this chapter, shall require each credit union to conduct its business in compliance therewith, and shall have power to commence and prosecute actions and proceedings to enforce the provisions of this chapter, to enjoin violations thereof, and to collect sums due the state of Washington from any credit union."

On page 1, line 1 of the title, strike "small loan companies" and insert "loan agencies", and on line 3 after "31.08.200" and before the period insert the following:

": amending section 3, chapter 23, Laws of 1957 and RCW 31.12.020; amending section 3, chapter 173, Laws of 1933 as amended by section 3, chapter 131, Laws of 1943, and RCW 31.12.050; amending section 12, chapter 173, Laws of 1933 as last amended by section 2, chapter 48, Laws of 1953, and RCW 31.12.160; amending section 13, chapter 173, Laws of 1933 as amended by section 11, chapter 131, Laws of 1943, and RCW 31.12.170; amending section 14, chapter 173, Laws of 1933 as last amended by section 2, chapter 138, Laws of 1959, and RCW 31.12.180; amending section 15, chapter 173, Laws of 1933 as last amended by section 3, chapter 138, Laws of 1959, and RCW 31.12.190; amending section 18, chapter 173, Laws of 1933 as amended by section 15, chapter 131, Laws of 1943, and RCW 31.12.220; amending section 19, chapter 173, Laws of 1933 as amended by section 16, chapter 131, Laws of 1943, and RCW 31.12.230; amending section 8, chapter 23, Laws of 1957 as amended by section 5, chapter 138, Laws of 1959, and RCW 31.12.245; amending section 11, chapter 23, Laws of 1957 as amended by section 1, chapter 38, Laws of 1965 extraordinary session, and RCW 31.12.270; amending section 12, chapter 23, Laws of 1957 as last amended by section 2, chapter 38, Laws of 1965 extraordinary session, and RCW 31.12.280; amending section 13, chapter 23, Laws of 1957 as amended by section 8, chapter 138, Laws of 1959, and RCW 31.12.290; amending section 27, chapter 173, Laws of 1933 as amended by section 9, chapter 48, Laws of 1953, and RCW 31.12.330; and amending section 31, chapter 173, Laws of 1933 as last amended by section 10, chapter 48, Laws of 1953, and RCW 31.12.360."

On motion of Senator Woodall, the rules were suspended, Engrossed

House Bill No. 6 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 6 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Lennart—1.

Excused: Senator Chytil—1.

Engrossed House Bill No. 6 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 716, by Representatives Lynch, Smythe and Charette:

Creating a state system of community colleges.

The bill was read the second time by sections.

On motion of Senator Canfield, the rules were suspended, Engrossed House Bill No. 716 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 716 and the bill passed the Senate by the following vote: Yeas, 40; nays, 3; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Woodall—40.

Those voting nay were: Senators Freise, Neill, Rasmussen—3.

Absent or not voting: Senators Durkan, Lennart, Mardesich, Talley, Williams—5.

Excused: Senator Chytil—1.

Engrossed House Bill No. 716, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 123, by Representatives May, Garrett and Wolf: Relieving motion picture projectionists from criminal liability.

The Senate resumed consideration of Engrossed House Bill No. 123 on second reading and the amendment proposed by Senator Greive.

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Greive, the following amendment to the title by Senators Greive, Uhlman, Faulk and Ridder was adopted:

In line 1 of the title, after "crimes" strike all the matter down to and including "9.68.010." on line 3 and insert the following: "and to the publication and sale of certain written material; defining terms; requiring the labeling of erotic publications and prohibiting the sale thereof to minors; providing for hearings relating thereto; amending section 118, page 96, Laws of 1854, as last amended by section 1, chapter 146, Laws of 1961, and RCW 9.68.010; adding new sections to chapter 9.68 RCW; and providing penalties."

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 123 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 123 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Those voting nay were: Senators Hallauer, Lennart, Neill—3.

Absent or not voting: Senators Durkan, Freise, Mardesich—3.

Excused: Senator Chytil—1.

Engrossed House Bill No. 123 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 533, by Committee on Education:

Providing for state service training facilities.

The bill was read the second time by sections.

On motion of Senator Ridder, the following amendment was adopted:

On page 2, section 1, line 2, after "training" and before the period insert ": *Provided*, That the provisions of this section shall not be construed as interfering in any way with the program or programs of any other public agency."

On motion of Senator Ridder, the rules were suspended, Substitute House Bill No. 533 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 533 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive,

Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Durkan, Morgan, Twigg—3.

Excused: Senator Chytil—1.

Substitute House Bill No. 533 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 539, by Representatives Cunningham, Garrett and Barden:

Enlarging hospital district commissioner boards.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 539 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 539 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Bailey, Durkan, McCutcheon, Ridder—4.

Excused: Senator Chytil—1.

Engrossed House Bill No. 539, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Substitute House Bill No. 322, by Committee on Business and Professions:

Amending barber law.

The bill was read the second time by sections.

It was moved by Senator Metcalf that the following amendment be adopted:

On page 4, beginning on line 3 strike all the deleted material down to and including "school]" on line 4 and insert "having a diploma showing graduation from an eighth grade grammar school"

On line 4, strike "*having completed a tenth grade education*"

It was moved by Senator Hallauer that Engrossed Substitute House Bill No. 322 retain its place at the end of the second reading calendar for today.

Debate ensued.

The motion was lost.

The President declared the question before the Senate to be the adoption of the amendment proposed by Senator Metcalf.

The motion was carried on a rising vote and the amendment was adopted.

On motion of Senator Woodall, the following amendment was adopted:

On page 2, section 1, line 29, after "upon" insert "*neighbors, friends or* "

It was moved by Senator Guess that the following amendment be adopted:

On page 12, beginning on line 13, strike all the material down to and including "*barbers.*" on line 14.

Debate ensued.

It was moved by Senator Uhlman that Engrossed Substitute House Bill No. 322 be made a special order of business for 3:50 p.m.

Debate ensued.

On motion of Senator Ryder, the motion by Senator Uhlman was laid upon the table.

The President declared the question before the Senate to be the adoption of the amendment proposed by Senator Guess.

The motion was carried on a rising vote and the amendment was adopted.

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed Substitute House Bill No. 322 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 322 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 5; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—41.

Those voting nay were: Senators Donohue, Greive, Hallauer, McMillan, Uhlman—5.

Absent or not voting: Senators Durkan, Neill—2.

Excused: Senator Chytil—1.

Engrossed Substitute House Bill No. 322 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:50 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

The President called the Senate to order at 1:30 p.m.

SECOND READING OF BILLS

Engrossed House Bill No. 72, by Representatives Copeland, Garrett and Flanagan (by Legislative Council request):

Authorizes development and acquisition of outdoor recreation areas by department of natural resources.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 72:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizes development and acquisition of outdoor recreation areas by department of natural resources (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 11 of the printed bill, being line 10 of the engrossed bill, after "jurisdiction" and before "when" insert "which are of primitive character".

On page 2, line 1, of the printed bill, being page 1, line 27 of the engrossed bill, add the following:

"NEW SECTION. Sec. 3. There is added to chapter 79.08 a new section to read as follows:

The department of natural resources shall not, with respect to lands leased for park purposes, charge an annual rental in excess of one per cent of the appraised value of the land leased, and no rental shall be charged on tidelands, accreted lands, or adjacent uplands on the Pacific Ocean when such lands are to be used for park purposes.

"NEW SECTION. Sec. 4. There is added to chapter 79.08 RCW a new section to read as follows:

For the purpose of securing and preserving privately owned lands for park and recreation purposes, the department of natural resources is authorized, with the advice and approval of the state board of natural resources, to exchange any state lands of equal value for such lands. Lands acquired by exchange as herein provided shall be withdrawn from lease and sale and reserved for park and recreation purposes."

In line 3 of the title of both the printed and engrossed bill, after the semicolon, strike "and adding new sections to chapter 8, Laws of 1965 and to chapter 43.30 RCW" and insert the following: "limiting rental charges on lands leased for park purposes; authorizing the exchange of state lands for private lands for park purposes; adding new section to chapter 43.30 RCW; and adding new sections to chapter 8, Laws of 1965 and to chapter 79.08 RCW".

Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Hallauer, the committee amendment to page 1, section 1 was adopted.

On motion of Senator Hallauer, the committee amendment on page 2, line 1 was not adopted.

On motion of Senator Hallauer, the following amendment by Senators Hallauer, Andersen, Gissberg and Hanna was adopted:

On page 1, line 24 of the printed bill, being line 23 of the engrossed bill, following section 1, insert new sections to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 8, Laws of 1965 and to chapter 43.30 RCW a new section to read as follows:

There is hereby created an account of the general fund to be known as the "Parks and Recreation Revolving Account". Notwithstanding any other provisions of law, the department of natural resources is hereby directed to deposit into such account from time to time an amount equal to any rents it shall have received from the state parks and recreation commission. No moneys derived from the sale, lease or other disposal of lands granted in trust to the state by the Washington state enabling act shall be deposited in such account. The state parks and recreation commission is hereby authorized to withdraw from such account and expend for park purposes such funds as may from time to time be deposited therein. No appropriation shall be required to permit such withdrawals and expenditures.

NEW SECTION. Sec. 3. There is added to chapter 8, Laws of 1965, and to chapter 43.08 RCW, a new section to read as follows:

It is the sense of the legislature that use of lands granted to the state in trust by the Washington state enabling act for park purposes is not in violation of the trust imposed upon such lands, since the lands are not disposed of in the constitutional sense and since the various trust beneficiaries indirectly receive the benefits of the trust.

Therefore, the department of natural resources, with respect to the rental on lands leased for park purposes, shall determine the full rental market value as required by Article XVI of the Washington State Constitution, by considering only the actual money value of the lands when used for park purposes and the offsetting benefits accruing directly or indirectly to the owner and/or beneficiaries of such lands.

NEW SECTION. Sec. 4. There is added to chapter 79.08 RCW a new section to read as follows:

For the purpose of securing and preserving privately owned lands for parks and recreation purposes, the department of natural resources is authorized, with the advice and approval of the state board of natural resources, to exchange any state lands of equal value for such lands. Lands acquired by exchange as herein provided shall be withdrawn from lease and sale and reserved for park and recreation purposes.

NEW SECTION. Sec. 5. There is added to chapter 8, Laws of 1965, and to chapter 43.08 RCW a new section to read as follows:

If any provision of sections 1 through 6 of this act, or its application to any person or circumstances is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Renumber existing section 2 as section 6.

On motion of Senator Hallauer, the committee amendment to the title was not adopted.

On motion of Senator Hallauer, the following amendment to the title was adopted.

On page 1, line 3 of the title of the engrossed and printed bills, after "measures;" insert "creating a parks and recreation revolving account; providing for certain inter-agency fund transfers; authorizing the expenditure of certain funds for park purposes; providing for the exchange of state lands for privately owned lands of equal value to be used for park purposes; adding a new section to chapter 79.08 RCW;"

On motion of Senator Hallauer, the rules were suspended, Engrossed House Bill No. 72 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 72 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Connor, McCutcheon, McMillan, Marquardt, Pritchard—5.

Excused: Senator Chytil—1.

Engrossed House Bill No. 72 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 353, by Representatives Kirk, Kopet, Hoggins, Mahaffey, Jastad and Hurley:

Regulating dangerous drugs.

On motion of Senator Hallauer, Engrossed House Bill No. 353 was ordered to retain its place on second reading immediately following consideration of House Bill No. 918.

Engrossed House Bill No. 476, by Representatives Adams, Humiston and Kopet (by Departmental request):

Providing for the control of tuberculosis.

The bill was read the second time by sections.

On motion of Senator Kupka, the rules were suspended, Engrossed House Bill No. 476 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 476 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lenart, Lewis, McCormack, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Dore, McCutcheon, Marquardt—4.

Excused: Senator Chytil—1.

Engrossed House Bill No. 476, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 855, by Representatives Day, Kopet and Perry: Establishing a chiropractic disciplinary board.

The bill was read the second time by sections.

On motion of Senator Gissberg, the following amendment was adopted:

On page 8 of the engrossed bill, after section 31, add the following:

"NEW SECTION. Sec. 32. The provisions of section 3 (12) and section 30 of this act shall not apply to persons holding a license to practice other healing arts as of the effective date of this act, but shall only apply to persons so licensed after the effective date of this act."

On motion of Senator Rasmussen, Engrossed House Bill No. 855 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 115.

Engrossed House Bill No. 115, by Representatives Gorton, Garrett, Whetzel and Hill (by Legislative Council request):

Authorizing community municipal corporations.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, Engrossed House Bill No. 115 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 115, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Voting nay was: Senator Lewis—1.

Absent or not voting: Senators Connor, Dore, Hallauer, McCutcheon—4.

Excused: Senator Chytil—1.

Engrossed House Bill No. 115, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 855, by Representatives Day, Kopet and Perry: Establishing a chiropractic disciplinary board.

The Senate resumed consideration of Engrossed House Bill No. 855.

It was moved by Senator Greive that the following amendment be adopted:

On page 9, add a new section following section 34 as follows:

"NEW SECTION: Sec. 36. Nothing in this act shall be deemed to limit or prohibit the practice of chiropractic by adjustment of any articulation of the body."

Debate ensued.

Senators Henry, Rasmussen and Faulk demanded the previous question and the demand was not sustained.

Further debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 3, strike all of new section 10 and renumber the remaining sections consecutively.

On motion of Senator Woodall, the amendment was laid upon the table.

On motion of Senator Woodall, the rules were suspended, Engrossed House Bill No. 855 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 855 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 37; nays, 10; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Connor, Cooney, Dore, Durkan, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Sandison, Stender, Twigg, Uhlman, Woodall—37.

Those voting nay were: Senators Bailey, Canfield, Donohue, Faulk, Morgan, Rasmussen, Ridder, Talley, Washington, Williams—10.

Absent or not voting: Senator Ryder—1.

Excused: Senator Chytil—1.

Engrossed House Bill No. 855 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Woodall, all bills passed today were ordered immediately transmitted to the House.

House Bill No. 918, by Representatives Haussler and Flanagan:

Regulating hospital districts.

The bill was read the second time by sections.

On motion of Senator Hallauer, the rules were suspended, House Bill No. 918 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 918 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Durkan, Guess, Rasmussen—4.

Excused: Senator Chytil—1.

House Bill No. 918, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 353, by Representatives Kirk, Kopet, Hoggins, Mahaffey, Jastad and Hurley:

Regulating dangerous drugs.

On motion of Senator McMillan, Engrossed House Bill No. 353 was made a special order of business for 2:45 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:35 p.m.

Engrossed Substitute House Bill No. 170, by Committee on Business and Professions:

Authorizing department of commerce and economic development to develop markets and participate in trade fairs.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Engrossed Substitute House Bill No. 170 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 170 and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Voting nay was: Senator Cooney—1.

Absent or not voting: Senators Connor, Dore, Pritchard, Ridder, Ryder—5.

Excused: Senator Chytil—1.

Engrossed Substitute House Bill No. 170, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 227, by Representatives Cunningham, Zimmerman, Bozarth, May, Wolf, Veroske and Smythe (by Executive request):

Implementing law relating to motor vehicle driver's licenses.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 227:

Senate Chamber,
Olympia, Wash., February 4, 1967.

Implementing law relating to motor vehicle driver's licenses (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 1, subsection (2), beginning on line 2 of the engrossed bill, being line 3 of the printed bill, strike all of the matter down to "RCW:" on line 3 of the engrossed bill and line 4 of the printed bill and insert "(2) *The minor has satisfactorily completed a driver education course, conducted by a recognized secondary school, that meets the standards established by the Office of the State Superintendent of Public Instruction or the minor has satisfactorily completed a driver education course, conducted by a commercial driving instruction enterprise, that meets the standards established by the Office of the Superintendent of Public Instruction and is officially approved by that office on an annual basis.*"

Nat Washington, Chairman,
Al Henry, Vice Chairman.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, Ernest W. Lennart, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendment was adopted.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 227 as amended by the Senate was advanced to third reading,

the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 227 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Connor, Dore, Foley, McCormack, Ryder, Twigg—6.

Excused: Senator Chytil—1.

Engrossed House Bill No. 227 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 252, by Representatives Conner, Jueling and Newschwander:

Bringing chiropodists within health care services agreements.

REPORT OF STANDING COMMITTEE

House Bill No. 252:

Senate Chamber,
Olympia, Wash., March 1, 1967.

Bringing Chiropodists within health care services agreements (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, lines 9 and 10, after "chapter 18.22" and before "RCW if:" insert "and 18.53"

On page 2, after the end of section 2, add a new section to read as follows:

"Sec. 3. Section 2, chapter 268, Laws of 1947, as amended by section 2, chapter 197, Laws of 1961, and RCW 48.44.020 are each amended to read as follows: ,

Any health care service contractor may enter into agreements with or for the benefit of persons or groups of persons which require prepayment for health care services by or for such persons in consideration of such health care service contractor providing one or more health care services to such persons and such activity shall not be subject to the laws relating to insurance if the health care services are rendered by the health care service contractor, [or] by a participant or by a licensee who is indemnified under the provisions of this section. If vision care within the scope of section 1, chapter 144, Laws of 1919, and RCW 18.53.010 is offered, the subscriber shall have freedom of choice of any licensee under chapter 18.53. and 18.71 RCW. If the vision care is rendered through participants, then the health care service contractor must either (a) permit licensees under both RCW 18.53 and RCW 18.71 to become participants, or (b) indemnify the subscriber for the care if rendered by such licensees who are not participants. Compensation for such care shall be in the same amount whether rendered by a participant or by a licensee for whose services the subscriber is indemnified as provided in this section."

On page 1, line 1 of the title, after "health care servicees" and before "; and adding" insert: "; amending section 2, chapter 268, Laws of 1947, as amended by section 2, chapter 197, Laws of 1961, and RCW 48.44.020"

....., Chairman,
August P. Mardesich, Vice Chairman.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Lowell Peterson, Robert W. Twigg.

It was moved by Senator Atwood that House Bill No. 252 be referred to the Committee on Rules and Joint Rules.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators McCutcheon, Kupka, Herrmann, Hallauer, Cooney, Durkan, Mardesich, Ridder and Connor.

ROLL CALL

The Secretary called the roll. The motion was lost by the following vote: Yeas, 13; nays, 30; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Faulk, Foley, Guess, Lennart, Lewis, Metcalf, Morgan, Redmon, Stender, Williams—13.

Those voting nay were: Senators Bailey, Connor, Cooney, Donohue, Durkan, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Talley, Twigg, Uhlman, Washington, Woodall—30.

Absent or not voting: Senators Dore, Marquardt, Neill, Rasmussen, Ryder—5.

Excused: Senator Chytil—1.

The bill was read the second time by sections.

On motion of Senator Greive, the committee amendments were adopted.

It was moved by Senator Greive that the following amendment be adopted:

On page 1, section 1, line 9, after "pursuant to" strike "chapter 18.22" and insert "chapters 18.22, 18.25 and 18.57"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Mardesich, the rules were suspended, House Bill No. 252 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"I'd like to ask Senator Greive a question:

"What is this going to do to the hospital rates for members that have protection under this legislation?"

Senator Greive:

"It won't do anything to them. If anything, it might even decrease the rates but it shouldn't raise them. I don't know how it could. The only way it could raise them is if you are not getting a service now and if the union contracts for that service, of course they would have to pay the additional fee. If they don't contract, then of course they wouldn't get it. It's merely permissive so they can contract for it."

Debate ensued.

POINT OF INQUIRY

Senator Uhlman:

"Mr. President, would Senator Mardesich yield to a question:

"Since Group Health is a contractor, must an organization such as this offer freedom of choice? Are they covered by this legislation?"

Senator Mardesich:

"No, as I understand it this covers only those contractors offering coverage by participation or by identification."

Debate ensued.

Senators Talley, Greive and Woodall demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 252 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 27; nays, 17; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Talley, Uhlman, Washington, Woodall—27.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Faulk, Freise, Guess, Hallauer, Knoblauch, Lennart, Lewis, Morgan, Neill, Pritchard, Redmon, Twigg, Williams—17.

Absent or not voting: Senators Donohue, Marquardt, Rasmussen, Ryder—4.

Excused: Senator Chytil—1.

House Bill No. 252 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 353 on second reading.

Engrossed House Bill No. 353, by Representatives Kirk, Kopet, Hoggins, Mahaffey, Jastad and Hurley:

Regulating dangerous drugs.

The Senate resumed consideration of Engrossed House Bill No. 353 and the amendment proposed by Senator Hallauer.

The motion was lost and the amendment was not adopted.

MOTION FOR RECONSIDERATION

On motion of Senator Hallauer, the Senate voted to reconsider the vote by which the two prior amendments by Senator Hallauer were adopted.

On motion of Senator Hallauer, the amendments were laid upon the table.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 353 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 353 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf,

Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Freise, Lennart—2.

Excused: Senator Chytil—1.

Engrossed House Bill No. 353, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 96, by Representatives Wolf, Beck and Bledsoe (by Departmental request):

Amending laws relating to motor vehicle fees, funds, and driving record abstracts.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 96:

Senate Chamber,
Olympia, Wash., February 4, 1967.

Amending laws relating to motor vehicle fees, funds, and driving record abstracts (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 15, of the engrossed and printed bill, after "person" and before "a" insert "*or his attorney*".

On page 1, section 1, line 16, of the engrossed and printed bill, after "of" and before "[operating]" strike "the" and insert "[the] his".

On page 1, section 1, line 16, of the engrossed and printed bill, after "record" strike "of any person subject to the provisions of this chapter" and insert "[of any person subject to the provisions of this chapter]".

On page 2, section 2, line 13, of the engrossed and printed bill, after "not" and before the comma strike "less than five years past" and insert "[less than five years past] *more than five years last past*".

On page 2, section 2, line 21 of the engrossed bill, being line 22 of the printed bill, after "request" on line 21 and "quest" on line 22 insert "*Provided, That the abstract herein provided to the insurance company shall have excluded therefrom any information pertaining to any occupational driver's license when the same is issued to any person employed by another or self-employed as a motor vehicle driver who during the five years preceding the request has been issued such a license by reason of a conviction of a motor vehicle offense outside the scope of his principal employment, and who has during such period been principally employed as a motor vehicle driver deriving the major portion of his income therefrom.*"

On page 3, section 2, line 2, of the engrossed and printed bill, after "shall be a" and before "misdemeanor" insert "*gross*".

On page 3, section 2, beginning on line 2, of the engrossed and printed bill, after "misdemeanor" strike "*,* punishable by a fine of one hundred dollars" and insert "*[, punishable by a fine of one hundred dollars]*".

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

The Secretary commenced reading the following amendments by Senator Guess:

On page 4, line 12, add the following:

"Sec. 8. Section 2, chapter 137, Laws of 1965 and RCW 46.44.0941 are each amended to read as follows:

The following fees, in addition to the regular license and tonnage fees, shall be paid for all movements under special permit made upon state primary or secondary highways. All funds collected shall be forwarded to the state treasury and shall be deposited in the motor vehicle fund:

All overlegal loads, except overweight, single trip	\$3.00
Continuous operation of overlegal loads having either overwidth or over-height features only for a period not to exceed thirty days.....	\$20.00
Continuous operation of overlegal loads having overlength only for a period not to exceed thirty days.....	\$10.00
Operation of combination of vehicles composed of more than two vehicles single trip	\$3.00

Overweight Fee Schedule

Fee per mile on state highways

[Weight over that allowed by statute]

Weight over total registered gross weight plus additional gross weight purchased under provisions of RCW 46.44.095, 46.44.047, 46.44.037 as now or hereafter amended, or any other statute authorizing the state highway commission to issue annual overweight permits.

1- 5,999 pounds	[\$0.10]	\$.05
6,000-11,999 pounds	[\$0.20]	\$.10
12,000-17,999 pounds	[\$0.30]	\$.15
18,000-23,999 pounds	[\$0.50]	\$.25
24,000-29,999 pounds	[\$0.70]	\$.35
30,000-35,999 pounds	[\$0.90]	\$.45
36,000 [pounds or more]-41,999 pounds.....	[\$1.10]	[\$.55] \$.60
42,000-47,999 pounds	\$.75	
48,000-53,999 pounds	\$.90	
54,000-59,999 pounds	\$1.05	
60,000-65,999 pounds	\$1.20	
66,000-71,999 pounds	\$1.45	
72,000-77,999 pounds	\$1.70	
80,000 pounds or more.....	\$2.00	

Provided; (1) the minimum fee for any overweight permit shall be \$5.00, (2) when computing overweight fees which result in an amount less than even dollars the fee shall be carried to the next full dollar if fifty cents or over and shall be reduced to the next full dollar if forty-nine cents or under.

This section shall become effective July 1, 1967."

On page 1, line 10 of the title, after "RCW 46.52.140;" and before "and" insert "and amending section 2, chapter 137, Laws of 1965 and RCW 46.44.0941;"

Senator Woodall:

"Mr. President:

"I suggest the reading clerk read the last line."

Senator Bailey:

"I object unless we know just exactly what we are agreeing to."

Senator Woodall:

"It's another bill."

Senator Guess:

"The body of Engrossed Senate Bill No. 494 has been attached to this bill."

With leave of the Senate, further reading of the amendment was dispensed with.

It was moved by Senator Guess that the amendments be adopted.

Debate ensued.

The motion was carried and the amendments were adopted.

On motion of Senator Woodall, the rules were suspended, House Bill No.

96 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 96 as amended by the Senate and the bill passed the Senate by the following vote: Yeas. 42; nays. 1; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—42.

Voting nay was: Senator Peterson (Ted)—1.

Absent or not voting: Senators Durkan, Freise, Lennart, Morgan, Uhlman—5.

Excused: Senator Chytil—1.

House Bill No. 96 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 681, by Representatives Bagnariol, Gladder and Merrill:
Regulating the sale of certain types of life insurance policies.

REPORT OF STANDING COMMITTEE

House Bill No. 681:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Regulating the sale of certain types of life insurance policies (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass with the following amendments.

Beginning on line 8 strike the remainder of the act and insert the following:

"Section 1. Section 9, chapter 169, Laws of 1963 and RCW 46.29.090 are each amended to read as follows:

(1) No policy or bond shall be effective under RCW 46.29.080 unless issued by an insurance company or surety company authorized to do business in this state, except as provided in subsection (2) of this section, nor unless such policy or bond is subject, if the accident has resulted in bodily injury or death, to a limit, exclusive of interest and costs, of not less than [ten] fifteen thousand dollars because of bodily injury to or death of one person in any one accident and, subject to said limit for one person, to a limit of not less than [twenty] thirty thousand dollars because of bodily injury to or death of two or more persons in any one accident, and if the accident has resulted in injury to, or destruction of, property to a limit of not less than five thousand dollars because of injury to or destruction of property of others in any one accident.

(2) No policy or bond shall be effective under RCW 46.29.080 with respect to any vehicle which was not registered in this state or was a vehicle which was registered elsewhere than in this state at the effective date of the policy or bond or the most recent renewal thereof, unless the insurance company or surety company issuing such policy or bond is authorized to do business in this state, or if said company is not authorized to do business in this state, unless it shall execute a power of attorney authorizing the director of licenses to accept service on its behalf of notice or process in any action upon such policy or bond arising out of such accident.

(3) The department may rely upon the accuracy of the information in a required report of an accident as to the existence of insurance or a bond unless and until the department has reason to believe that the information is erroneous.

Sec. 2. Section 26, chapter 169, Laws of 1963 and RCW 46.29.260 are each amended to read as follows:

The term 'proof of financial responsibility for the future' as used in this chapter shall mean: Proof of ability to respond in damages for liability, on account of accidents occurring subsequent to the effective date of said proof, arising out of the ownership, maintenance or use of a vehicle of a type subject to registration under the laws of this state, in the amount of [ten] *fifteen* thousand dollars because of bodily injury to or death of one person in any one accident, and, subject to said limit for one person, in the amount of [twenty] *thirty* thousand dollars because of bodily injury to or death of two or more persons in any one accident, and in the amount of five thousand dollars because of injury to or destruction of property of others in any one accident. Wherever used in this chapter the terms 'proof of financial responsibility' or 'proof' shall be synonymous with the term 'proof of financial responsibility for the future.'

Sec. 3. Section 39, chapter 169, Laws of 1963 and RCW 46.29.390 are each amended to read as follows:

(1) Judgments herein referred to shall, for the purpose of this chapter only, be deemed satisfied:

(a) When [ten] *fifteen* thousand dollars has been credited upon any judgment or judgments rendered in excess of that amount because of bodily injury to or death of one person as the result of any one accident; or

(b) When, subject to such limit of [ten] *fifteen* thousand dollars because of bodily injury to or death of one person, the sum of [twenty] *thirty* thousand dollars has been credited upon any judgment or judgments rendered in excess of that amount because of bodily injury to or death of two or more persons as the result of any one accident; or

(c) When five thousand dollars has been credited upon any judgment or judgments rendered in excess of that amount because of injury to or destruction of property of others as a result of any one accident;

(2) Provided, however, payments made in settlements of any claims because of bodily injury, death or property damage arising from such accident shall be credited in reduction of the amounts provided for in this section.

Sec. 4. Section 49, chapter 169, Laws of 1963 and RCW 46.29.490 are each amended to read as follows:

(1) Certification. A 'motor vehicle liability policy' as said term is used in this chapter shall mean an 'owner's policy' or an 'operator's policy' of liability insurance, certified as provided in RCW 46.29.460 or 46.29.470 as proof of financial responsibility for the future, and issued, except as otherwise provided in RCW 46.29.470, by an insurance carrier duly authorized to transact business in this state, to or for the benefit to the person named therein as insured.

(2) Owner's policy. Such owner's policy of liability insurance:

(a) Shall designate by explicit description or by appropriate reference all vehicles with respect to which coverage is thereby to be granted; and

(b) Shall insure the person named therein and any other person, as insured, using any such vehicle or vehicles with the express or implied permission of such named insured, against loss from the liability imposed by law for damages arising out of the ownership, maintenance or use of such vehicle or vehicles within the United States of America or the Dominion of Canada, subject to limits exclusive of interest and costs, with respect to each such vehicle as follows: [Ten] *Fifteen* thousand dollars because of bodily injury to or death of one person in any one accident and, subject to said limit for one person, [twenty] *thirty* thousand dollars because of bodily injury to or death of two or more persons in any one accident, and five thousand dollars because of injury to or destruction of property of others in any one accident.

(3) Operator's policy. Such operator's policy of liability insurance shall insure the person named as insured therein against loss from the liability imposed upon him by law for damages arising out of the use by him of any motor vehicle not owned by him, within the same territorial limits and subject to the same limits of liability as are set forth above with respect to an owner's policy of liability insurance.

(4) Required statements in policies. Such motor vehicle liability policy shall state the name and address of the named insured, the coverage afforded by the policy, the premium charged therefor, the policy period and the limits of liability, and shall contain an agreement or be endorsed that insurance is provided thereunder in accordance with the coverage defined in this chapter as respects bodily injury and death or property damage, or both, and is subject to all the provisions of this chapter.

(5) Policy need not insure workmen's compensation, etc. Such motor vehicle liability policy need not insure any liability under any workmen's compensation law nor any liability on account of bodily injury or death of an employee of the insured while engaged in the employment, other than domestic, of the insured, or while engaged in the operation, maintenance or repair of any such vehicle nor any liability for damage to property owned by, rented to, in charge of or transported by the insured.

(6) Provisions incorporated in policy. Every motor vehicle liability policy shall be subject to the following provisions which need not be contained therein:

(a) The liability of the insurance carrier with respect to the insurance required by this chapter shall become absolute whenever injury or damage covered by said motor vehicle liability policy occurs; said policy may not be canceled or annulled as to such liability by any agreement between the insurance carrier and the insured after the occurrence of the injury or damage; no statement made by the insured or on his behalf and no violation of said policy shall defeat or void said policy.

(b) The satisfaction by the insured of a judgment for such injury or damage shall not be a condition precedent to the right or duty of the insurance carrier to make payment on account of such injury or damage.

(c) The insurance carrier shall have the right to settle any claim covered by the policy, and if such settlement is made in good faith, the amount thereof shall be deductible from the limits of liability specified in subdivision (b) of subsection (2) of this section.

(d) The policy, the written application therefor, if any, and any rider or endorsement which does not conflict with the provisions of this chapter shall constitute the entire contract between the parties.

(7) Excess or additional coverage. Any policy which grants the coverage required for a motor vehicle liability policy may also grant any lawful coverage in excess of or in addition to the coverage specified for a motor vehicle liability policy and such excess or additional coverage shall not be subject to the provisions of this chapter. With respect to a policy which grants such excess or additional coverage the term 'motor vehicle liability policy' shall apply only to that part of the coverage which is required by this section.

(8) Reimbursement provision permitted. Any motor vehicle liability policy may provide that the insured shall reimburse the insurance carrier for any payment the insurance carrier would not have been obligated to make under the terms of the policy except for the provisions of this chapter.

(9) Proration of insurance permitted. Any motor vehicle liability policy may provide for the prorating of the insurance thereunder with other valid and collectible insurance.

(10) Multiple policies. The requirements for a motor vehicle liability policy may be fulfilled by the policies of one or more insurance carrier which policies together meet such requirements.

(11) Binders. Any binder issued pending the issuance of a motor vehicle liability policy shall be deemed to fulfill the requirements for such a policy.

Sec. 5. Section 55, chapter 169, Laws of 1963 and RCW 46.29.550 are each amended to read as follows:

Proof of financial responsibility may be evidenced by the certificate of the state treasurer that the person named therein has deposited with him [twenty-five] *thirty-five* thousand dollars in cash, or securities such as may legally be purchased by savings banks or for trust funds of a market value of [twenty-five] *thirty-five* thousand dollars. The state treasurer shall not accept any such deposit and issue a certificate therefor and the department shall not accept such certificate unless accompanied by evidence that there are no unsatisfied judgments of any character against the depositor in the county where the depositor resides.

NEW SECTION. Sec. 6. There is added to chapter 79, Laws of 1947 and to chapter 48.18 RCW a new section to read as follows:

The commissioner is hereby authorized, and shall within a reasonable time following the effective date of this section, adopt standard forms for loss payable and mortgage clauses for property and automobile physical damage insurances. Following the adoption of such forms, no insurer authorized to do business in the state shall use any form other than those so adopted.

Where an agent or other representative of an insurer receipts for premium money at the time that agent or representative purports to bind coverage, the receipt shall state: (a) that it is a binder, (b) a brief description of the coverage bound, and (c) the identity of the insurer in which the coverage is bound.

Sec. 7. Section 1, chapter 75, Laws of 1963, as amended by section 1, chapter 57, Laws of 1965, and RCW 41.04.180 are each amended to read as follows:

Any department, division, or separate agency of the state government, and any county, municipality or other political subdivision of the state acting through its principal supervising official or governing body may, whenever funds shall be available for that purpose, provide for all or a part of hospitalization and medical aid for its employees and their dependents through contracts with regularly constituted insurance carriers or with health care service contractors as defined in chapter 48.44 RCW, for group hospitalization and medical aid policies or plans: *Provided, That any department, division or separate agency of state government, and any county, municipality or other political subdivision of the state acting through its principal supervising official or governing body shall provide the employees thereof a choice of policies or plans through contracts with not less than two regularly constituted insurance carriers or health care service contractors: And Provided Further, That any county may provide such hospitalization and medical aid to county elected officials and their dependents on the same basis as such hospitalization and medical aid is provided to other county employees and their dependents: Provided Further, That the contributions of any department, division or separate agency of the state government [and school districts] shall be limited to not to exceed fifty percent of any premium therefor, or [five] ten dollars per month per employee covered, whichever is less except that such limitation shall not apply to employees employed under chapter 47.64 RCW: Provided Further, That provision for school district employees shall not be made under this act but shall be as provided in RCW 28.76.410.*

Sec. 8. Section 1, chapter 187, Laws of 1959 and RCW 28.76.410 are each amended to read as follows:

The regents, trustees or board of directors of any of the state's educational institutions or school districts may provide liability, life, health [and], accident, *disability and salary* insurance or any one of, or a combination of the enumerated types of insurance for the regents, trustees, members of boards of directors, students and employees of the institution or school district *and their dependents whenever funds shall be available for that purpose, the regents, trustees or board of directors of any of the state's educational institutions or school districts may contribute toward the cost of such life, health and accident insurance, including hospitalization and medical aid for the employees of their respective institutions or school districts in an amount not to exceed fifty percent of the premiums therefor, or ten dollars per month per employee covered, whichever is the lesser.* [The premiums due on such liability insurance shall be borne by the university, college or school district. The premiums due on such life or health and accident insurance shall be borne by the assenting regent, trustee, member of board of directors, student or employee: *Provided, That nothing contained herein shall be construed to prevent the extension of the coverage provided in the insurance plan adopted to include dependents of the assenting regents, trustees, members of boards of directors, students or employees so long as the additional cost thereof is borne by the insured regent, trustee, member of board of directors, student or employee.*]

NEW SECTION. Sec. 9. The requirements of RCW 48.19.040 and 48.19.440 shall not apply to insurance subject to chapter 48.19 RCW for any policyholder whose aggregate annual premiums for all insurance subject to said chapter exceeds twenty-five thousand dollars.

Sec. 10. Section 14, chapter 70, Laws of 1965 extraordinary session and RCW 48.13.370 are each amended to read as follows:

Any domestic life insurer may, after adoption of a resolution by its board of directors and certification thereof to the commissioner, allocate to one or more separate accounts, pursuant to the terms of a written agreement, any amounts which are paid to such insurer in connection with a pension, retirement, or profit-sharing plan or annuity issued pursuant to *chapter 48.23 or chapter 48.24 RCW*, which are to be used to provide annuities or retirement benefits *payable in fixed or in variable dollar amounts or in both* under such insurer's policies or contracts and to provide other benefits incidental thereto. The income, if any, and gains or losses, realized or unrealized, on each separate account shall be credited to or charged against the amount allocated to the account in accordance with the agreement, without regard to the other income, gains or losses of such insurer. Amounts allocated to such separate accounts shall be owned by such insurer, who shall not be, or hold itself out to be, a trustee in respect to these amounts.

NEW SECTION. Sec. 11. There is added to chapter 79, Laws of 1947 and to chapter 48.23 RCW a new section to read as follows:

(1) A domestic life insurer may issue annuity contracts providing benefits payable in fixed or in variable dollar amounts or both. The insurer shall establish separate accounts for all such contracts which provide benefits payable in variable dollar amounts, and shall allocate funds thereto and invest funds therein and otherwise treat such separate accounts as provided in the applicable provisions of chapter 48.13 RCW.

(2) If the contract provides for payment of benefits in variable amounts, it shall contain a statement of the essential features of the procedure to be followed by the insurer in determining the dollar amount of such variable benefits. Any such contract shall state that such dollar amount may decrease or increase and shall contain on its first page a statement that the benefits thereunder are on a variable basis.

(3) No domestic life insurer, and no other authorized life insurer, shall deliver within this state any contract providing benefits in variable amounts until the insurer has satisfied the commissioner that it has surplus as to policyholders of not less than one million dollars, and that its condition or methods of operation in connection with the issuance of such contracts will not render its operation hazardous to the public or its policyholders in this state. In determining the qualification of any insurer requesting authority to deliver such agreements within this state, the commissioner shall consider, among other things,

(a) The history and financial condition of the insurer,

(b) The character, responsibility and general fitness of the officers and directors of the insurer, and

(c) In the case of an insurer other than a domestic insurer, whether the statutes or regulations of the jurisdiction of its incorporation provide a degree of protection to policyholders and the public which is substantially equal to that provided under this section and rules and regulations issued hereunder.

(4) The commissioner shall have sole authority to regulate the issuance and sale of such contracts, and to make rules and regulations for the effectuation of this section.

NEW SECTION. Sec. 12. There is added to chapter 79, Laws of 1947 and to chapter 48.17 RCW a new section to read as follows:

In the case of life insurers authorized to issue variable annuities in this state, the commissioner shall require applicants appointed by such insurers to solicit such contracts in this state, in addition to completing examinations required for a life insurance agent's license, to pass a supplemental examination covering the subject of variable annuities.

Sec. 13. Section 6, chapter 229, Laws of 1951 and RCW 48.20.025 are each amended to read as follows:

There shall be a provision as follows:

TIME LIMIT ON CERTAIN DEFENSES: (a) After [three years] *ninety days* from the date of issue of this policy no misstatements except fraudulent misstatements, *knowingly* made by the applicant in the application for such policy shall be used to void the policy or to deny a claim for loss incurred or disability (as defined in the policy) commencing after the expiration of such [three year] *ninety day* period.

(The foregoing policy provision shall not be so construed as to affect any legal requirement for avoidance of a policy or denial of a claim during such initial [three year] *ninety day* period, nor to limit the application of RCW 48.20.172, 48.20.182, 48.20.192, 48.20.202, and 48.20.212 in the event of misstatement with respect to age or occupation or other insurance.)

(A policy which the insured has the right to continue in force subject to its terms by the timely payment of premium (1) until at least age 50 or, (2) in the case of a policy issued after age 44, for at least five years from its date of issue, may contain in lieu of the foregoing the following provision (from which the clause in parentheses may be omitted at the insurer's option) under the caption "INCONTESTABLE":

"After this policy has been in force for a period of [three years] *ninety days* during the lifetime of the insured (excluding any period during which the insured is disabled), it shall become incontestable as to the statements contained in the application.")

(b) No claim for loss incurred or disability (as defined in the policy) commencing after [three years] *ninety days* from the date of issue of this policy shall be reduced or denied on the ground that a disease or physical condition not excluded from coverage by name or specific description effective on the date of loss had existed prior to the effective date of coverage of this policy.

NEW SECTION. Sec. 14. There is added to chapter 79, Laws of 1947 and to chapter 48.20 RCW a new section to read as follows:

There shall be in every policy as provided for in this chapter a provision that the policy shall be incontestable after it has been in force during the lifetime of the insured for a period of ninety days from its date of issue, except for the nonpayment of premiums, and except for fraudulent misstatements knowingly made by the applicant in the application for such policy: *Provided*, That this section shall not be construed to limit the application of RCW 48.20.172, 48.20.182, 48.20.192, 48.20.202, and 48.20.212 in the event of misstatement with respect to age or occupation or other insurance.

NEW SECTION. Sec. 15. There is added to chapter 79, Laws of 1947 and to chapter 48.20 RCW a new section to read as follows:

Notwithstanding any other provision of law and Title 48 RCW, any claim upon a policy issued to an insured whose application was filled out by said insured in good faith and when the insured was unaware of any existing physical disability, shall not subsequently be disallowed upon the insurer's counterclaim of a preexisting disability contributing to the physical disability for which the claim is made, and any provision to the contrary in any contract of insurance issued under the provisions of this chapter shall be considered void and of no effect."

In line 1 of the title after "insurance" strike the remainder of the title and insert the following:

" , including motor vehicle financial responsibility; amending sections 9, 26, 39, 49 and 55, chapter 169, Laws of 1963 and RCW 46.29.090, 46.29.260, 46.29.390, 46.29.490 and 46.29.550; amending section 1, chapter 75, Laws of 1963 as amended by section 1, chapter 57, Laws of 1965 and RCW 41.04.180; amending section 1, chapter 187, Laws of 1959 and RCW 28.76.410; amending section 14, chapter 70, Laws of 1965 extraordinary session and RCW 48.13.370; amending section 6, chapter 229, Laws of 1951 and RCW 48.20.025; adding a new section to chapter 79, Laws of 1947 and to chapter 48.17 RCW; adding a new section to chapter 79, Laws of 1947 and to chapter 48.18 RCW; adding a new section to chapter 79, Laws of 1947 and to chapter 48.19 RCW; adding new sections to chapter 79, Laws of 1947 and to chapter 48.20 RCW; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.23 RCW."

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

The bill was read the second time by sections.

On motion of Senator Herrmann, the committee amendments were adopted.

On motion of Senator Herrmann, the rules were suspended, House Bill No. 681 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 681 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 40; nays, 1; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—40.

Voting nay was: Senator Gissberg—1.

Absent or not voting: Senators Andersen, Donohue, McMillan, Marquardt, Morgan, Rasmussen, Williams—7.

Excused: Senator Chytil—1.

House Bill No. 681 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator Kupka that the Senate do immediately consider Engrossed House Bill No. 387.

Debate ensued.

The motion was lost on a rising vote.

Senator Kupka demanded a Call of the Senate but the demand was not sustained.

Engrossed House Bill No. 463, by Representatives Mahaffey, Grant and Morrison:

Authorizing second and third class school districts to employ attorney.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 463 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 463 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator Lennart—1.

Excused: Senator Chytil—1.

Engrossed House Bill No. 463, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 345, by Committee on Transportation:

Providing identifying decals for certain farm vehicles in lieu of motor vehicle licensing thereof.

The bill was read the second time by sections.

On motion of Senator Washington, the following amendment was adopted:

On page 4, beginning on line 7, strike all of section 4.

On motion of Senator Guess, the following amendment was adopted:

On page 4, beginning on line 7, insert the following new sections:

"NEW SECTION. Sec. 4. Upon the payment of a fee of ten dollars therefor, the department of motor vehicles shall issue a temporary motor vehicle license for a motor vehicle in this state for a period of forty-five days when such motor vehicle has been or is being purchased by a nonresident member of the armed forces of the United States and an application, accompanied with prepayment of required fees, for out of state registration has been made by the purchaser.

NEW SECTION. Sec. 5. The temporary license provided for in section 1 of this act shall be carried on the interior of the motor vehicle in such a way as to be clearly visible from outside the vehicle.

NEW SECTION. Sec. 6. The original purchaser of a motor vehicle, for which a temporary license as provided in section 1 of this act has been issued, shall not be subject to the sales tax, use tax, or motor vehicle excise tax during the effective period of such license or thereafter unless the motor vehicle, after the effective period of such license, is still in this state or within a period of one year after the effective period of such license is returned to this state.

NEW SECTION. Sec. 7. The department of motor vehicles shall prescribe rules and regulations governing the administration of this act. The department may require that adequate proof of the facts asserted in the application for a temporary license shall be made before the temporary license shall be granted."

On motion of Senator Woodall, the following amendment was adopted:

In line 7 of the title, after "46.04 RCW" strike "; and declaring an emergency"

On motion of Senator Guess, the following amendment was adopted:

On page 1, line 3 of the title, after "therefor;" and before "amend-" insert "providing for temporary licensing of certain motor vehicles; and exempting certain purchasers of the same from imposition of certain taxes;"

On line 6, after "adding" strike "a new section" and insert "five new sections"

On motion of Senator Guess, the rules were suspended, Substitute House Bill No. 345 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 345 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Connor, Dore, Durkan, Hallauer, Lenart—5.

Excused: Senator Chytil—1.

Substitute House Bill No. 345 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 352, by Representatives Wolf and Conner (by Departmental request):

Altering procedures involved with use fuel tax.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 352 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 352 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams,—41.

Absent or not voting: Senators Bailey, Dore, Durkan, Guess, Hallauer, Herrmann, Woodall—7.

Excused: Senator Chytil—1.

Engrossed House Bill No. 352, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 399, by Representatives Wolf, Veroske, Conner, Charette, Amen and Taylor:

Enlarging possible investments for moneys in the volunteer firemen's trust fund.

On motion of Senator Bailey, House Bill No. 399 was referred to the Committee on Rules and Joint Rules.

Engrossed House Bill No. 331, by Representatives O'Dell, O'Brien and Jueling:

Changing regulation of savings and loan associations.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 331 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 331 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Donohue, Durkan, Greive—3.

Excused: Senator Chytil—1.

Engrossed House Bill No. 331, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 116, by Representatives Leckenby, Garrett and Mahaffey (by Legislative Council request):

Authorizing creation of utility local improvement districts.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Engrossed House Bill No. 116 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 116 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Andersen, Hallauer, Stender—3.

Excused: Senator Chytil—1.

Engrossed House Bill No. 116, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 844, by Representatives Newschwander, Jueling and Humiston:

Pertaining to county recreation districts.

The bill was read the second time by sections.

On motion of Senator Gissberg, the following amendment was adopted:

On page 4, line 21, add a new section as follows:

"**NEW SECTION.** Sec. 9. From and after the effective date of this act counties of the first class shall be subject to the provisions of RCW 36.69."

On motion of Senator Sandison, the following amendments were adopted:

On page 4, following section 6, add a new section as follows:

"**NEW SECTION.** Sec. 7. There is added to chapter 4, Laws of 1963 and to chapter 36.69 RCW a new section to read as follows:

A park and recreation district may transfer capital improvement funds for maintenance and operation expense whenever there is a surplus in a capital improvement account or fund, when and only when:

- (1) The capital improvement project has been completed; and
- (2) All bonded and warrant indebtedness against such capital improvement project has been retired; and
- (3) Such transfer will not impair the rights of any other creditors who may be holding bonds or warrants issued by the district."

Re-number section 7 as section 8.

In line 5 of the title after "900" and before the period insert "; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.69 RCW"

On motion of Senator Sandison, the rules were suspended, House Bill No. 844 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 844 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Voting nay was: Senator Herrmann—1.

Absent or not voting: Senator Metcalf—1.

Excused: Senator Chytil—1.

House Bill No. 844 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Substitute House Bill No. 548, by Committee on Higher Education:

Establishing community college districts.

REPORT OF STANDING COMMITTEE

Engrossed Substitute House Bill No. 548:

Senate Chamber,
Olympia, Wash., March 6, 1967.

Establishing community college districts (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass with the following amendments:

On page 4, section 2, line 27, after "are" and before "an" insert "two-year academic and occupational educational institutions, and are"

On page 8, section 6, line 31, starting with the words "All employees of" strike all of the material down to and including the words "granted by said law." on page 9, line 5.

On page 11, section 9, line 6, after the words "by the" and before the words "is already", strike the words "State Board of Vocational Training" and insert the words "Coordinating Council for Occupational Education"

On page 12, section 10, line 24, starting with the word "Thereafter," strike all the material down to and including the words "by school directors." on page 13, line 7.

On page 15, section 14, following line 3, insert: "(4) May, by written order filed in its office, delegate to the president or district president any of the powers and duties vested in or imposed upon it by this act. Such delegated powers and duties may be exercised in the name of the district board." Renumber the remaining subsections consecutively.

On page 15, section 14, lines 12 and 13, after "erection," and before "demolition" on line 13, strike "equipping, maintenance."

On page 15, section 14, lines 15 and 16, after "facilities," and before "and other" on line 16, strike "bookstores"

On page 15, section 14, line 20, strike "(4)" and insert "(5)"

On page 16, section 14, line 7, strike the word "Establish" and insert the words "May establish"

On page 16, section 14, line 13, strike the word "Make" and insert the words "May make"

On page 16, section 14, line 16, strike the word "Prescribe" and insert the words "Shall prescribe"

On page 16, section 14, line 20, strike the word "Grant" and insert the words "May grant"

On page 16, section 14, line 21, after "diploma" and before "degree" insert "nonbaccalaureate"

On page 16, section 14, line 22, strike the word "Enforce" and insert the words "Shall enforce"

On page 22, section 33, line 22, after "act" strike the ";" and insert a ".", and strike the remainder of the sentence.

On page 30, section 34, line 6, after the words "of the" and before the words "general tuition fees" strike the word "unpledged"

On page 32, section 36, line 7, strike the words "Except as provided in Section 78 of this act, within" and insert the word "Within"

On page 32, section 36, line 17, following the word "colleges" strike the following: ", except as provided in Section 78 of this act", and insert the following: "."

On page 33, section 36, line 1, after the word "above" strike the following: ", and as provided in Section 78 of this act"

On page 33, section 37, line 19, after the word "fund" strike the remainder of the sentence on line 19 and 20 and insert ";"

On page 33, section 37, line 32, following the word "outstanding" strike "except such amounts as are pledged under Section 78 of this act"

On page 42, section 48, line 10, after "State College," and before "and", insert "new, four-year state colleges subsequently authorized,"

On page 44, section 49, line 11, after "College;" and before "professional" on lines 11 and 12, insert "new, four-year state colleges subsequently authorized;"

On page 44, section 49, line 21, after "College;" and before "professional" insert "new, four-year state colleges subsequently authorized."

On page 62, line 21, strike section 78 and renumber remaining sections consecutively.

Gordon Sandison, *Chairman.*

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, Mike McCormack, Marshall A. Neill, John N. Ryder.

MOTIONS

It was moved by Senator Rasmussen that Engrossed Substitute House Bill No. 548 be referred to the Committee on Higher Education.

Debate ensued.

It was moved by Senator Lewis that the motion be laid upon the table.

Senator Rasmussen demanded a roll call and the demand was sustained by Senators Herrmann, Washington, McCutcheon, Knoblauch, Kupka, Freise, Metcalf and Morgan.

ROLL CALL

The Secretary called the roll. The motion was carried and the motion by Senator Rasmussen was laid upon the table by the following vote: Yeas, 35; nays, 10; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Durkan, Faulk, Foley, Greive, Guess, Hallauer, Hanna, Herr, Keefe, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—35.

Those voting nay were: Senators Cooney, Donohue, Dore, Freise, Herrmann, Knoblauch, Kupka, Lennart, McCutcheon, Rasmussen—10.

Absent or not voting: Senators Gissberg, Henry, Talley—3.

Excused: Senator Chytil—1.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendments were laid upon the table.

On motion of Senator McCormack, the following amendments were adopted:

On page 11, section 9, line 6, after "by the" and before "is already", strike "State Board of Vocational Training" and insert "Coordinating Council for Occupational Education"

On page 21, section 20, line 4, following the period strike "The State Board for Vocational Education" and insert "The Coordinating Council"

On page 16, (9), line 7, strike "Establish" and insert "May establish"

On page 16, (10), line 13, strike "Make" and insert "May make"

On page 16, (11), line 16, strike "prescribe" and insert "Shall prescribe"

On page 16, (12) line 30, strike "Grant" and insert "May grant"

On page 16, (13), line 22, strike "Enforce" and insert "Shall enforce"

On page 15, section 14, following line 3, insert, "(4) May, by written order filed in its office, delegate to the president or district president any of the powers and duties vested in or imposed upon it by this act. Such delegated powers and duties may be exercised in the name of the district board."

Renumber the remaining subsections consecutively.

On page 15, section 14, line 20, strike "(4)" and insert "(5)"

On page 28, section 31, line 4, strike "(c)" and insert "(3)"

On page 28, section 31, line 12, strike "and children and spouses of", and after "state" in line 13, insert "and their children and spouses"

On page 28, section 31, line 25, strike "and student activity"

On page 29, section 33, line 21, strike "14(5)" and insert "14(6)"

On page 29, section 33, line 22 after "act", strike the ";", and insert a period, and strike the remainder of the sentence

On page 4, section 2, line 27, after "are" and before "an" insert "two-year academic and occupational educational institutions, and are"

On page 16, section 14, line 21, after "diploma", insert "non-baccalaureate"

On page 12, section 10, line 24, starting with "Thereafter," strike all the material down to and including "by school directors." on page 13, line 7.

On page 8, section 6, line 31, starting with "All employees of" strike all of the material down to and including "granted by said law." on page 9, line 5.

It was moved by Senator McCormack that the following amendments be adopted:

On page 15, section 14, lines 12 and 13, after "erection," and before "demolition" on line 13, strike "equipping, maintenance,"

On page 15, section 14, lines 15 and 16, after "facilities," and before "and other" on line 16, strike "bookstores"

Debate ensued.

It was moved by Senator Rasmussen that the following amendment to the amendment by Senator McCormack be adopted:

On page 15, lines 12 and 13, restore the word "equipping"

Debate ensued.

On motion of Senator Sandison, the amendment by Senator Rasmussen to the amendment by Senator McCormack was laid upon the table.

The motion by Senator McCormack was carried and the amendments were adopted.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 143 and Senate Bill No. 200.

On motion of Senator McCormack, the following amendments were adopted:

On page 42, section 48, line 10, after "State College," and before "and", insert "new, four-year state colleges subsequently authorized,"

On page 44, section 49, line 11, after "College;" and before "professional" on lines 11 and 12, insert "new, four-year state colleges subsequently authorized,"

On page 44, section 49, line 21, after "College;" and before "professional" insert "new, four-year state colleges subsequently authorized;"

On page 22, section 21, line 13, after "coordinating council." and before "The state board" insert "All such employees so transferred shall continue to be governed by the provisions of chapter 41.06 RCW, the state civil service law, without any loss of rights granted by said law."

On page 37, section 41, line 13, after "means the" strike "division of vocational rehabilitation of the"

On page 37, section 42, line 27, after "The" strike "[division] office" and insert "division"

On page 38, section 44, line 25, after "between the" strike "office" and insert "division"

On page 39, section 45, line 19, after "order of the" strike "[division] office" and insert "division"

Senators Andersen, Ryder and McCormack demanded a Call of the Senate but the demand was not sustained by a rising vote.

It was moved by Senator McCormack that the following amendments be adopted:

On page 30, section 34, line 6, after "of the" and before "general tuition fees" strike "unpledged"

On page 32, section 36, line 7, strike "Except as provided in Section 78 of this act, within" and insert "Within"

On page 32, section 36, line 17, following "colleges" strike the following: ", except as provided in Section 78 of this act", and insert a period

On page 33, section 36, line 1, after "above" strike ", and as provided in Section 78 of this act"

On page 33, section 37, line 19, after "fund" strike the remainder of the sentence on lines 19 and 20 and insert ";"

On page 33, section 37, line 32, following "outstanding" strike "except such amounts as are pledged under Section 78 of this act"

On page 62, line 21, strike section 78 and renumber remaining sections consecutively.

Debate ensued.

Senators Guess, Stender and Bailey demanded the previous question and the demand was sustained.

Senator Andersen demanded a roll call and the demand was sustained by Senators Marquardt, Freise, McCormack, Stender, Pritchard, Rasmussen, Bailey, Dore and Greive.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendments by Senator McCormack were adopted by the following vote: Yeas, 28; nays, 14; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Foley, Greive, Guess, Hallauer, Hanna, Herrmann, Keefe, McCormack, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Woodall—28.

Those voting nay were: Senators Donohue, Faulk, Freise, Knoblauch, Kupka, Lennart, Lewis, Mardesich, Marquardt, Morgan, Pritchard, Rasmussen, Talley, Williams—14.

Absent or not voting: Senators Durkan, Gissberg, Henry, Herr, McCutcheon, McMillan—6.

Excused: Senator Chytil—1.

MOTION FOR RECONSIDERATION

Senator Andersen, having voted on the prevailing side, moved that the Senate do reconsider the vote by which the amendments were adopted.

Debate ensued.

Senators Woodall, McCormack and Ryder demanded the previous question and the demand was sustained.

Senator Lewis demanded a roll call and the demand was sustained by Senators Andersen, Redmon, Marquardt, Peterson (Ted), Greive, Rasmussen, Pritchard and Faulk.

ROLL CALL

The Secretary called the roll. The motion to reconsider was lost by the following vote: Yeas, 17; nays, 29; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Connor, Donohue, Dore, Freise, Herr, Knoblauch, Kupka, Lennart, Mardesich, Marquardt, Morgan, Peterson (Ted), Pritchard, Rasmussen, Talley, Williams—17.

Those voting nay were: Senators Atwood, Bailey, Canfield, Cooney, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Lewis, McCormack, McMillan, Metcalf, Neill, Peterson (Lowell), Redmon, Ridder, Ryder, Sandison, Stender, Uhlman, Washington, Woodall—29.

Absent or not voting: Senators Durkan, McCutcheon—2.

Excused: Senator Chytil—1.

On motion of Senator Neill, the following amendments were adopted:

On page 11, section 9, line 23, after "state; and" strike "prepare" and insert "assist the state census board in the preparation of"

On page 16, section 14 (9), line 10, strike all the matter on line 10 and "tural" on line 11 and insert "public"

On page 44, section 49 (d), beginning on line 19, after "University;" strike all the matter down to and including "State College" on line 21 and insert "state colleges"

On page 15, section 14, line 4, strike all of subsection (4) and renumber subsection (5) as subsection (4). Renumber following subsections consecutively.

On page 15, line 20, before "above" strike "under subsection (4)" and insert "hereunder"

It was moved by Senator Neill that the following amendment be adopted:

On page 50, section 54, line 1, beginning with "The", strike lines 1 through 7 inclusive.

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Metcalf, the following amendment was adopted:

On page 24, section 24, line 2, after "with" strike the rest of the sentence and insert "community college programs, as determined by the coordinating council for occupational education"

On motion of Senator McCormack, the rules were suspended, Engrossed Substitute House Bill No. 548 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Senators McCormack, Sandison and Stender demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 548 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 35; nays, 11; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Redmon, Ridder, Sandison, Stender, Twigg, Uhlman, Washington, Woodall—35.

Those voting nay were: Senators Donohue, Guess, Knoblauch, Lennart, Lewis, McCutcheon, Peterson (Ted), Rasmussen, Ryder, Talley, Williams—11.
Absent or not voting: Senators Atwood, Freise—2.

Excused: Senator Chytil—1.

Engrossed Substitute House Bill No. 548 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Kupka moved that the Senate do reconsider the vote by which Engrossed Substitute House Bill No. 548 as amended by the Senate passed the Senate.

Senators Ryder, Talley and Herrmann demanded the previous question and the demand was sustained.

The President stated the question before the Senate is the motion by Senator Kupka that the Senate do now reconsider the vote by which Engrossed Substitute House Bill No. 548 as amended by the Senate passed the Senate.

The motion to reconsider was lost.

It was moved by Senator McCormack that Engrossed Substitute House Bill No. 548 be immediately transmitted to the House.

The motion was carried.

MOTION

On motion of Senator Atwood, Senator Freise was excused.

The Secretary read:

MESSAGE FROM THE HOUSE

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 378 with the following amendments:

In the title after "RCW 18.85.150" added by the amendment by the House Committee on Business and Professions and before the period insert "; and amending section 19, chapter 252, Laws of 1941, as last amended by section 12, chapter 235, Laws of 1953, and RCW 18.85.230"

On page 1, line 5 of the title, after "RCW 18.85.350" and before the period insert "; and amending section 13, chapter 222, Laws of 1951, as amended by section 8, chapter 235, Laws of 1953 and RCW 18.85.150"

On page 2, after the end of section 2 add two new sections to read as follows:

"Sec. 3. Section 13, chapter 222, Laws of 1951 as amended by section 8, chapter 235, Laws of 1953 and RCW 18.85.150 are each amended to read as follows:

[The director may issue a temporary salesman's permit pending examination, to any applicant who, in his opinion, is qualified, except for the examination provided for in this chapter, when a satisfactory credit and character report shall have been made by the employing broker upon a form to be supplied by the director, with full responsibility for such temporary salesmen to rest with the employing broker, no temporary permit thus granted to be transferable from the originating broker to any other broker. The application fee for such temporary permit shall be five dollars which shall not be refunded for any cause, nor shall such application fee be considered any part of any license or examination fee. The examination fee for applicant for a temporary

permit shall be fifteen dollars, no part of which shall be refunded for any cause. Such temporary permit shall be valid only until the results of the next examination for licensees are available which in no event shall be longer than six months. The director, however, shall not require any such applicant to take such examination until at least sixty days have elapsed after the issuance of the temporary permit. Only one temporary permit shall be issued to any one person. No person issued a temporary permit who fails to take or pass the examination shall be entitled to have returned any fees previously paid. Failure to take the examination next following the sixty day period after issuance of the temporary permit shall cause forfeiture of the temporary permit and of any and all fees paid.]

A temporary broker's permit may, in the discretion of the director, be issued to the legally accredited representative of a deceased broker, the senior qualified salesman in that office or other qualified representative of the deceased, which shall be valid for a period not exceeding four months and in the case of a partnership or a corporation, the same rule shall prevail in the selection of a person to whom a temporary broker's permit may be issued.

NEW SECTION. Sec. 4. Those temporary salesman's permits that have been issued under the provisions of RCW 18.85.150 prior to the effective date of this 1967 amendatory act shall remain in full force and effect for a period of not more than six months from the time said temporary salesman's permit was issued."

On page 2, after the section 4 added by the amendment by the House Committee on Business and Professions, add a new section to read as follows:

"Sec. 5. Section 19, chapter 252, Laws of 1941, as last amended by section 12, chapter 235, Laws of 1953, and RCW 18.85.240 are each amended to read as follows:

The director may, upon his own motion, and shall upon verified complaint in writing by any person, investigate the actions of any person engaged in the business or acting in the capacity of a real estate broker, associate real estate broker, or real estate salesman, regardless of whether the transaction was for his own account or in his capacity as broker, and may temporarily suspend or permanently revoke or deny the license of any holder who is guilty of:

(1) Obtaining a license by means of fraud, misrepresentation, concealment, or through the mistake or inadvertence of the director;

(2) Violating any of the provisions of this chapter or any lawful rules or regulations made by the director pursuant thereto;

(3) A crime against the laws of this or any other state or government, involving moral turpitude or dishonest dealings;

(4) Making, printing, publishing, distributing, or causing, authorizing, or knowingly permitting the making, printing, publication or distribution of false statements, descriptions or promises of such character as to reasonably induce any person to act thereon to his damage or injury, if the statements, descriptions or promises purport to be made or to be performed by either the licensee or his principal and the licensee then knew or, by the exercise of reasonable care and inquiry, could have known, of the falsity of the statements, descriptions or promises;

(5) Knowingly committing, or being a party to, any material fraud, misrepresentation, concealment, conspiracy, collusion, trick, scheme or device whereby any other person lawfully relying upon the word, representation or conduct of the licensee acts to his injury or damage;

(6) Accepting the services of, or continuing in a representative capacity, any salesman who has not been granted a license, or after his license has been revoked or during a suspension thereof;

(7) Conversion of any money, contract, deed, note, mortgage, or abstract or other evidence of title, to his own use or to the use of his principal or of any other person, when delivered to him in trust or on condition, in violation of the trust, or before the happening of the condition; and failure to return any money or contract, deed, note, mortgage, abstract or other evidence of title within thirty days after the owner thereof is entitled thereto, and makes demand therefor, shall be prima facie evidence of such conversion;

(8) Failing, upon demand, to disclose any information within his knowledge to, or to produce any document, book or record in his possession for inspection of the director or his authorized representatives acting by authority of law;

(9) Continuing to sell any real estate, or operating according to a plan of selling, whereby the interests of the public are endangered, after the director has, by order in writing, stated objections thereto;

(10) Committing any act of fraudulent or dishonest dealing and a certified copy of the final holding of any court of competent jurisdiction in such matter shall be conclusive evidence in any hearing under this chapter;

(11) Advertising in any manner without affixing the broker's name as licensed, and in the case of a salesman or associate broker, without affixing the name of the broker as licensed for whom or under whom the salesman or associate broker operates, to the advertisement;

(12) Accepting other than cash or its equivalent as earnest money unless that fact is communicated to the owner prior to his acceptance of the offer to purchase, and such fact is shown in the earnest money receipt;

(13) Charging or accepting compensation from more than one party in any one transaction without first making full disclosure of all the facts to all the parties interested in the transaction;

(14) Accepting, taking or charging any undisclosed commission, rebate or direct profit on expenditures made for the principal;

(15) Accepting employment or compensation for appraisal of real property contingent upon reporting a predetermined value;

(16) Issuing an appraisal report on any real property in which the broker or salesman has an interest unless his interest is clearly stated in the appraisal report;

(17) Misrepresentation of his membership in any state or national real estate association;

(18) *Discriminating against any person or persons because of race, creed, color or national origin while acting in the capacity of a real estate broker, associate real estate broker, or real estate salesman: Provided, That prior to taking any action to suspend, revoke or deny the license of any broker or salesman upon grounds specified in this subsection, the director shall issue an order to any such broker or salesman to cease and desist in such act or practice of discrimination and upon receipt of an assurance in writing of discontinuance thereof shall take no further action to suspend, revoke or deny the license of such broker or salesman unless within six months thereafter such broker or salesman engages in a further act or practice of discrimination. Such assurance of discontinuance shall not be considered an admission of a violation for any purpose.*, and the same is herewith transmitted.

Snyder Snyder, Asst. Chief Clerk.

It was moved by Senator Williams that the Senate do concur in the House amendments to Engrossed Senate Bill No. 378.

Senator Henry demanded that the question be divided.

It was moved by Senator Dore that the Senate concur in the House amendment to page 2, section 4, adding a new section 5.

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Knoblauch, Gissberg, Hallauer, Dore, Connor, Donohue, Washington, Stender, McCormack, Metcalf and Williams.

ROLL CALL

The Secretary called the roll. The motion was carried and the Senate concurred in the House amendment to page 2, section 4, adding a new section 5 by the following vote: Yeas, 29; nays, 13; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Gissberg, Greive, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, Marquardt, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Sandison, Uhlman, Washington, Williams—29.

Those voting nay were: Senators Canfield, Guess, Henry, Lewis, McCutcheon, McMillan, Metcalf, Peterson (Ted), Redmon, Stender, Talley, Twigg, Woodall—13.

Absent or not voting: Senators Andersen, Foley, Lennart, Mardesich, Ryder—5.

Excused: Senators Chytil, Freise—2.

It was moved by Senator Williams that the Senate concur in the House amendment to page 2, section 2, adding sections 3 and 4, to Engrossed Senate Bill No. 378.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Rasmussen, Uhlman, McCormack, Pritchard, Stender, Connor and Durkan.

ROLL CALL

The Secretary called the roll. The motion was lost and the Senate refused to concur in the House amendment to page 2, section 2, adding sections 3 and 4, by the following vote: Yeas, 14; nays, 29; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Canfield, Foley, Gissberg, Herrmann, Lewis, McCormack, McMillan, Neill, Pritchard, Talley, Washington, Williams—14.

Those voting nay were: Senators Connor, Cooney, Donohue, Dore, Durkan, Faulk, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Woodall—29.

Absent or not voting: Senators Andersen, Lennart, McCutcheon, Marde-sich—4.

Excused: Senators Chytil, Freise—2.

SIGNED BY THE PRESIDENT

The President signed: Substitute Senate Bill No. 33,
Substitute Senate Bill No. 103,
Senate Bill No. 168,
Senate Bill No. 220,
Senate Bill No. 333,
Senate Bill No. 364,
Substitute Senate Bill No. 405,
Substitute Senate Bill No. 409,
Senate Bill No. 483.

MOTION

At 6:45 p.m., on motion of Senator Greive, the Senate recessed until 8:30 p.m.

EVENING SESSION

The President called the Senate to order at 8:30 p.m.

The Secretary read:

MESSAGES FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 8, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I am filing herewith Senate Bill No. 49 entitled:

"An Act establishing the oceanographic commission of Washington; authorizing the formation of the Oceanographic Institute of Washington; prescribing powers, duties and functions; making an appropriation; and providing an effective date."

This bill establishes the Oceanographic Commission of Washington to encourage and promote maximum utilization of our oceanographic assets. In my State of the State Message, I stated "to assure the proper public management of our new and exciting frontier in oceanography, I will enthusiastically support the establishment of the Washington State Oceanographic Commission." I commend the legislature for its enactment of Senate Bill No. 49 and believe that the Commission which it has established will play a vital role in the future of the State of Washington.

In Section 2, the bill provides that members of the Commission shall serve without compensation but shall be reimbursed for necessary travel and other expenses incurred in the performance of their duties as commission members "on the same basis as provided by law for state officials and employees under RCW 44.04.120." The statute cited in the bill does not refer to travel and other expenses incurred by state officials or employees, but rather, refers to expenses incurred by members of the legislature while serving on interim committees. State officials and employees are reimbursed for travel and other expenses under RCW 43.03.050 and .060 at the rate of \$.08 a mile and \$15.00 a day while inside the state and \$25.00 a day while outside the state. I believe the legislature intended that those who are serving on a temporary basis while permanently engaged in other employment be reimbursed at the higher rate provided by RCW 44.04.120 of \$25.00 a day and \$1.0 a mile.

To allow the language to remain as it exists in this bill would invite challenge by the Auditor of payment of proper expenses of members of the Commission. In order to avoid any question with regard to this matter, I have vetoed the words "by law for state officials and employees" from Section 2. The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS,
Governor.

On motion of Senator Greive, Senate Bill No. 49 together with the Governor's veto message was referred to the Committee on Rules and Joint Rules.

State of Washington, Office of the Governor,
Olympia, March 7, 1967.

To the Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 167

Providing WSU electrical research experiment station to be located near existing hydro-electric facility.

Senate Bill No. 82

Regulating pilotage on Puget Sound, Grays Harbor and Willapa Bay.

Senate Bill No. 77

Prescribing crime for making obscene or harassing telephone calls.

Senate Bill No. 157

Authorizing establishment of work release program for prisoners.

Senate Bill No. 196

Reconveying certain forest board trust lands to Snohomish county.

Very truly yours,
Raymond W. Haman,
Legal Counsel.

REPORTS OF CONFERENCE COMMITTEES

Olympia, Wash., March 8, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 497, amending the 1966 corporation code, have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

Wesley C. Uhlman
Robert W. Twigg
Mike McCormack

House Members:

Newman H. Clark
Thomas A. Swayze, Jr.
Daniel G. Marsh

On motion of Senator Uhlman, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

Olympia, Wash., March 8, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred House Bill No. 478, authorizing disposition of Yakima armory, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:

James Edward Keefe
Perry B. Woodall
Fred G. Redmon

House Members:

Bob McDougall
Keith J. Spanton
Dick Taylor

On motion of Senator Woodall, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 40,
Engrossed Senate Bill No. 41,
Engrossed Senate Bill No. 62,
Senate Bill No. 89,
Senate Bill No. 90,
Engrossed Senate Bill No. 93,
Engrossed Senate Bill No. 106,
Engrossed Senate Bill No. 120,
Senate Bill No. 139,
Senate Bill No. 159,
Engrossed Senate Bill No. 161,
Engrossed Senate Bill No. 197,
Engrossed Senate Bill No. 201,
Engrossed Senate Bill No. 204,
Engrossed Senate Bill No. 233,
Senate Bill No. 251, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: House Concurrent Resolution No. 24, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The Speaker has signed: House Bill No. 115,
Substitute House Bill No. 139,
House Bill No. 225,
House Bill No. 296,
House Bill No. 319,
House Bill No. 352,
House Bill No. 353,
House Bill No. 476,

House Bill No. 539,

House Bill No. 642,

House Bill No. 716, and the same are herewith transmitted.

Sidney Snyder, Asst. Chief Clerk .

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed:

Substitute Senate Bill No. 46 with the following amendments:

On page 3, section 2, line 29, after "duration as" and before "to be" insert "is, or is likely to be,"

On page 3, section 2, line 29, after "human" and before ", plant" insert "health"

On page 3, section 2, line 30, after "life or" and before "property" strike "to"

On page 25, section 31, line 16, after subparagraph (a) insert a new subparagraph as follows:

"(b) If the application for variance shows that there is no automobile fragmentizer in the state within a reasonable distance of the wrecking yard for which the variance is sought, a variance will be granted for a period not to exceed five years for commercial burning of automobile hulks, subject to such conditions as the state board or governing body may impose as to climatic conditions and hours during which burning of such hulks may be carried out: *Provided, However,* That any variance granted hereunder shall be of no force and effect after January 1, 1972."

Reletter the remaining subparagraphs accordingly.

On page 25, section 31, line 29, after "(a)" strike "and (b)" and insert ", (b) and (c)", and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

It was moved by Senator Greive that the Senate do concur in the House amendments to Substitute Senate Bill No. 46 except the amendment on page 25, section 31, line 16.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Freise:

"If this should pass, is it still possible to move that the amendment on page 25, section 31 thereafter be concurred in, also?"

REPLY BY THE PRESIDENT

The President:

"The President believes that the motion should be made at this time, Senator."

Senator Freise:

"We are only voting right now on a portion of the amendments, isn't that correct?"

The President:

"You are voting on the entire measure, Senator."

MOTION

Senator Freise:

"I move at this time that the motion by Senator Greive be amended to concur in all of the amendments that the House has placed on the measure."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"We had concluded debate and were in the middle of a vote when Senator Freise arose to inquire on a point of parliamentary procedure. While standing doing that, he then makes the motion in the middle of a vote. I suggest that that is improper procedure."

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Point of parliamentary inquiry, Mr. President:

"As I understand Senator Greive's motion, we concur in certain amendments and he spelled out the number of amendments in which we were concurring. This would not foreclose a further motion to approve the rest of the amendments."

REPLY BY THE PRESIDENT

The President:

"If the Senate acts favorably upon the motion by Senator Greive which was that the Senate concur in the House amendments to Senate Bill No. 46 with the exception of the amendment on page 25, section 31, line 16, then it would take a motion to reconsider in order to concur in the other amendments, Senator. Another motion could be made then to concur in the other amendment. You would have to first reconsider the vote by which the Senate concurred."

Senator Rasmussen:

"That doesn't sound just exactly right to me. Senator Greive's motion was that we concur in the House amendments with this one exception, but he hasn't said that we do not concur in this one and ask for a conference thereon or anything."

The President:

"That would be the effect of it, Senator."

Senator Uhlman demanded that the question be divided.

On motion of Senator Greive, the Senate concurred in the House amendments to Substitute Senate Bill No. 46 to page 3 and the amendment to page 25, section 31, line 29.

It was moved by Senator Freise that the Senate do concur in the House amendment on page 25, section 31, line 16.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Greive yield to a question:

"Senator Greive, I am not as well acquainted with this bill as I could be, but I have been told that there is a certain period of time now, a certain waiting period or compliance period for someone who causes nuisances of this sort to have a chance to abate and that time is two years, is that correct?"

Senator Greive:

"Not exactly. The way the program works is this: Of course there will be a period of time until they put them into effect. I suppose a minimum of ninety days and then it is going to take several months before it goes into effect and they get things organized and I think it is generally estimated it will take six to eight months after that time. It may take a year or two years in some cases. After you once get a particular governmental unit in operation, then there is provision to make application on the two year basis. You show your hardship and show the reason why you can't comply. Then they may grant you permission with somebody there to burn so many cars per day or during certain hours and they may do this from day to day or year to year until such time as you can take care of the situation or they finally get fed up and tell you you can't do anything."

Debate ensued.

Senators McCutcheon, Atwood and Greive demanded the previous question and the demand was sustained.

Senator Greive demanded a roll call call and the demand was sustained by Senators Bailey, Uhlman, McCutcheon, Foley, Williams, Peterson (Ted), Redmon and Donohue.

The President stated the motion before the Senate was the positive mo-

tion by Senator Williams that the Senate do concur in the House amendment to page 25, section 31, line 16 of Substitute Senate Bill No. 46.

ROLL CALL

The Secretary called the roll. The motion was lost and the Senate refused to concur in the amendment to page 25, section 31, line 16 by the following vote: Yeas, 18; nays, 25; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Foley, Freise, Hallauer, Herrmann, Keefe, Kupka, Lewis, Metcalf, Neill, Redmon, Ryder, Sandison, Talley, Twigg, Woodall—18.

Those voting nay were: Senators Andersen, Cooney, Donohue, Dore, Durkan, Faulk, Gissberg, Greive, Guess, Hanna, Knoblauch, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Stender, Uhlman, Washington, Williams—25.

Absent or not voting: Senators Connor, Henry, Herr, Lennart Pritchard—5.

Excused: Senator Chytil—1.

MESSAGE FROM THE HOUSE

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed:

Substitute Senate Bill No. 199 with the following amendments:

On page 1, line 25 of the title, after "RCW 48.17.150;" strike "amending section 17.16, chapter 79, Laws of 1947, as last amended by section 6, chapter 225, Laws of 1959, and RCW 48.17.160;"

On page 10, section 10, line 12 after "months" strike everything down to the period on line 15

On page 18, strike all of section 20 and renumber the remaining sections consecutively

On page 23, section 28, line 33, after the comma, and before the word "who" insert "or to a trustee or trustees or agent designated by two or more creditors,"

On page 23, beginning on line 10 strike all of section 27 and insert the following: "NEW SECTION. Sec. 27. There is added to chapter 79, Laws of 1947 and to chapter 48.22 RCW a new section to read as follows:

(1) On and after January 1, 1968, no new policy or renewal of an existing policy insuring against loss resulting from liability imposed by law for bodily injury or death suffered by any person arising out of the ownership, maintenance or use of a motor vehicle shall be delivered or issued for delivery in this state with respect to any motor vehicle registered or principally garaged in this state unless coverage is provided therein or supplemental thereto on forms approved by the insurance commissioner, in limits for bodily injury or death set forth in RCW 46.29.490, for the protection of persons insured thereunder who are legally entitled to recover damages from owners or operators of uninsured motor vehicles and hit-and-run motor vehicles because of bodily injury, sickness or disease, including death, resulting therefrom, except that the named insured may be given the right to reject such coverage, and except that, unless the named insured requests such coverage in writing, such coverage need not be provided in or supplemental to a renewal policy where the named insured had rejected the coverage in connection with a policy previously issued to him by the same insurer.

(2) For the purposes of this coverage, the term "uninsured motor vehicle" shall, subject to the terms and conditions of such coverage, be deemed to include an insured motor vehicle where the liability insurer thereof is unable to make payment with respect to the legal liability of its insured within the limits specified therein because of insolvency.

(3) An insurer's insolvency protection shall be applicable only to accidents occurring during a policy period in which its insured's uninsured motorist coverage is in

effect where the liability insurer of the tort-feasor becomes insolvent within three years after such an accident. Nothing herein contained shall be construed to prevent any insurer from affording insolvency protection under terms and conditions more favorable to its insureds than is provided hereunder.

(4) In the event of payment to an insured under the coverage required by this section and subject to the terms and conditions of such coverage, the insurer making such payment shall, to the extent thereof, be entitled to the proceeds of any settlement or judgment resulting from the exercise of any rights of recovery of such insured against any person or organization legally responsible for the bodily injury for which such payment is made, including the proceeds recoverable from the assets of the insolvent insurer. Whenever an insurer shall make payment under the coverage required by this section and which payment is occasioned by an insolvency, such insurer's right of recovery or reimbursement shall not include any rights against the insured of said insolvent insurer, but such paying insurer shall have the right to proceed directly against the insolvent insurer or its receiver, and in pursuance of such right such paying insurer shall possess any rights which the insured of the insolvent company might otherwise have had, if the insured of the insolvent insurer had personally made the payment.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

It was moved by Senator Greive, that the Senate refuse to concur in the House amendments to Substitute Senate Bill No. 199 and asks the House to recede therefrom.

Debate ensued.

The motion was carried.

MOTION

On motion of Senator Atwood, Senator Lennart was excused.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed:

Senate Bill No. 9 with the following amendments:

On page 2, section 2, line 19, strike the period after the word "fiduciary" and insert "; (e) a nonprofit charitable or other foundation incorporated under the laws of the state of Washington and empowered to receive and administer funds or income for the support of community or otherwise charitable purposes, when such foundations:

- (1) are tax-exempt under federal law;
- (2) are administered to foster or benefit charities or other tax-exempt beneficiaries existing or in accordance with changing needs thereof or local charities in accordance with changing community needs, thereby reducing the necessity of application of the trust doctrine hereof;
- (3) are administered by a governing body of a public or private representative nature."

On page 2, section 2, line 19, after the House committee amendment by the Committee on Judiciary, strike the period after "nature" and insert "; (f) a non-profit charitable foundation incorporated under the laws of the state of Washington and which has received a declaration of current tax exempt status from the United States; provided, such foundation shall not be relieved from complying with sections 9 and 10 of this act.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Woodall, the Senate refused to concur in the House amendments to Senate Bill No. 9 and asked the House to recede therefrom.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 11 with the following amendment:

Strike the Senate amendment by Senator Woodall to page 1, section 2, line 21, being page 1, section 2, line 21 of the engrossed bill, after the period following "amended" strike "No criminal citation shall be issued for a period of ten days after giving a warning ticket pointing out the defect.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

It was moved by Senator Woodall that the Senate refuse to concur in the House amendment to Engrossed Senate Bill No. 11, and asks the House to recede therefrom.

Debate ensued.

It was moved by Senator Atwood that the Senate do concur in the House amendment to Engrossed Senate Bill No. 11.

The President stated the question before the Senate was the positive motion by Senator Atwood that the Senate do concur in the House amendment to Engrossed Senate Bill No. 11.

Debate ensued.

The motion was lost on a rising vote, the Senate refused to concur in the house amendment to Engrossed Senate Bill No. 11 and asked the House to recede therefrom.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 67 with the following amendments:

In line 6 of the title, after "adding" strike "new sections" and insert "a new section"

Strike the Senate amendment by Senator Greive as amended by Senator Lewis to page 3 adding a new section 4, being page 3 of the engrossed bill, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Greive, the Senate refused to concur in the House amendment to Engrossed Senate Bill No. 67 and asked the House to recede therefrom.

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 115,
Substitute House Bill No. 139,
House Bill No. 225,
House Bill No. 296,
House Bill No. 319,
House Bill No. 352,
House Bill No. 353,
House Bill No. 476,
House Bill No. 539,
House Bill No. 642,
House Bill No. 716.**

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 169 with the following amendments:

On page 1, line 10 of the printed and engrossed bill, after "class AA" and before "counties" insert "and class A"

On page 1, line 17 of the printed and engrossed bill strike the amendment to Senate Bill No. 169 by Senator Kupka and on line 17 of the printed and engrossed bill after "class AA" and before "counties" insert "and class A"

On page 2, section 2, line 8 of the printed and engrossed bill after "class AA" and before "county" insert "or class A"

On page 2, section 3, line 18 of the printed and engrossed bill, after "class AA and before "county" insert "or class A", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 169.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 169, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—41.

Voting nay was: Senator Lewis—1.

Absent or not voting: Senators Dore, Gissberg, Herr, Pritchard, Uhlman—5.

Excused: Senators Chytil, Lennart—2.

Engrossed Senate Bill No. 169, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed:

Engrossed Substitute Senate Bill No. 414 with the following amendment:

Strike the Senate amendment by Senator Bailey to page 5, section 13, line 31, of the printed bill, being page 5, section 13, line 28, of the engrossed bill, thus restoring the bill to its original form, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Bailey, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 414.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 414, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Andersen, Connor, Hallauer, Herr, McCormack, Morgan—6.

Excused: Senators Chytil, Lennart—2.

Engrossed Substitute Senate Bill No. 414, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives.
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed: Engrossed Substitute Senate Bill No. 42 with the following amendments:

On page 1, line 2 of the title, after "6-109," and before "9-302" strike "9-102"

On page 1, line 4 of the title, after "62A.6-109," and before "62A.9-302" strike "62A.9-102,"

On page 1, line 7 of the title, after "62A.9 RCW;" and before "and providing" insert "adding new sections to chapter 11, Laws of 1961 and to chapter 15.48 RCW;"

On page 4a of the printed engrossed bill strike section 5 and renumber the remaining sections consecutively.

On page 9a of the printed engrossed bill, after the end of section 14 (being renumbered section 13), add three new sections to read as follows:

"NEW SECTION. Sec. 14. There is added to chapter 11, Laws of 1961, and to chapter 15.48 RCW a new section to read as follows:

As used in this chapter:

(1) "Seed bailment contract" means any bailment contract for the increase of agricultural seeds where the bailor retains title to seed, seed stock, plant life and the seed crop resulting therefrom.

(2) "Bailee" is any tenant farmer or landowner or both, who, for an agreed compensation agrees to plant agricultural seeds furnished by the bailor and to care for, cultivate, harvest and deliver to the bailor the seed resulting therefrom.

(3) "Bailor" is any seed contractor who delivers agricultural seed to a bailee under the terms of a seed bailment contract which requires the bailee to plant, care for, cultivate, harvest and deliver the resultant seed crop to the bailor and requires the bailor to pay the bailee the amount of compensation agreed upon in the contract for the bailees' services in producing the seed.

NEW SECTION. Sec. 15. There is added to chapter 11, Laws of 1961 and to chapter 15.48 RCW a new section to read as follows:

Seed bailment contracts for the increase of agricultural seeds shall not create a security interest under the terms of the Uniform Commercial Code, chapter 62A.9 RCW. No filing, recording or notice of a seed bailment contract shall be required under any of the laws of the state to establish, during the term of a seed bailment contract, the validity of any such contracts, nor to establish and confirm in the bailor the title to all seed, seed stock, plant life and the resulting seed crop thereof grown or produced by the bailee under the terms of a bailment contract.

NEW SECTION. Sec. 16. There is added to chapter 11, Laws of 1961 and to chapter 15.48 RCW a new section to read as follows:

All payments of money required by the terms of a seed bailment contract to be made by a bailor to a bailee shall be subject to security interests perfected as required by chapter 62A.9 RCW, as amended, and all agricultural liens provided for and perfected in accordance with Title 60, RCW."

Renumber the remaining section accordingly.

On page 9b, section 15 of the printed engrossed bill (being renumbered section 17) following "institutions, and" on line 3, strike the remainder of the section and insert "sections 1 through 11 and 13 through 16 shall take effect on June 30, 1967, and section 12 shall take effect immediately", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 42.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 42, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Connor, Herr, McCormack, Morgan—4.

Excused: Senators Chytil, Lennart—2.

Engrossed Substitute Senate Bill No. 42, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed:

Senate Bill No. 60 with the following amendments:

In section 1, line 8, after "of" and before "to" strike "counsel" and insert "an attorney" and after "to" and before "him" strike "represent" and insert "advise"

In section 1, line 8, after "him" and before the period insert ": *Provided*, That said attorney shall only advise such witness concerning his right to answer or not answer any questions asked of such witness and shall not engage in the proceedings in any other manner. Such attorney shall be considered an officer of the court in accordance with RCW 10.28.210", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Uhlman, the Senate concurred in the House amendments to Senate Bill No. 60.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 60, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 9; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen,

Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—38.

Absent or not voting: Senators Donohue, Durkan, Hallauer, Herr, Herrmann, McCormack, McMillan, Morgan, Redmon—9.

Excused: Senators Chytil, Lennart—2.

Senate Bill No. 60, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed:

Substitute Senate Bill No. 74 with the following amendments:

On page 1, in the title, line 3, after "Title 85 RCW" and before the period insert "amending section 48, chapter 72, Laws of 1937 and RCW 86.09.142; amending section 87, chapter 72, Laws of 1937 and RCW 86.09.259; and amending section 100, chapter 72, Laws of 1937 and RCW 86.09.298"

On page 2, add three new sections following section 5 as follows:

"Sec. 6. Section 48, chapter 72, Laws of 1937 and RCW 86.09.142 are each amended to read as follows:

Upon the creation of the district as aforesaid, the state director shall have authority, and it shall be his duty, to appoint three qualified electors of the district to act as the first directors therefore: *Provided, That when a new district is created by consolidation pursuant to the provisions of this 1967 amendatory act, the director shall appoint five qualified electors of the district to act as the first directors thereof.*

Sec. 7. Section 87, chapter 72, Laws of 1937 and RCW 86.09.250 are each amended to read as follows:

Flood control districts shall be managed by a board of directors consisting of three members: *Provided, That when a new district is created by consolidation pursuant to the provisions of this 1967 amendatory act, there shall be five directors.* The directors shall organize as a board each year, after any new members have qualified and shall elect a chairman from their number and appoint a secretary to hold office at its pleasure and who shall keep a record of its proceedings.

Sec. 8. Section 100, chapter 72, Laws of 1937 and RCW 86.09.298 are each amended to read as follows:

At the first annual district election, the terms of the office of director shall be one, two and three years. At said election candidates shall be elected for each of said terms of office. One candidate shall be elected to serve for one, two, and three years respectively: *Provided, That when a new district is created by consolidation pursuant to the provisions of this 1967 amendatory act, one candidate shall be elected to serve for one year, two candidates shall be elected to serve for two years, and two candidates shall be elected to serve for three years respectively.*", and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

On motion of Senate Greive, the Senate concurred in the House amendments to Substitute Senate Bill No. 74.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 74, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Durkan, Hallauer, Herr, Herrmann, McMillan, Morgan—6.

Excused: Senators Chytil, Lennart—2.

Substitute Senate Bill No. 74, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 212 with the following amendments:

On page 1, section 1, line 13 of the engrossed bill, being line 14 of the printed bill, after "purpose" insert "*as determined by the budget director as respects to state agencies*"

On page 2 of the printed and engrossed bill strike all of section 2 including the Senate amendment by Senator Ryder on page 2, section 2, and insert the following:

"Sec. 2. Section 1, chapter 187, Laws of 1959 and RCW 28.76.410 are each amended to read as follows:

[The regents, trustees or board of directors of any of the state's educational institutions or school districts may provide liability, life, health and accident insurance or any one of, or a combination of the enumerated types of insurance for the regents, trustees, members of boards of directors, students and employees of the institution or school district. The premiums due on such liability insurance shall be borne by the university, college or school district. The premiums due on such life or health and accident insurance shall be borne by the assenting regent, trustee, member of board of directors, student or employee: *Provided*, That nothing contained herein shall be construed to prevent the extension of the coverage provided in the insurance plan adopted to include dependents of the assenting regents, trustees, members of board of directors, students or employees so long as the additional cost thereof is borne by the insured regent, trustee, member of board of directors, student or employee.] *The regents, trustees, or board of directors of any of the state's educational institutions or school districts may make available liability, life, health, accident, disability and salary insurance or any one of, or a combination of, the enumerated types of insurance for the regents, trustees, members of boards of directors, students and employees of the institution or school district, and their dependents. Whenever funds shall be available for these purposes, the regents, trustees or board of directors of any of the state's educational institutions or school districts may contribute toward the cost of such life, health, accident, disability and salary insurance, including hospitalization and medical aid, for the employees of their respective institutions or school districts and their dependents in an amount not to exceed fifty percent of the premiums therefor, or ten dollars per month per employee covered, whichever is the lesser. The premiums due on such liability insurance shall be borne by the university, college or school district. The premiums due on such life, health, accident, or disability and salary insurance shall be borne by the assenting regent, trustee, member of board of directors, or student.*, and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 212.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 212, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Keefe, Knoblauch, Kupka, Lewis,

McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Herr, Herrmann, McMillan, Morgan—4.

Excused: Senators Chytil, Lennart—2.

Engrossed Senate Bill No. 212, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on House Bill No. 478 and the Senate amendment thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives McDougall, Spanton, Taylor.

Sidney Snyder, *Asst. Chief Clerk*.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on House Bill No. 478: Senators Woodall, Keefe and Redmon.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House refuses to recede from its amendments to Engrossed Senate Bill No. 162 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 162 and the House amendments thereto: Representatives Adams, Juelling, King.

Sidney Snyder, *Asst. Chief Clerk*.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 162: Senators Rasmussen, Williams and Connor.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House refuses to concur in the Senate amendment to House Bill No. 86 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

MOTION

On motion of Senator Greive, the Senate refused to recede from its amendments to House Bill No. 86 and asked the House for a conference thereon.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 40,
Senate Bill No. 41,

Senate Bill No. 62,
 Substitute Senate Bill No. 78,
 Senate Bill No. 89,
 Senate Bill No. 90,
 Senate Bill No. 93,
 Senate Bill No. 106,
 Senate Bill No. 120,
 Senate Bill No. 139,
 Senate Bill No. 159,
 Senate Bill No. 161,
 Senate Bill No. 197,
 Senate Bill No. 201,
 Senate Bill No. 204,
 Senate Bill No. 233,
 Senate Bill No. 251,
 Senate Bill No. 270,
 Substitute Senate Bill No. 308,
 Senate Bill No. 491.

House of Representatives,
 Olympia, Wash., March 7, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to House Bill No. 554 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Greive, the Senate receded from its amendments to House Bill No. 554.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 554 without the Senate amendments and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—42.

Absent or not voting: Senators Connor, Hanna, Herr, Morgan, Woodall—5.

Excused: Senators Chytil, Lennart—2.

House Bill No. 554 without the Senate amendments, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
 Olympia, Wash., March 7, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 516 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

MOTION

On motion of Senator Greive, the Senate refused to recede from its amendments to Engrossed House Bill No. 516 and asked the House for a conference thereon.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed:

Senate Bill No. 5 with the following amendments:

In line 1 of the title, after the semicolon and before "and" insert "adding a new section to 43.51 RCW;"

On page 2, section 1, line 2, after "exceed" and before "years" strike "forty" and insert "[forty] *fifty-five*"

On page 2, section 1, line 2, after "parkways" strike all of the material down to the period on line 4 and insert "[lying within the Columbia basin area in Douglas, Grant, Franklin, and Walla Walla counties and within Mount Spokane state park]"

On page 3, following section 1, add a new section as follows:

"NEW SECTION. Sec. 2. There is added to chapter 8, Laws of 1965 and to chapter 43.51 RCW a new section to read as follows:

The state parks and recreation commission is directed to acquire by condemnation, or otherwise, not less than one hundred acres of the jetty to the harbor of the city of Everett owned by the port of Everett for the purpose of establishing and maintaining a state park.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Mardesich, the Senate concurred in the House amendments on page 3 and in line 1 of the title to Senate Bill No. 5.

On motion of Senator Mardesich, the Senate refused to concur in the House amendment on page 2 to Senate Bill No. 5 and asked the House to recede therefrom.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed:

Substitute Senate Bill No. 15 with the following amendments:

On page 3, section 4, line 3, after "chapter" and before "RCW" strike "45.37" and insert "46.37"

On page 4, following section 7, insert a new section to read as follows:

"NEW SECTION. Sec. 8. The provisions of sections 4 through 7 of this act may be temporarily suspended by the chief of the Washington state patrol, or his designee, with respect to the operation of motorcycles within their respective jurisdictions in connection with a parade or public demonstration."

Remember the remaining sections consecutively., and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Substitute Senate Bill No. 15.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 15, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Dore, Herr, Herrmann—3.

Excused: Senators Chytil, Lennart—2.

Substitute Senate Bill No. 15, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed:

Substitute Senate Bill No. 63 with the following amendments:

On page 4, section 3, beginning on line 18, after "does not exceed" strike "the maximum permitted by law" and insert ". . . % (must be filled in) per annum computed monthly and may not lawfully exceed 18% per annum computed monthly"

On page 5, section 5, lines 28 and 29, after "each" and before "period" strike "regular installment" and insert "month, or other uniform time interval established by the regular consecutive payments"

On page 6, section 5, lines 12 and 13, after "of the" and before "periodic" strike "monthly or lesser" and insert "[monthly or lesser]"

On page 6, section 5, line 15, after "the" and before "periodic" strike "monthly or lesser" and insert "[monthly or lesser]"

On page 9, section 7, line 32, after "greater of" strike "one and one-half percent" and insert "1½%" and after "outstanding balance" insert "(18% per year computed monthly)"

On page 10, section 8, line 30, after "balances" strike the period and insert "; or"

On page 15, section 14, line 18, after "the amount" and before "of the" insert "or rate"

On page 15, section 14, line 20, after "time balance" and before "and the" insert ", if the service charge is stated as a dollar amount," and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

On motion of Senator Greive, the Senate concurred in the House amendments to Substitute Senate Bill No. 53.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 63, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Those voting nay were: Senators Freise, Lewis—2.

Absent or not voting: Senators Durkan, Hanna, Herr, Metcalf—4.

Excused: Senators Chytil, Lennart—2.

Substitute Senate Bill No. 63, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 68 with the following amendment:

On page 4, section 4, line 13 of the printed and engrossed bill after "record" and before "which" strike the comma and insert "in accordance with RCW 2.40.010", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Ryder, the Senate concurred in the House amendments to Engrossed Senate Bill No. 68.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 68, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Durkan, Herr, Herrmann—3.

Excused: Senators Chytil, Lennart—2.

Engrossed Senate Bill No. 68, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 69 with the following amendments:

In line 1 of the title of the printed and engrossed bill, after the semicolon following "pensions" strike all of the matter down to and including the semicolon following "functions" on line 3 of the printed bill, being line 2 of the engrossed bill and insert "amending section 3, chapter 261, Laws of 1945 as last amended by section 1, chapter 116, Laws of 1957 and RCW 41.24.030;"

Following section 1 of both the printed and engrossed bill add a section as follows: "Sec. 2. Section 3, chapter 261, Laws of 1945, as last amended by section 1, chapter 116, Laws of 1957, and RCW 41.24.030 are each amended to read as follows:

There is created in the state treasury a trust fund for the benefit of the firemen of the state covered by this chapter, which shall be designated the volunteer firemen's relief and pension fund and shall consist of:

(1) All bequests, fees, gifts, emoluments, or donations given or paid to the fund.

(2) An annual fee for each member of its fire department to be paid by each municipal corporation for the purpose of affording the members of its fire department with protection from death or disability as herein provided as follows:

(a) three dollars for each volunteer or part-paid member of its fire department;

(b) a sum equal to one-half of one percent of the annual salary attached to the rank of each full-paid member of its fire department.

(3) Where a municipal corporation has elected to make available to the members of its fire department the retirement provisions as herein provided, an annual fee of twenty-two dollars for each of its firemen electing to enroll therein, ten dollars of

which shall be paid by the municipality and twelve dollars of which shall be paid by the fireman.

(4) [Ten] Forty percent of all moneys received by the state from its tax on fire insurance premiums shall be paid into the state treasury and credited to the fund.

(5) The state finance committee, upon request of the state treasurer shall invest such portion of the amounts credited to the fund as is not, in the judgment of the treasurer, required to meet current withdrawals. [Such investment may be made only in such bonds or other obligations as are authorized for the investment of funds of the state employees' retirement system.] *Such investments may be made in such bonds, notes or other obligations now or hereafter authorized as an investment for the funds of the state employees' retirement system.*

(6) All bonds or other obligations purchased according to subdivision (5) shall be forthwith placed in the custody of the state treasurer, and he shall collect the principal thereof and interest thereon when due.

The state finance committee may sell any of the bonds or obligations so acquired and the proceeds thereof shall be paid to the state treasurer.

The interest and proceeds from the sale and redemption of any bonds or other obligations held by the fund shall be credited to and form a part of the fund.

All amounts credited to the fund shall be available for making the payments required by this chapter.

The state treasurer shall make an annual report showing the condition of the fund.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Bailey, the Senate concurred in the House amendments to Engrossed Senate Bill No. 69.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 69, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 9; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Woodall—38.

Absent or not voting: Senators Durkan, Hallauer, Herr, Herrmann, Morgan, Pritchard, Ridder, Stender, Williams—9.

Excused: Senators Chytil, Lennart—2.

Engrossed Senate Bill No. 69, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 96 with the following amendments:

On page 4, section 3, line 28 of the printed and engrossed bill, after "authority" and before the semicolon insert ": And Provided Further, That any persons holding elective offices or persons appointed by the governor who are members in the retirement system and who have, prior to becoming such members, previously held an elective office, and did not at the start of such initial or successive terms of office exercise their option to become members, may apply for membership and be accepted by action of the retirement board, to be effective during such term or terms of office, and shall be allowed to recover or regain the service credit applicable to such term or terms of office upon payment of the employee and employer contributions therefor"

Amend the amendment by Senator McCutcheon to page 8, adding "Sec. 5," being page 9, section 5, of the engrossed bill, add a new subsection following subsection (3) to read as follows:

"(4) On and after July 1, 1967, any member who has completed twenty-five years of service and attained age fifty-five may retire on his written application to the retirement board setting forth at which time, not less than thirty days, nor more than ninety days subsequent to the execution and filing thereof, he desires to be retired, subject to war measures: Provided, That any member retiring under the provisions of this subsection shall receive a reduced retirement allowance, which allowance shall be the actuarial equivalent of the sum necessary to pay regular retirement benefits as of the earliest date upon which he could otherwise retire under subsections (1) or (3) of this section."

Renumber old subsection (4) to read subsection (5), and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

It was moved by Senator Greive, that the Senate do concur in the House amendments to Engrossed Senate Bill No. 96.

Debate ensued.

It was moved by Senator Rasmussen that further action on Engrossed Senate Bill No. 96 be deferred until tomorrow.

The motion by Senator Rasmussen was lost.

The motion by Senator Greive was carried and the Senate concurred in the House amendments to Engrossed Senate Bill No. 96.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 96, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Those voting nay were: Senators Guess, Rasmussen—2.

Absent or not voting: Senators Durkan, Herr—2.

Excused: Senators Chytil, Lennart—2.

Engrossed Senate Bill No. 96, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed:

Senate Bill No. 107 with the following amendment:

On page 9, section 2, line 32, after "president" strike "; (3) a member of the house of representatives appointed by the speaker;" and insert "from among the senate members of the joint committee on education or other legislative education committees; (3) a member of the house of representatives appointed by the speaker from

among the house members of the joint interim committee on education or other legislative education committees;"; and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Greive that the Senate refuse to concur in the House amendment to Senate Bill No. 107 and ask the House to recede therefrom.

Debate ensued.

It was moved by Senator Metcalf that the Senate do concur in the House amendment to Senate Bill No. 107.

The President declared the question before the Senate to be the motion by Senator Metcalf that the Senate do concur in the House amendment to Senate Bill No. 107.

The motion was lost on a rising vote. The Senate refused to concur in the House amendment to Senate Bill No. 107 and asked the House to recede therefrom.

MOTION

At 11:55 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, March 9, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

SIXTIETH DAY

MORNING SESSION

Senate Chamber,

Olympia, Wash., Thursday, March 9, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Morgan.

On motion of Senator Bailey, Senator Morgan was excused.

The Color Guard, consisting of Pages Curt Dean, Color Bearer, and Diane Adamson, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"This is a day which Thou hast made, O God, and we rejoice and are glad in it. These are moments of great joy for us, as we come to the closing day of this regular 1967 session. We pause to thank Thee for the awareness we have had of Thy presence time and again throughout these long days of deliberation.

"Continue to walk and work with us this day, keep us from cowardly fear or unjustified suspicion, stretch our understanding so that we will not fall as victims of littleness or pettiness, stay us, if in haste or under heavy pressure, we are tempted to legislate the expedient rather than the just and right. Do with us, and in us, what we cannot do for ourselves.

"From the diversities of opinion and position because of an aisle, gather up the great and common goods of our minds and hearts and help us fashion the pattern for living in this state of Washington, that closest parallels Thy will and way for us, we pray in Thy Holy Name. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 15,
Senate Bill No. 60,
Substitute Senate Bill No. 74,
Substitute Senate Bill No. 414, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 68,
Engrossed Senate Bill No. 69,
Engrossed Senate Bill No. 96,
Engrossed Senate Bill No. 169,
Engrossed Senate Bill No. 212, have inspected same, and find them correctly reengrossed.

....., *Chairman.*

We concur in this report: Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 15,
Senate Bill No. 60,
Senate Bill No. 68,
Senate Bill No. 69,
Substitute Senate Bill No. 74,
Senate Bill No. 96,
Senate Bill No. 169,
Senate Bill No. 212,
Senate Bill No. 311,
Substitute Senate Bill No. 414, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 8, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 143, have inspected same, and find it correctly reengrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Perry B. Woodall.

House Bill No. 4:

Senate Chamber,
Olympia, Wash., March 8, 1967.

Providing for excise tax on aircraft fuel (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wesley C. Uhlman, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 471:

Senate Chamber,
Olympia, Wash., March 8, 1967.

Repealing provision rendering certain acts relating to probation services temporary (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Larry Faulk, Herbert H. Freise, George Kupka, Jack Metcalf, Lowell Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 490:

Senate Chamber,
Olympia, Wash., March 8, 1967.

Providing for establishment of Medical Lake school for mentally deficient (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Fred G. Redmon.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 929:

Senate Chamber,
Olympia, Wash., March 8, 1967.

Providing clothing, transportation, and funds for released or paroled persons (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Larry Faulk, Herbert H. Freise, Reuben A. Knoblauch, George Kupka, Lowell Peterson, Robert C. Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia Wash., March 9, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 207, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: Substitute Senate Bill No. 33,
Substitute Senate Bill No. 103,
Senate Bill No. 168,
Senate Bill No. 220,
Senate Bill No. 333,
Senate Bill No. 364,
Substitute Senate Bill No. 405,

Substitute Senate Bill No. 409,
Senate Bill No. 483, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: House Bill No. 30,
Substitute House Bill No. 78,
House Bill No. 151, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 40,
Senate Bill No. 41,
Senate Bill No. 62,
Substitute Senate Bill No. 78,
Senate Bill No. 89,
Senate Bill No. 90,
Senate Bill No. 93,
Senate Bill No. 106,
Senate Bill No. 120,
Senate Bill No. 139,
Senate Bill No. 159,
Senate Bill No. 161,
Senate Bill No. 197,
Senate Bill No. 201,
Senate Bill No. 204,
Senate Bill No. 233,
Senate Bill No. 251,
Senate Bill No. 270,
Substitute Senate Bill No. 308,
Senate Bill No. 491, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Substitute House Bill No. 16 as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 855 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendments to House Bill No. 859 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 596 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendment to Substitute House Bill No. 533 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 420 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 92 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 93 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 132 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed Substitute House Bill No. 118 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: House Bill No. 92,
House Bill No. 93,
House Bill No. 116,
House Bill No. 132,
Substitute House Bill No. 170,
House Bill No. 331,
House Bill No. 463,
House Bill No. 855,
House Bill No. 859,
House Bill No. 866,
House Bill No. 918, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 74 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 678 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 6 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 143 and Senate Bill No. 200, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on House Bill No. 478 and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 497 and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 18, by Senators Bailey and Neill:

Providing for the retransmittal and retention of legislative measures upon adjournment *sine die* of the Fortieth Regular Session.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 18 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 18 was advanced to third reading, the second reading considered the third and the resolution placed upon final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 18 and the resolution passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams,—44.

Absent or not voting: Senators Connor, Lennart, Washington, Woodall—4.
Excused: Senator Morgan—1.

Senate Concurrent Resolution No. 18, having received the constitutional majority, was declared passed.

FIRST READING OF HOUSE BILL AND RESOLUTIONS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 207, by Representatives Goldsworthy and Saling (by Executive request):

An Act adopting the capital budget and making appropriations for capital improvements.

Referred to Committee on Ways and Means.

House Concurrent Resolution No. 24, by Representatives Litchman, Kirk, Chatalas, O'Brien, Heavey, Walgren, Ceccarelli, Day, Sprague, Bottiger, Elicker, Perry and McGavick:

Authorizing a crime and criminal law study.

Referred to Judiciary Committee.

Engrossed House Concurrent Resolution No. 26, by Representatives Lux and Hoggins:

Providing for interim study of House Bill No. 455.

On motion of Senator Henry, the rules were suspended, House Concurrent Resolution No. 26 was advanced to second reading and read the second time in full.

On motion of Senator Ridder, the rules were suspended, House Concurrent Resolution No. 26 was advanced to third reading, the second reading considered the third and the resolution placed on final passage.

It was moved by Senator Henry that House Concurrent Resolution No. 26 be indefinitely postponed.

Debate ensued.

The motion was carried on a rising vote.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred House Bill No. 36, authorizing irrigation districts to contract for maintenance and operation works, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:

Don L. Talley
Damon R. Canfield
Dewey C. Donohue

House Members:

S. E. Flanagan
Otto Amen
Horace W. Bozarth

On motion of Senator Greive, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 92,

House Bill No. 93,

House Bill No. 116,

House Bill No. 132,
Substitute House Bill No. 170,
House Bill No. 331,
House Bill No. 463,
House Bill No. 855,
House Bill No. 859,
House Bill No. 866,
House Bill No. 918.

The Secretary read:

MESSAGES FROM THE HOUSE
HOUSE AMENDMENTS TO SENATE BILLS

House of Representatives,
 Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 104 with the following amendments:

On page 1, line 20 of the printed and engrossed bill, after "A" and before "copy of" insert "certified"

On page 1, line 20 of the printed and engrossed bill, after "recorded" add "by the clerk of the legislative authority and", the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 104.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 104, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Durkan, Guess, Henry—3.

Excused: Senator Morgan—1.

Engrossed Senate Bill No. 104, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
 Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 121 with the following amendment:

Amend the amendment by Senator Freise to page 2, section 2, as follows: In line 19 of the mimeographed amendment, being page 2, line 33 of the engrossed bill, after "shall" and before "be renewable" insert "not", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

It was moved by Senator Greive that the Senate do concur in the House amendment to Engrossed Senate Bill No. 121.

Debate ensued.

POINT OF INQUIRY

Senator Uhlman:

"Mr. President, would Senator Freise yield to a question?"

Senator Freise:

"I yield."

Senator Uhlman:

"Senator Freise, is it your intent and opinion that this amendment will not preclude the renewal of these provisional temporary licenses in the future?"

Senator Freise:

"Senator Uhlman, and members of the Senate:

"I am really not an expert in this particular field, but I have discussed the effect of the House amendment with Dr. William Conte, the director of the Department of Institutions, who is probably the most concerned. The House amendment does more or less turn the language around, but Dr. Conte said that they could live with it and he feels that in the two years that is provided, these people can prove themselves so that they can renew their permits. It is not necessarily the intent that they forever be barred. I hope it will work out that we can try it for a two year period and next session, if it isn't satisfactory, we could revise it. The Department of Institutions is going to work with the State Medical Association. They are going to keep an eye on it. I know the problem that we have over at the penitentiary in Walla Walla to hire competent medical workers. The local doctors are overworked as it is and most of them don't want to go to the penitentiary and I think in two years we can work it out with the Medical Association."

Debate ensued.

The motion was carried and the Senate concurred in the House amendment to Engrossed Senate Bill No. 121.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 121, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; nays, 5; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Williams, Woodall—40.

Those voting nay were: Senators Hallauer, Henry, Lennart, Neill, Washington—5.

Absent or not voting: Senators Durkan, Hanna, Stender—3.

Excused: Senator Morgan—1.

Engrossed Senate Bill No. 121, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 245 with the following amendments:

Amend the amendment by Representative Bluechel as amended by Representatives Kiskaddon and Whetzel as follows: Strike the amendment as amended by Representatives Bluechel, Kiskaddon and Whetzel and in line 1 of the title of the printed and en-

grossed bill, after the semicolon following "contractors" strike the remainder of the title and insert "amending section 4, chapter 77, Laws of 1963 and RCW 18.27.040; amending section 7, chapter 77, Laws of 1963 and RCW 18.27.070; amending section 9, chapter 77, Laws of 1963 as amended by section 50, chapter 170, Laws of 1965 extraordinary session and RCW 18.27.090; amending section 1, chapter 77, Laws of 1963 and RCW 18.27.010; and adding three new sections to chapter 77, Laws of 1963 and to chapter 18.27 RCW."

On page 1, beginning on line 5 of the printed and engrossed bill, strike all of sections 1 and 2 and insert:

"Section 1. Section 4, chapter 77, Laws of 1963 and RCW 18.27.040 are each amended to read as follows:

Each applicant shall, at the time of applying for a certificate of registration, file with the director of licenses a surety bond running to the state of Washington if a general contractor, in the sum of two thousand dollars; if a specialty contractor, in the sum of one thousand dollars, conditioned that the applicant will pay all taxes and contributions due to the state of Washington, and will pay all persons furnishing labor or material or renting or supplying equipment to the contractor and will pay all amounts that may be adjudged against the contractor by reason of negligent or improper work or breach of contract in the conduct of the contracting business. Any person having a claim against the contractor for any of the items referred to in this section may bring suit upon such bond in the superior court of the county in which the work is done or of any county in which jurisdiction of the contractor may be had. *Action upon such bond shall be commenced by serving and filing of the complaint within one year from the date of expiration of the certificate of registration in force at the time the work was completed.* A copy of the complaint shall be served by registered or certified mail upon the director of licenses at the time suit is started and the director shall maintain a record, available for public inspection, of all suits so commenced. Such service shall constitute service on the surety and the director shall transmit the complaint or a copy thereof to the surety within forty-eight hours after it shall have been received. The surety upon the bond shall not be liable in an aggregate amount in excess of the amount named in the bond, but in case claims pending at any one time exceed the amount of the bond, claims shall be satisfied from the bond in the following order:

- (1) Labor, including employee benefits;
- (2) Taxes and contributions due the state of Washington;
- (3) Material and equipment;
- (4) Claims for breach of contract.

In the event that any final judgment shall impair the liability of the surety upon the bond so furnished that there shall not be in effect a bond undertaking in the full amount prescribed in this section, the director shall suspend the registration of such contractor until the bond liability in the required amount unimpaired by unsatisfied judgment claims shall have been furnished.

In lieu of the surety bond required by this section the contractor may file with the director a cash deposit or other negotiable security acceptable to the director.

In the event of a judgment being entered against such deposit, the director of licenses shall upon receipt of a certified copy of a final judgment, pay from the amount of the deposit said judgment.

Sec. 2. Section 7, chapter 77, Laws of 1963, and RCW 18.27.070 are each hereby amended to read as follows:

The applicant shall pay to the director of licenses a registration or renewal fee of, if a general contractor, [thirty-five dollars,] or if a specialty contractor, [twenty dollars] *fifteen dollars.*

Sec. 3. Section 9, chapter 77, Laws of 1963, as amended by section 50, chapter 170, Laws of 1965 extraordinary session and RCW 18.27.090 are each hereby amended to read as follows:

This chapter shall not apply to:

- (1) An authorized representative of the United States government, the state of Washington, or any incorporated city, town, county, township, irrigation district, reclamation district or other municipal or political corporation or subdivision of this state;
- (2) Officers of a court when they are acting within the scope of their office;
- (3) Public utilities operating under the regulations of the public service commission in construction, maintenance or development work incidental to their own business;

(4) Any construction, repair or operation incidental to the discovering or producing of petroleum or gas, or the drilling, testing, abandoning or other operation of any petroleum or gas well or any surface or underground mine or mineral deposit when performed by an owner or lessee;

(5) The sale or installation of any finished products, materials or articles of merchandise which are not actually fabricated into and do not become a permanent fixed part of a structure;

(6) Any construction, alteration, improvement or repair of personal property;

(7) Any construction, alteration, improvement, or repair carried on within the limits and boundaries of any site or reservation under the legal jurisdiction of the federal government;

(8) Any person who only furnished materials, supplies or equipment without fabricating them into, or consuming them in the performance of, the work of the contractor;

(9) Any work or operation on one undertaking or project by one or more contracts, the aggregate contract price of which for labor and materials and all other items is less than [one] *two hundred-fifty* dollars, such work or operations being considered as of a casual, minor, or inconsequential nature. The exemption prescribed in this subsection does not apply in any instance wherein the work or construction is only a part of a larger or major operation, whether undertaken by the same or a different contractor, or in which a division of the operation is made into contracts of amounts less than [one] *two hundred-fifty* dollars for the purpose of evasion of this chapter or otherwise. The exemption prescribed in this subsection does not apply to a person who advertises or puts out any sign or card or other device which might indicate to the public that he is a contractor, or that he is qualified to engage in the business of contractor;

(10) Any construction or operation incidental to the construction and repair of irrigation and drainage ditches of regularly constituted irrigation districts or reclamation districts; or to farming, dairying, agriculture, viticulture, horticulture, or stock or poultry raising; or to clearing or other work upon land in rural districts for fire prevention purposes; except when any of the above work is performed by a registered contractor;

(11) An owner who contracts for a project with a registered contractor;

(12) Any person working on his own property, whether occupied by him or not, and any person working on his residence, whether owned by him or not *but this exemption shall not apply to any person otherwise covered by this act who constructs an improvement on his own property with the intention and for the purpose of selling the improved property;*

(13) Owners of commercial properties who use their own employees to do maintenance, repair and alteration work in or upon their own properties;

(14) A licensed architect or civil or professional engineer acting solely in his professional capacity, an electrician licensed under the laws of the state of Washington, or a plumber licensed under the laws of the state of Washington or licensed by a political subdivision of the state of Washington while operating within the boundaries of such political subdivision. The exemption provided in this subsection is applicable only when the licensee is operating within the scope of his license;

(15) Any person who engages in the activities herein regulated as an employee of a registered contractor with wages as his sole compensation or as an employee with wages as his sole compensation;

(16) Contractors on highway projects who have been prequalified as required by chapter 13 of the Laws of 1961, RCW 47.28.070, with the highway department to perform highway construction, reconstruction or maintenance work.

NEW SECTION. Sec. 4. There is added to chapter 77, Laws of 1963 and to chapter 18.27 RCW a new section to read as follows:

No city, town or county shall issue a construction building permit for work which is to be done by any contractor required to be registered under chapter 77, Laws of 1963 and chapter 18.27 without proof that such contractor is currently registered as required by law.

NEW SECTION. Sec. 5. There is added to chapter 77, Laws of 1963 and to chapter 18.27 RCW a new section to read as follows:

This state hereby preempts the field of legislating with respect to the registration or licensing of those contractors required to be registered under chapter 77, Laws of 1963 and chapter 18.27, and no city, county, or political subdivision of the state shall require any registration or licensing of such contractors but contractors registered

under chapter 77, Laws of 1963 and chapter 18.27 shall be eligible to operate within the boundaries of any political subdivision of the state of Washington without paying further fees or qualifying further. This section shall not prevent the levying by a municipality of a business and occupation tax upon contractors if a business and occupation tax is levied upon other types of businesses.

Sec. 6. Section 1, chapter 77, Laws of 1963 and RCW 18.27.010 are each amended to read as follows:

A "contractor" as used in this chapter is any person, firm or corporation who or which, in the pursuit of an independent business undertakes to, or offers to undertake, or submits a bid to, construct, alter, repair, add to, subtract from, improve, move, wreck or demolish, for another, any building, highway, road, railroad, excavation or other structure, project, development or improvement attached to real estate or to do any part thereof including the erection of scaffolding or other structures or works in connection therewith; or who, to do similar work upon his own property, employs members of more than one trade upon a single job or project or under a single building permit except as otherwise provided herein. A "general contractor" is a contractor whose business operations require the use of more than two unrelated building trades or crafts whose work the contractor shall [superintendent] *superintend* or do in whole or in part; *the term "general contractor" shall not include an individual who does all work personally without employees or other "speciality contractors" as defined herein.* The terms "general contractor" and "builder" are synonymous. A "specialty contractor" is a contractor whose operations as such do not fall within the foregoing definition of "general contractor".

NEW SECTION. Sec. 6. There is added to chapter 77, Laws of 1963 and to chapter 18.27 RCW a new section to read as follows:

Notwithstanding the provisions of section 12, chapter 77, Laws of 1963 or any other provision of law, the provisions of section 8, chapter 77, Laws of 1963 and RCW 18.27.080 shall not apply to any agreement or contract or performance of work or breach of contract covering the period from August 1, 1963 to December 24, 1965 or action pending thereon not foreclosed by the entry of a final judgment by or against any person in the business of acting in the capacity of a contractor.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

It was moved by Senator Neill that the Senate do concur in the House amendments to Engrossed Senate Bill No. 245 except the amendment in section 5, pages 5 and 6.

Debate ensued.

The motion was carried.

MOTION

At 1:50 p.m., on motion of Senator Greive, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has concurred in the Senate amendments to Substitute House Bill No. 345 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed Substitute House Bill No. 322 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 350 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has receded from its amendment to Engrossed Senate Bill No. 11 and has passed the bill without the House amendment., and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 227 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 96 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: House Bill No. 6,
Substitute House Bill No. 16,
Substitute House Bill No. 118,
House Bill No. 420,
Substitute House Bill No. 533,
House Bill No. 554,
House Bill No. 596,
House Bill No. 678, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 7, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 208 and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed Substitute House Bill No. 548 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate refused to recede from its amendments to Engrossed Substitute House Bill No. 548 and asked the House for a conference thereon.

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 6,
 Substitute House Bill No. 16,
 House Bill No. 30,
 Substitute House Bill No. 118,
 House Bill No. 151,
 House Bill No. 420,
 Substitute House Bill No. 533,
 House Bill No. 554,
 House Bill No. 596,
 House Bill No. 678.**

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 497, amending the 1966 corporation code, have had the same under consideration, and we recommend that the Senate Judiciary Committee amendment to page 9 of the engrossed bill be stricken and that the following amendment be adopted:

On page 9, section 7, line 23, after "title." insert the following new sections:

"Sec. 8. Section 6, chapter 53, Laws of 1965 and RCW 23A.08.030 are each amended to read as follows:

A corporation shall have the right to purchase, take, receive or otherwise acquire, hold, own, pledge, transfer or otherwise dispose of its own shares, but purchases of its own shares, whether direct or indirect, shall be made only to the extent of unreserved and unrestricted earned surplus available therefor, and, if the articles of incorporation so permit or with the affirmative vote of the holders of at least [two-thirds] a majority of all shares entitled to vote thereon, to the extent of unreserved and unrestricted capital surplus available therefor [.] : *Provided, That a Regulated Investment Company registered under the Investment Company Act of 1940, or any similar federal statute, shall have the right to purchase its own shares out of unreserved and unrestricted capital surplus whether or not the articles of incorporation so provide and without prior shareholder approval.*

To the extent that earned surplus or capital surplus is used as the measure of the corporation's right to purchase its own shares, such surplus shall be restricted so long as such shares are held as treasury shares, and upon the disposition or cancellation of any such shares the restriction shall be removed pro tanto.

Notwithstanding the foregoing limitation, a corporation may purchase or otherwise acquire its own shares for the purpose of:

- (1) Eliminating fractional shares.
- (2) Collecting or compromising indebtedness to the corporation.
- (3) Paying dissenting shareholders entitled to payment for their shares under the provisions of this title.
- (4) Effecting, subject to the other provisions of this title, the retirement of its redeemable shares by redemption or by purchase at not to exceed the redemption price.

No purchase of or payment for its own shares shall be made at a time when the corporation is insolvent or when such purchase or payment would make it insolvent.

Sec. 9. Section 46, chapter 53, Laws of 1965 and RCW 23A.08.430 are each amended to read as follows:

The board of directors of a corporation may, from time to time, distribute to its shareholders out of capital surplus of the corporation a portion of its assets, in cash or property, subject to the following provisions:

(1) No such distribution shall be made at a time when the corporation is insolvent or when such distribution would render the corporation insolvent.

(2) No such distribution shall be made unless the articles of incorporation so provide or such distribution is authorized by the affirmative vote of the holders of a majority of the outstanding shares of each class whether or not entitled to vote thereon by the provisions of the articles of incorporation of the corporation [.] : *Provided, That a Regulated Investment Company registered under the Investment Company Act*

of 1940, or any similar federal statute, shall have the right to make distributions out of capital surplus whether or not the articles of incorporation so provide and without prior shareholder approval.

(3) No such distribution shall be made to the holders of any class of shares unless all cumulative dividends accrued on all preferred or special classes of shares entitled to preferential dividends shall have been fully paid.

(4) No such distribution shall be made to the holders of any class of shares which would reduce the remaining net assets of the corporation below the aggregate preferential amount payable in event of voluntary liquidation to the holders of shares having preferential rights to the assets of the corporation in the event of liquidation.

(5) Each such distribution, when made, shall be identified as a distribution from capital surplus and the amount per share disclosed to the shareholders receiving the same concurrently with the distribution thereof.

The board of directors of a corporation may also, from time to time, distribute to the holders of its outstanding shares having a cumulative preferential right to receive dividends, in discharge of their cumulative dividend rights, dividends payable in cash out of the capital surplus of the corporation, if at the time the corporation has no earned surplus and is not insolvent and would not thereby be rendered insolvent. Each such distribution, when made, shall be identified as a payment of cumulative dividends out of capital surplus.

Renumber the remaining section.

Senate Members:

Wesley C. Uhlman
Robert W. Twigg
Mike McCormack

House Members:

Newman H. Clark
Thomas A. Swayze, Jr.
Daniel G. Marsh

On motion of Senator Twigg, the report of the Free Conference Committee on Engrossed House Bill No. 497 was adopted.

The President declared the question before the Senate to be the final passage of Engrossed House Bill No. 497 as amended by the Free Conference Committee.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 497 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Hallauer, Pritchard—2.

Excused: Senator Morgan—1.

Engrossed House Bill No. 497 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the fourth order of business.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 8, 1967.

To the Honorable, The Senate of the State of Washington
Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 75

Increasing salaries of court reporters in certain judicial districts.

Senate Bill No. 2

Extending the jurisdiction of state salary advisory committee to elected county officials.

Very truly yours,
Raymond W. Haman,
Legal Counsel.

The Senate advanced to the fifth order of business.

MESSAGES FROM THE HOUSE**HOUSE AMENDMENT TO SENATE BILL**

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed:

Reengrossed Senate Bill No. 181 with the following amendment:

On page 6, section 3, line 27 of the printed bill, being page 6, section 3, line 21 of the reengrossed bill, after "shall be" and before "percent" strike "fifty" and insert "[fifty] *twenty-five*", and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

On motion of Senator Greive, the Senate concurred in the House amendments to Reengrossed Senate Bill No. 181.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 181, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 3; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Wood—all—43.

Those voting nay were: Senators Chytil, Lennart, Ryder—3.

Absent or not voting: Senators Durkan, Hallauer—2.

Excused: Senator Morgan—1.

Reengrossed Senate Bill No. 181, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 8, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred House Bill No. 478, authorizing disposition of Yakima armory, have had the same under consideration, and we recommend the following amendment to the bill:

In line 6, after "exchange" strike "to" and insert "in"

Strike the Senate amendment to House Bill No. 478, by Senator Atwood on page 1, following line 16.

Senate Members:

James Edward Keefe
Perry B. Woodall
Fred G. Redmon

House Members:

Bob McDougall
Keith J. Spanton
Dick Taylor

On motion of Senator Woodall, the report of the Free Conference Committee on House Bill No. 478 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 478 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Dore, Hallauer—2.

Excused: Senator Morgan—1.

House Bill No. 478 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 184 with the following amendment:

On page 1, section 3, line 23 of the printed bill, being page 2, section 3, line 5 of the engrossed bill, after "retained by" strike "the person, firm or corporation having a lien" and insert "the state treasurer pursuant to RCW 63.28.240", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Uhlman, the Senate concurred in the House amendments to Engrossed Senate Bill No. 184.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 184, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Those voting nay were: Senators Chytil, Rasmussen—2.

Absent or not voting: Senators Connor, Dore, Hallauer, Hanna, Neill—5.

Excused: Senator Morgan—1.

Engrossed Senate Bill No. 184, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Substitute Senate Bill No. 52 with the following amendments:

On page 3, section 1, line 20 of the printed and engrossed bill, after "*is denied*" and before the comma insert "*except as limited by section 23 of this 1967 amendatory act*"

On page 8, section 6, subsection (6) (e), line 18 of the printed and engrossed bill, after "submitted" and before the semicolon insert "*and the public policy contained in the act of the legislature authorizing the decision or order*". and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Gissberg, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 52.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 52 as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—42.

Those voting nay were: Senators Ridder, Uhlman—2.

Absent or not voting: Senators Connor, Hallauer, McCormack, Pritchard—4.

Excused: Senator Morgan—1.

Engrossed Substitute Senate Bill No. 52, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Greive served notice that he would move that the Senate reconsider the vote by which Engrossed Substitute Senate Bill No. 52 passed the Senate.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on House Bill No. 36, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred House Bill No. 36, authorizing irrigation districts to contract for maintenance and operation of works, have had the same under consideration, and we recommend that the following amendments be adopted:

On page 1, strike lines 3 through 5 of the title and insert the following:

"empowering an irrigation district to acquire, by conveyance without cost, a water system from a water district wholly within the irrigation district's boundaries; and amending section 2, chapter 138, Laws of 1923, as last amended by section 1, chapter 141, Laws of 1965, and RCW 87.03.015"

On page 3, line 5, add a new subsection to read as follows:

"(8) To acquire from a water district wholly within the irrigation district's boundaries, by a conveyance without cost, the water district's water system and to operate the same to provide water for the domestic use of the irrigation district residents. As a part of its acceptance of the conveyance the irrigation district must agree to relieve the water district of responsibility for maintenance and repair of the system. Any such water district is authorized to make such a conveyance if all indebtedness of the water district, except local improvement district bonds, has been paid and the conveyance has been approved by a majority of the water district's electors voting at a general or special election.

This section shall not be construed as in any manner abridging any other powers of an irrigation district conferred by law."

Senate Members:

Don L. Talley
Damon R. Canfield
Dewey C. Donohue

House Members:

S. E. Flanagan
Otto Amen
Horace W. Bozarth

On motion of Senator Canfield, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 36 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Dore, Hallauer, Lennart, Lewis, McCormack, McCutcheon—6.

Excused: Senator Morgan—1.

House Bill No. 36 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Senate Bill No. 381 with the following amendments:

On page 1, section 1, following line 23, add a new paragraph as follows:

"Counties as used in this act shall mean counties containing a population of not less than one hundred seventy thousand persons."

On page 2, section 3, line 20, after "purposes" and before the period insert ": *Provided, That for visual or sound buffer purposes the county shall not acquire by condemnation, less than an owner's entire interest or right in the particular real property to be so acquired if said owner objects to the taking of said lesser interest or right*"

On page 4 add a new section following section 7 as follows:

"NEW SECTION. Sec. 8. This act shall not apply to counties containing a population of less than one hundred seventy thousand persons."

Renumber section 8 as "Sec. 9.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Senate Bill No. 381.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 381, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—41.

Those voting nay were: Senators McMillan, Woodall—2.

Absent or not voting: Senators Dore, Gissberg, Hallauer, Lennart, McCormack, McCutcheon—6.

Senate Bill No. 381, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

**The President signed: Substitute Senate Bill No. 15,
Senate Bill No. 60,
Senate Bill No. 68,
Senate Bill No. 69,
Substitute Senate Bill No. 74,
Senate Bill No. 96,
Senate Bill No. 169,
Senate Bill No. 212,
Senate Bill No. 311,
Substitute Senate Bill No. 414.**

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 390 with the following amendment:

On page 4, section 4, (renumbered section 5), line 4 of the printed bill, being page 4, section 5, line 4 of the engrossed bill, after "properties" and before the period insert "*: Provided, That the state highway commission shall not acquire, by condemnation, less than an owner's entire interest for providing a visual or sound buffer between*

highways and adjacent properties under sections 4 and 5 of this act if said owner objects to the taking of said lesser interest or right", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 390.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 390, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—42.

Absent or not voting: Senators Gissberg, Hallauer, Herr, Lennart, McCormack, McCutcheon, Williams—7.

Engrossed Senate Bill No. 390, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 751 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Chief Clerk*.

It was moved by Senator Andersen that the Senate do recede from the Senate amendment to section 4 to Engrossed House Bill No. 751 and that the Senate insist upon its position with respect to the other amendments to the bill.

Debate ensued.

The motion was carried.

MOTIONS

It was moved by Senator Dore that Senate Joint Resolution No. 8 be made a special order of business for 9:00 p.m.

Debate ensued.

It was moved by Senator Woodall that the motion by Senator Dore be laid upon the table.

The motion to table was carried on a rising vote.

The Secretary read:

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 486 with the following amendment:

Strike the Senate amendment by Senator Greive on page 2 of the printed bill, adding a "NEW SECTION. Sec. 5." being on page 2 of the engrossed bill.

ReNUMBER the remaining sections consecutively, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 486.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 486, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—44.

Absent or not voting: Senators Hallauer, Henry, Lennart, Morgan, Uhlman—5.

Engrossed Senate Bill No. 486, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Substitute Senate Bill No. 18 with the following amendments:

On page 2, section 2, beginning on line 17 of the printed and engrossed bill, after "garnishee" strike all of the material down to and including "plaintiff" on line 29 and insert ", and shall deposit with the justice the sum of two dollars for each garnishee defendant named in the writ. The justice shall pay to each garnishee defendant, out of the sum so deposited by the plaintiff, the sum of two dollars, upon the filing of his answer, which shall be credited upon any judgment thereafter awarded such garnishee defendant against either the plaintiff or the defendant for costs or attorney's fees. If no answer shall be filed by the garnishee defendant on or before the return day thereof the said sum shall be returned to the plaintiff. If the plaintiff shall thereafter recover costs against the garnishee defendant, said sum shall be added thereto. If said sum is applied on a judgment of the garnishee defendant against the defendant it shall be taxed as costs against the defendant and in favor of the plaintiff"

On page 3, section 3, line 20 of the printed bill, being page 3, section 3, line 18 of the engrossed bill, before "answer forms" strike "three" and insert "four"

On page 5, section 4, line 17 of the printed and engrossed bill, after "was served" and before the semicolon insert "*except such wages, salary or other compensation as the defendant is entitled to claim as exempt under the provisions of RCW 7.32.280*"

On page 6, section 5, line 10 of the printed and engrossed bill, after "together with" and before "answer forms" strike "three" and insert "four"

On page 6, section 6, line 17 of the printed and engrossed bill, after "therewith" and before "answer forms" strike "three" and insert "four"

On page 7, section 6, line 4 of the printed and engrossed bill, after "accompanied by" and before "answer forms" strike "three" and insert "four"

On page 7, section 6, line 10 of the printed and engrossed bill, after "by" and before "answer forms" strike "three" and insert "four"

On page 7, section 6, line 13 of the printed and engrossed bill, after "writ, the" and before "answer forms" strike "three" and insert "four"

On page 8, section 8, line 9 of the printed bill, being page 8, section 8, line 8 of the engrossed bill, after "such service]" and before the semicolon insert "*except such wages, salary or other compensation as the defendant is entitled to claim as exempt under the provisions of RCW 7.32.280*"

On page 9, section 9, line 5 of the printed bill, being page 9, section 9, line 4 of the engrossed bill, after "defendant \$....." and before the period insert "except such wages, salary or other compensation as the defendant is entitled to claim as exempt under the provisions of RCW 7.32.280"

On page 12 of the printed and engrossed bill, after section 14, add a new section to read as follows:

"NEW SECTION. Sec. 15. There is added to chapter 160, Laws of 1909 and to chapter 12.32 RCW a new section to read as follows:

In any garnishment proceedings in justice court, the garnishee in order to avoid payments to the plaintiff which are exempt from garnishment under the provisions of RCW 7.32.280 may accept the written statement of the defendant as to his family status and the amount of his exemption from such writ or garnishment or may determine the amount to be deducted and paid to the defendant and not included in the answer to the writ of garnishment according to his withholding income tax statement of deductions available to the garnishee defendant. Such written statement of the defendant shall be signed by him under penalty of perjury. If the answer of the garnishee is controverted, its payroll records of wages, salary or other compensation, time dates, and the defendant's written statement of dependents shall be conclusive, except for the employer's fraud."

Renumber the remaining section accordingly, and the same is herewith transmitted.
Sidney Snyder, Asst. Chief Clerk.

It was moved by Senator Woodall that the Senate concur in House amendments 2, 4, 5, 6, 7 and 8 and that the Senate request the House to recede from the remaining amendments, to Substitute Senate Bill No. 18.

Debate ensued.

The motion was carried.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Substitute Senate Bill No. 19 with the following amendments:

On page 1, line 22 of the title, after "RCW 7.32.310; adding" and before "to chapter 56" strike "a new section" and insert "new sections"

On page 5, section 6, line 6 of the printed bill, being line 5 of the engrossed bill, after "was served" and before "; any such" insert "except such wages, salary or other compensation which the defendant is entitled to claim as exempt under the provisions of RCW 7.32.280"

On page 6, section 8, line 9 of the printed bill, being lines 6 and 7 of the engrossed bill, after "served therewith" and before "answer forms" strike "three" and insert "four"

On page 6, section 8, line 29 of the printed bill, being line 25 of the engrossed bill, after "accompanied by" and before "answer forms" strike "three" and insert "four"

On page 7, section 8, line 2, at the beginning of the line before "answer forms" strike "three" and insert "four"

On page 7, section 9, line 20 of the printed bill, being line 18 of the engrossed bill, after "such service" and before "; and any" insert "except such wages, salary or other compensation as the defendant is entitled to claim as exempt under the provisions of RCW 7.32.280"

On page 8, section 10, line 18, after "defendant \$....." and before the period insert "excluding such wages, salary or other compensation which the defendant is entitled to claim as exempt under the provisions of RCW 7.32.280"

On page 8, section 10, line 18, after the period following "defendant \$....." insert the following: "The sum of \$..... is a reasonable amount to be allowed garnishee as attorney's fee for making this answer."

On page 13, after section 19, add a new section to read as follows:

"NEW SECTION. Sec. 20. There is added to chapter 56 Laws of 1893 and to chapter 7.32 RCW a new section to be designated RCW 7.32.281 to read as follows:

In any garnishment proceedings in superior court, the garnishee in order to avoid payments to the plaintiff which are exempt from garnishment under the provisions of

RCW 7.32.280 may accept the written statement of the defendant as to his family status and the amount of his exemption from such writ or garnishment or may determine the amount to be deducted and paid to the defendant and not included in the answer to the writ of garnishment according to his withholding income tax statement of deductions available to the garnishee defendant. Such written statement of the defendant shall be signed by him under penalty of perjury. If the answer of the garnishee is controverted, its payroll records of wages, salary or other compensation, time dates, and the defendant's written statement of dependents shall be conclusive, except for the employer's fraud."

Renumber the remaining section accordingly, and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

It was moved by Senator Woodall that the Senate do concur in House amendments No. 3, 4, 5 and 8 and that the Senate ask the House to recede from the remaining House amendments to Engrossed Substitute Senate Bill No. 19.

Debate ensued.

The motion was carried.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 101 with the following amendments:

On page 5, section 1, line 17 of the printed bill, being page 5, section 1, line 16 of the engrossed bill, after "state or possession" and before "other than" insert "*or Province of Canada*"

On page 5, section 1, line 18 of the printed bill, being page 5, section 1, beginning on line 16 of the engrossed bill, after "Washington," and before "(2)" strike "or of a foreign country, and" and insert "[or of a foreign country, and]" and after "(2)" and before "that" insert "*that such state, possession, or province of Canada does not impose a retail sales tax or use tax of three percent or more or, if imposing such a tax, permits Washington residents exemption from otherwise taxable sales by reason of their residence, and (3)*", and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Freise, the Senate concurred in the House amendments to Engrossed Senate Bill No. 101.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 101, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Hallauer, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Voting nay was: Senator Guess—1.

Absent or not voting: Senators Durkan, Gissberg, Hanna, Herrmann, Lenhart, Stender—6.

Engrossed Senate Bill No. 101, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Senate Bill No. 119 with the following amendment:

In Section 1, page 1, line 24, after the period and before "The" insert the following:

"To the extent it may require in the performance of such contract, such municipality shall have the right to install said water or sewer facilities in and along the county streets in the area to be served as hereinabove provided, subject to such reasonable requirements as to the manner of occupancy of such streets as the county may by resolution provide.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Ryder, the Senate concurred in the House amendment to Senate Bill No. 119.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 119, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Greive, Guess, Hallauer, Hanna, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—42.

Absent or not voting: Senators Faulk, Gissberg, Henry, Herrmann, Lenart, Redmon, Woodall—7.

Senate Bill No. 119, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 250 with the following amendments:

In line 1 of the title of the printed and engrossed bill, after "regents" strike the remainder of the title and insert "of the state universities to sell or exchange real property for public purposes"

On page 1, section 1, line 23 of the printed and engrossed bill, after "primary" strike "state" and insert "federal aid"

On page 2 of the printed and engrossed bill, following section 1, add a new section to read as follows:

"NEW SECTION. Sec. 2. The board of regents of Washington State University is authorized to exchange all or part of the following described property in Whitman county, state of Washington: South half of section 34, township 15 north, range 45, E.W.M., situated in Whitman county. In exchange for the real property above described, the board of regents of Washington State University is authorized to acquire property for university purposes of equal value as determined by two competent, disinterested appraisers., and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 250.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 250, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—44.

Absent or not voting: Senators Hallauer, Henry, Herrmann, Lennart, Woodall—5.

Engrossed Senate Bill No. 250, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 45 with the following amendments:

On page 1, beginning on line 5 of the printed and engrossed bill, after "NEW SECTION. Sec. 1." strike the remainder of the bill including all amendments and insert:

"It is the purpose of this act to permit local governmental units to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities.

NEW SECTION. Sec. 2. This act may be cited as the "Interlocal Cooperation Act."

NEW SECTION. Sec. 3. For the purposes of this act, the term "public agency" shall mean any city, town, county, public utility district, port district, or metropolitan municipal corporation of this state; any agency of the state government or of the United States; and any political subdivision of another state.

The term "state" shall mean a state of the United States.

NEW SECTION. Sec. 4. (1) Any power or powers, privileges or authority exercised or capable of exercise by a public agency of this state may be exercised and enjoyed jointly with any other public agency of this state having the power or powers, privilege or authority, and jointly with any public agency of any other state or of the United States to the extent that laws of such other state or of the United States permit such joint exercise or enjoyment. Any agency of the state government when acting jointly with any public agency may exercise and enjoy all of the powers, privileges and authority conferred by this act upon a public agency.

(2) Any two or more public agencies may enter into agreements with one another for joint or cooperative action pursuant to the provisions of this act. Appropriate action by ordinance, resolution or otherwise pursuant to law of the governing bodies of the participating public agencies shall be necessary before any such agreement may enter into force.

(3) Any such agreement shall specify the following:

(a) Its duration;

(b) The precise organization, composition and nature of any separate legal or administrative entity created thereby together with the powers delegated thereto, provided such entity may be legally created;

(c) Its purpose or purposes;

(d) The manner of financing the joint or cooperative undertaking and of establishing and maintaining a budget therefor;

(e) The permissible method or methods to be employed in accomplishing the partial or complete termination of the agreement and for disposing of property upon such partial or complete termination;

(f) Any other necessary and proper matters.

(4) In the event that the agreement does not establish a separate legal entity to conduct the joint or cooperative undertaking, the agreement shall, in addition to items (a), (c), (d), (e) and (f) enumerated in subdivision (3) hereof, contain the following:

(a) Provision for an administrator or a joint board responsible for administering the joint or cooperative undertaking. In the case of a joint board, public agencies party to the agreement shall be represented;

(b) The manner of acquiring, holding and disposing of real and personal property used in the joint or cooperative undertaking.

(5) No agreement made pursuant to this act shall relieve any public agency of any obligation or responsibility imposed upon it by law except that to the extent of actual and timely performance thereof by a joint board or other legal or administrative entity created by an agreement made hereunder, said performance may be offered in satisfaction of the obligation or responsibility.

(6) Financing of joint projects by agreement shall be as provided by law.

NEW SECTION. Sec. 5. Prior to its entry into force, an agreement made pursuant to this act shall be filed with the city clerk and county auditor and with the secretary of state. In the event that an agreement entered into pursuant to this act is between or among one or more public agencies of this state and one or more public agencies of another state or of the United States said agreement shall have the status of an interstate compact, but in any case or controversy involving performance or interpretation thereof or liability thereunder, the public agencies party thereto shall be real parties in interest and the state may maintain an action to recoup or otherwise make itself whole for any damages or liability which it may incur by reason of being joined as a party therein. Such action shall be maintainable against any public agency or agencies whose default, failure of performance, or other conduct caused or contributed to the incurring of damage or liability by the state.

NEW SECTION. Sec. 6. In the event that an agreement made pursuant to this act shall deal in whole or in part with the provision of services or facilities with regard to which an officer or agency of the state government has constitutional or statutory powers of control, the agreement shall, as a condition precedent to its entry into force, be submitted to the state officer or agency having such power of control and shall be approved or disapproved by him or it as to all matters within his or its jurisdiction.

NEW SECTION. Sec. 7. Any public agency entering into an agreement pursuant to this act may appropriate funds and may sell, lease, give, or otherwise supply the administrative joint board or other legal or administrative entity created to operate the joint or cooperative undertaking by providing such personnel or services therefor as may be within its legal power to furnish.

NEW SECTION. Sec. 8. Any joint board created pursuant to the provisions of this act is hereby authorized to accept loans or grants of federal, state or private funds in order to accomplish the purposes of this act provided each of the participating public agencies is authorized by law to receive such funds.

NEW SECTION. Sec. 9. Any one or more public agencies may contract with any one or more other public agencies to perform any governmental service, activity, or undertaking which each public agency entering into the contract is authorized by law to perform: *Provided*, That such contract shall be authorized by the governing body of each party to the contract. Such contract shall set forth fully the purposes, powers, rights, objectives, and responsibilities of the contracting parties.

NEW SECTION. Sec. 10. Nothing in this act shall be construed to increase or decrease existing authority of any public agency of this state to enter into agreements or contracts with any other public agency of this state or of any other state or the United States with regard to the generation, transmission, or distribution of electricity or the existing powers of any private or public utilities.

NEW SECTION. Sec. 11. The powers and authority conferred by this act shall be construed as in addition and supplemental to powers or authority conferred by any other law, and nothing contained herein shall be construed as limiting any other powers or authority of any public agency.

NEW SECTION. Sec. 12. No power, privilege, or other authority shall be exercised under this act where prohibited by the state Constitution or the Constitution or laws of the federal government.

NEW SECTION. Sec. 13. In the event that an agreement made pursuant to this act shall deal in whole or in part with matters of land-use planning, air or water pollution, zoning, building or housing codes, or any other matter for which specific responsibility has been assigned to the local affairs division or the office of community affairs by legislative action, then such agreement shall be submitted to the local affairs division or the office of community affairs at least sixty days prior to the effective date of the agreement. The local affairs division or the office of community affairs may file written comments with the parties to the proposed agreement not less than fifteen days prior to the effective date of the proposed agreement. Such comments shall not be binding upon the parties to the proposed agreement but may be used by the parties to determine the advisability of adopting, rejecting or amending the proposed agreement.

NEW SECTION. Sec. 14. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 15. The effective date of this act is July 1, 1967.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 45.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 45, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Durkan, Hallauer, Hanna, Henry, Lennart, Pritchard—6.

Engrossed Senate Bill No. 45, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Senate Bill No. 252 with the following amendment:

On page 5, section 1, subsection (16) beginning on line 5 after "maintenance" strike all the matter down to and including "the cost" on line 7 and insert ", [The state auditor shall pay] the cost of [such maintenance on vouchers submitted by the state highway commission and deduct the cost] which is to be deducted", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Washington, the Senate concurred in the House amendments to Senate Bill No. 252.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 252, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Guess, Herrmann, Lennart, McCutcheon, Morgan, Pritchard—6.

Senate Bill No. 252, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Senate Bill No. 163 with the following amendments:

On page 1, line 2 of the title after "teletype" and before "amending" strike "; and" and insert "; amending procedure for interstate extradition;";

On page 1, line 4 of the title after "RCW 10.31.060" and before the period insert: "; and amending section 5, page 102, Laws of 1854 as last amended by section 98, chapter 28, Laws of 1891 and RCW 10.34.030"

On page 2, line 7, following section 1, add a new section as follows:

"Sec. 2. Section 5, page 102, Laws of 1854 as last amended by section 98, chapter 28, Laws of 1891 and RCW 10.34.030 are each amended to read as follows:

The governor [of this state] may appoint agents (1) to make a demand [of] upon the executive authority of any state or territory for the surrender of any fugitive from justice, or any other person charged with a felony or any other crime in this state [; and] or (2) to accept the voluntary surrender of any such person who has waived extradition. Whenever an application shall be made to the governor for [that purpose the prosecuting attorney, when required by the governor, shall forthwith investigate the ground of such application and report to the governor all material circumstances which may come to his knowledge, with an abstract of the evidence and his opinion as to the expedience of the demand; but the governor may in any case appoint such agents without requiring the opinion of or any report from the prosecuting attorney, and] the appointment of an agent he may require the official submitting the same to provide whatever information is necessary prior to approval of the application.

The accounts of the agents appointed [for such purposes] by the governor under this section shall in all cases be [audited by the state auditor and] paid from the state treasury out of funds appropriated for that purpose upon claims approved by the office of the governor. The office of the governor may prescribe the amounts to be reimbursed to such agents, in the manner in which legislative bodies of political subdivisions of the state may prescribe the amounts to be reimbursed to officers and employees thereof, as set forth in RCW 42.24.090: PROVIDED, That these expenses shall be reasonable, and shall be computed on the basis of actual expenditures incurred, and not on an hourly or per diem basis., and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

On motion of Senator Greive, the Senate concurred in the House amendments to Senate Bill No. 163.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 163, as amended by the House, and the bill passed the Senate by the following vote: Yea, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch,

Kupka, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Wood—44.

Absent or not voting: Senators Herrmann, Lennart, McCormack, Mardesich, Morgan—5.

Senate Bill No. 163, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 175 with the following amendments:

On page 5, section 13, line 29 of the printed bill, and on page 5, section 13, line 27 of the engrossed bill, after "relinquished" and before the period insert ": *Provided*, That where a company, association, district, or the United States has filed a blanket claim under the provisions of section 6 for the total benefits of those served by it, the notice to show cause shall be served on such company, association, district or the United States and not upon any of its individual water users who may not have used the water or some portion thereof which they were entitled to use"

On page 6, section 13, line 3 of the printed bill and on page 6, section 13, line 3 of the engrossed bill, after "declared" and before the period delete "forfeited" and insert "relinquished"

On page 6, section 14, line 24 of the printed bill and on page 6, section 14, line 24 of the engrossed bill after "be no" and before "of any" delete "forfeiture" and insert "relinquishment"

On page 7, section 14, line 3 of the printed bill and on page 7, section 14, line 2 of the engrossed bill, after "right" and before the amendment by the House Committee on Natural Resources, insert ", whichever date is later"

On page 7, section 14, line 3 of the printed bill and on page 7, section 14, line 2 of the engrossed bill, after "right" and before the period insert the following: ", or

(4) If such right is claimed for municipal water supply purposes under RCW 90.03, or

(5) If such waters are not subject to appropriation under the applicable provisions of RCW 90.40.030 as now or hereafter amended"

On page 8, section 18, line 2 of the printed bill, being page 8, section 18, line 1 of the engrossed bill, after "shall" and before "such right or portion thereof," delete "forfeit" and insert "relinquish"

On page 8, section 19, line 13 of the printed bill and on page 8, section 19, line 12 of the engrossed bill, after "waiver or" and before "of a" delete "forfeiture" and insert "relinquishment", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 175.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 175, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yeay were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Rid-

der, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Herrmann, Lennart, Mardesich, Pritchard—4.

Engrossed Senate Bill No. 175, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive Senator Keefe was excused.

Senators Greive, Connor and Dore demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present, except Senator Keefe, who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

It was moved by Senator Greive that the Senate do immediately consider the House message on Engrossed Senate Joint Resolution No. 8.

The motion was carried.

The Secretary read:

HOUSE AMENDMENTS TO SENATE RESOLUTION

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Joint Resolution No. 8 with the following amendments:

On page 1, line 22 of the mimeographed Senate amendment to the printed bill, being page 1, line 17 of the engrossed bill, after "thirty days" add a period and strike all the matter down to and including "emergent nature thereof." On page 2, subparagraph 2, line 8 of the mimeographed Senate amendment to the printed bill, being page 2, subparagraph 2, line 4 of the engrossed bill.

On page 2, paragraph 1, subparagraph 2, line 12 of the Senate mimeographed amendment to the printed bill, being page 2, line 7 of the engrossed bill, after the period add, "When the governor convenes an extraordinary session the legislature shall consider only those subjects specified in the governor's proclamation and may reconsider measures vetoed by the governor."

At the end of the House Committee amendment to page 2 of the Senate amendment, being page 2 of the engrossed bill, insert the following: "The first regular session of the Legislature to be held pursuant to this amendment shall commence on the second Monday of January 1969.", and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

It was moved by Senator Dore that the Senate do concur in the House amendments to Engrossed Senate Joint Resolution No. 8.

Debate ensued.

Senator Uhlman demanded that the question be divided and that the amendment on page 2, paragraph 1, subparagraph 2 be considered separately.

Senator Uhlman moved that the Senate concur in the first and third House amendments to Engrossed Senate Joint Resolution No. 8.

Senator Pritchard demanded a roll call and the demand was sustained by Senators Metcalf, Faulk, Stender, Morgan, Connor, Dore, Knoblauch, Kupka and Ryder.

ROLL CALL

The Secretary called the roll. The motion by Senator Uhlman was carried and the Senate concurred in the first and third House amendments to Engrossed Senate Joint Resolution No. 8 by the following vote: Yeas, 37; nays, 11; excused, 1.

Those voting yea were: Senators Bailey, Chytil, Connor, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—37.

Those voting nay were: Senators Andersen, Atwood, Canfield, Cooney, Gissberg, Herrmann, Lewis, McCutcheon, Peterson (Ted), Redmon, Twigg—11.

Excused: Senator Keefe—1.

It was moved by Senator Dore that the Senate do concur in the remaining House amendment to Engrossed Senate Joint Resolution No. 8.

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Knoblauch, Durkan, Connor, Washington, Bailey, Pritchard, Faulk, Mardesich, Peterson (Ted), Morgan, and Ridder.

ROLL CALL

The Secretary called the roll. The motion by Senator Dore was carried and the Senate concurred in the remaining House amendment to Engrossed Senate Joint Resolution No. 8 by the following vote: Yeas, 31; nays, 17; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Knoblauch, Kupka, Lennart, Lewis, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stender, Washington, Williams—31.

Those voting nay were: Senators Canfield, Cooney, Donohue, Gissberg, Herrmann, McCormack, McCutcheon, Mardesich, Morgan, Rasmussen, Redmon, Ridder, Sandison, Talley, Twigg, Uhlman, Woodall—17.

Excused: Senator Keefe—1.

The President declared the question before the Senate to be the final passage of Engrossed Senate Joint Resolution No. 8 as amended by the House.

PERSONAL PRIVILEGE

Senator Morgan:

"Mr. President and members of the Senate:

"I would like to have my remarks in the Journal so if I need personal privilege, I'll use it."

The President:

"Your comments will be recorded in the Journal, Senator Morgan."

Senator Morgan:

"This session is my ninth year in the legislature. I have been committee chairman for the Institutions Committee many years, and before that I served once as vice chairman in the House.

"This year our committee was handed over thirty bills, most of which were executive request bills. Most of our committee had not had the privilege of serving on the

subcommittee for institutions under the Legislative Council. Consequently, we came to Olympia to the legislature hoping to have time enough to study the bills. We were handed bills right off the bat—some of them twelve pages long, some fifteen pages long, and some which needed much discussion and some which did not agree with the chairman's thinking and many of the other members. So how do we handle these things? We handle them in due time. We handled them through committee meetings. We handled them through hearings. We did not have time enough for this. I am speaking for annual sessions because of this matter. Among my bills were appointments—three appointments for very important positions in this state to the parole board and one for director of institutions. There was much thought given and material distributed as to the necessary requirements of these gentlemen. When we were due to have this meeting, we also had the cross sound hearing at the same time because this assembly had run overtime. We had a Medicine, Dentistry and Drugs meeting which was running overtime downstairs. I am a member of both of these committees.

"Finally when we met it was dusk and we had two senators besides myself. As one would go, one would come. There was also a Rules meeting at that time, too, so it was absolutely impossible to give full time and justice to the men who were appointed by the Governor.

"Now one of these gentleman has 25,000 souls under his department, to say nothing of employees. It might have been interesting if we could have considered a new division, something like, say a correction division, a mental retardation division and a mental health division. Oh, no. We've got to hurry. We've got to hurry because we only have sixty days so we passed it out today. There's no time to adequately have hearings. There's no time to adequately and efficiently carry on committee meetings.

"Just yesterday I received a request from a very respected member of my committee who had a letter from some businessman from clear across the state wanting to know why such and such a bill was in our committee so long, so I said to this respected member, Senator Canfield, 'Let's look it up.'

"So we looked it up and we found that this Senate bill had been in the House, if you please, not in the Senate, until last week. We had it a week. We had no time to consider it. But still we are 'the most inefficient committee in the legislature.' One week with us and two months with the House. We had no time for a meeting or hearing. There is no time.

"I served with Governor Evans who was Representative Evans in the 1959 session in the House. I worked all night long as did Governor Evans or Representative Evans and many of the other people in this body on the cross sound bridge, and when it was defeated over here, we worked for hours, reconstructing another bill. Now that happened to concern the destiny of my area and there are many people who have sent me here to represent them and you tear down the word, represent, it's re-pre-sent. It means: re-pre-sent their needs. 24,500 people sent me down here to re-pre-sent their needs, one of which is transportation, whether or not to take away our sole transportation. We have one of the largest naval bases and defense areas in this country. Now that was our problem in 1959 and it went down. There was no more time. This year we have it again. It's going to roll over here next week and there is no time, so we'll probably vote. What do we care if we block off a naval base? There's no time in sixty days.

"I am again faced with the destiny of my area and very likely I'll have maybe an hour or two in our Highways meeting and maybe half a minute on the floor. When I spoke to a gentleman from the House the other evening about this—and excuse me if I use these words, but I'm going to use them on this floor right now—he said, 'Goddamnit, Frances, why don't you grow up?' He says, 'You're going to have bridges. Your ferries are going to have to go away and you better grow up.'

"Now this is true. I received this right here on my floor in my Senate room from a chairman in the House and it's the first chance I had had to speak to him about it. Pretty rough? This isn't the Ladies' Aid, I want to remind you!

"Now I'm going to say that there isn't time enough for Governor Evans' office to operate efficiently either, because I had an interview with this gentleman this morning and many good people and organizations spent over forty dollars last week and sent telegrams down here asking: 'Dear Governor Evans, will you please reconsider our Olympic Center before it is sold off? We do want retarded children and that was our intent and that was the intent of the legislature two years ago to help. Please, Governor Evans, will you meet with us?'

"And who were they? They were the bar, they were the medical association, they were the chamber of commerce, they were the chairman of the Republican Party, Joe Mentor, a young Republican who gives parties for the Governor. Why am I telling you this? Because it relates to what we are voting on this minute. There is no time. So Governor Evans has not met with these people and it's over a week ago and these people are calling and asking, 'Will he talk with us?'"

"Well, I came back to the man who works for the Republican Caucus and Republican Guard and a very respected man, who took them to Mr. James Dolliver's office. Where it is, I don't know, but our Governor did not see it, so there is not time for the Governor because everything we do is related to the Governor's office, and there is no time. This may not be important to you, but believe me, it's terribly important to my people at home. We have several things at stake. We have transportation. We need highways. Are we getting our just dues on gasoline tax money? Yes, but we can't have a highway. We have seventeen miles of the same old narrow road out to Bremer-ton and Silverdale that we have had for sixty years and there are ammunition trucks going over it now.

"Pressures, pressures that come because of the sixty day session, and this one takes the cake! I'm talking on a subject, why we need annual sessions. I may never talk from this floor again. A lot of you may not, also. I'm saying that we need annual sessions to prevent the type of pressures and arm twisting and techniques and telephone calls which my office has had and which I have had and which my clerk has been subjected to. I hope it doesn't happen to another woman should she happen to be elected to the Washington State Senate.

"This is my ninth year, gentlemen, and I want to go on record for annual sessions. If this is to be the pattern in the future, and if it is to pick up more and more and more momentum, the thing to do is get in the act. If you've got a bill, pass it out. Pass it out. I've had it from some of the younger people and some of these newer members, and some of the older ones. I like them personally, but this has been their technique. But from the older ones, a little more seasoned, who would make good chairmen themselves, they realize that it takes a little time. They realize that we are not all members of the bar and that we do represent our peoples' needs. You may not realize it, but every one of you to me represents certain areas that you come from. Just as with Senator Marshall Neill, I think of Colfax. Senator McMillan, I think of Colville and his special needs. Every member in this session has special needs which have to be represented in sixty days, and look at the pile of bills!

"I'm going to use a woman's expression. I'm going to say this is a legislature of hodgepodge, and that's what this session is, and I am thoroughly and completely dis-gusted and concerned for the future.

"This next session you may not have a woman in here because I will be nicely smeared by then. The technique has started: 'Why didn't she get her bills out?'"

"Well, gentlemen, over thirty bills have gone from my committee and some I am ashamed to say I am really concerned about and some of the appointments I am going to say that I didn't put my name on one because I wanted to watch that appointment.

"It's imperative that we have annual sessions and as the Highway Chairman said in the House, and I won't use the profanity: It's time we grew up and faced reality and have annual sessions, and I do not think the Governor, I know that amendment's all over with, but I do not think any Governor, whether Democrat or Republican or heretic should say what we are going to study or what we are going to do right here on this floor. It's according to the needs of our state. Two years ago we were nicely shaken up about this time. We really got shaken up. The dome went up and came down again and everybody scooted for home. I think we should be shaken up again and realize that this thing we experience here is somewhat of a maze, but I would like to use the word 'merging' of problems and bills and areas and different individuals who try sincerely to represent their people.

"I'll close now and I hope my remarks are in the record and I hope they will be and I will say that if you don't wake up, you're going to have a mighty sorry state and it will be a state of hodgepodge.

"Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 8 as amended by the House and the resolution failed to pass the Senate by the following vote: Yeas, 23; nays, 25; excused, 1.

Those voting yea were: Senators Bailey, Connor, Durkan, Faulk, Foley, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, McCormack, Marquardt, Metcalf, Morgan, Peterson (Lowell), Pritchard, Ridger, Talley, Washington, Woodall—23.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Dore, Freise, Gissberg, Greive, Guess, Lewis, McCutcheon, McMillan, Mardesich, Neill, Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Stender, Twigg, Uhlman, Williams—25.

Excused: Senator Keefe—1.

Engrossed Senate Joint Resolution No. 8, as amended by the House, having failed to receive the constitutional two-thirds majority, was declared lost.

NOTICE OF RECONSIDERATION

Having noted on the prevailing side, Senator Dore gave notice that he would, after the dinner recess, move that the Senate reconsider the vote by which Engrossed Senate Joint Resolution No. 8 as amended by the House failed to pass the Senate.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Williams moved that the Senate do now reconsider the vote by which Engrossed Senate Joint Resolution No. 8 as amended by the House failed to pass the Senate.

It was moved by Senator Rasmussen that the motion for reconsideration be laid upon the table.

POINT OF ORDER

Senator Gissberg:

"Point of order, Mr. President:

"A motion to reconsider cannot be laid upon the table."

It was moved by Senator Dore that the Senate recess until 8:00 p.m.

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"Are we still under the call?"

REPLY BY THE PRESIDENT

The President:

"Yes, Senator."

Senator Woodall:

"I suggest you can't recess then."

POINT OF ORDER

Senator Rasmussen:

"Point of order, Mr. President:

"You can recess under the Call. We have done it before many times. You can't adjourn, but you can recess. We can stay right here and eat in the Senate Chamber."

PARLIAMENTARY INQUIRY

Senator Woodall:

"Mr. President, the motion pending is the motion for reconsideration by Senator Williams, is it not?"

REPLY BY THE PRESIDENT

The President:

"The motion for reconsideration was made by Senator Williams. Senator Rasmussen made a motion to table the motion for reconsideration by Senator Williams. However, the motion to table is not in order and the point of order raised by Senator Gissberg is well taken. The question before the Senate is the motion by Senator Williams to reconsider the vote by which the measure was lost at this time."

Senator Woodall:

"Mr. President:

"I demand the previous question."

POINT OF ORDER

Senator Dore:

"Point of order, Mr. President:

"The motion was made by Senator Williams that we reconsider and then I moved to recess which is a higher motion so that should be put first."

REPLY BY THE PRESIDENT

The President:

"Senator Dore's remarks are correct, but the President wishes to remind the members that the doors are locked."

The motion to recess was lost.

Senators Woodall, Sandison and Gissberg demanded the previous question and the demand was sustained.

Senator Dore demanded a roll call and the demand was sustained by Senators Connor, Washington, Herrmann, Morgan, Rasmussen, McMillan, Metcalf and Greive.

ROLL CALL

The Secretary called the roll on the motion for reconsideration by Senator Williams and the motion to reconsider was carried by the following vote: Yeas, 26; nays, 22; excused, 1.

Those voting yea were: Senators Bailey, Connor, Dore, Durkan, Faulk, Foley, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Talley, Washington—26.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Freise, Gissberg, Greive, Guess, Lewis, McCutcheon, Neill, Peterson (Ted), Redmon, Ryder, Sandison, Stender, Twigg, Uhlman, Williams, Woodall—22.

Excused: Senator Keefe—1.

The President declared the question before the Senate to be the final passage of Engrossed Senate Joint Resolution No. 8 as amended by the House.

Senators Washington, Ryder and Bailey demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 8 as amended by the House and the resolution failed to pass the Senate by the following vote: Yeas, 26; nays, 22; excused, 1.

Those voting yea were: Senators Bailey, Connor, Dore, Durkan, Faulk, Foley, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Talley, Washington, Woodall—26.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Freise, Gissberg, Greive, Guess, Lewis, McCutcheon, McMillan, Neill, Peterson (Ted), Redmon, Ryder, Sandison, Stender, Twigg, Uhlman, Williams—22.

Excused: Senator Keefe—1.

Engrossed Senate Joint Resolution No. 8, as amended by the House, having failed to receive the constitutional two-thirds majority, was declared lost.

MOTION

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 6:00 p.m., on motion of Senator Greive, the Senate recessed until 8:00 p.m.

EVENING SESSION

The President called the Senate to order at 8:00 p.m.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 119,

Senate Bill No. 252,

Senate Bill No. 285,

Senate Bill No. 381, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: Fred H. Dore, William A. Gissberg.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 101,

Engrossed Senate Bill No. 121,

Engrossed Senate Bill No. 250,

Engrossed Senate Bill No. 328, have inspected same, and find them correctly re-engrossed.

....., *Chairman*.

We concur in this report: Fred H. Dore, Frank W. Foley, William A. Gissberg.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred, Senate Bill No. 11,

Substitute Senate Bill No. 42,

Substitute Senate Bill No. 63,

Senate Bill No. 101,

Senate Bill No. 104,

Senate Bill No. 107,

Senate Bill No. 119,

Senate Bill No. 121,

Senate Bill No. 163,

Senate Bill No. 181,

Substitute Senate Bill No. 199,
Senate Bill No. 252,
Senate Bill No. 555,
Senate Joint Resolution No. 5, have inspected same, and find them correctly enrolled.

....., *Chairman.*
We concur in this report: Fred H. Dore, Frank W. Foley, William A. Gissberg.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: House Bill No. 74,
House Bill No. 227,
Substitute House Bill No. 322,
Substitute House Bill No. 345,
House Bill No. 350, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 315,
Senate Bill No. 555,
Senate Concurrent Resolution No. 18, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on House Bill No. 478 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 497 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House as adopted the report of the Free Conference Committee on House Bill No. 36 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: Substitute Senate Bill No. 15,
Senate Bill No. 60,
Senate Bill No. 68,
Senate Bill No. 69,
Substitute Senate Bill No. 74,
Senate Bill No. 96,
Senate Bill No. 169,
Senate Bill No. 212,
Senate Bill No. 311,
Substitute Senate Bill No. 414, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has receded from its amendment to Senate Bill No. 107 and has passed the bill without the House amendment, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has receded from its amendment for "NEW SECTION. Sec. 5. to En-grossed Senate Bill No. 245 and has passed the bill without the amendment, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has receded from its amendments to Substitute Senate Bill No. 199 and has passed the bill without the House amendments, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 74,
Substitute House Bill No. 78,
House Bill No. 227,
Substitute House Bill No. 322,
Substitute House Bill No. 345,
House Bill No. 350.**

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having given prior notice, Senator Greive moved that the Senate do now reconsider the vote by which En-grossed Substitute Senate Bill No. 52 as amended by the House passed the Senate.

Debate ensued.

Senators Greive, Talley and Gissberg demanded the previous question and the demand was sustained.

Senator Talley demanded a roll call and the demand was sustained by Senators McCutcheon, Stender, Metcalf, Uhlman, Greive, Connor, Pritchard, Ridder and Knoblauch.

ROLL CALL

The Secretary called the roll and the motion for reconsideration was carried by the following vote: Yeas, 25; nays, 21; absent or not voting, 2; ex-cused, 1.

Those voting yea were: Senators Bailey, Canfield, Connor, Donohue, Faulk, Freise, Guess, Hallauer, Herr, Knoblauch, Kupka, McCormack, Mc-Cutcheon, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Stender, Talley, Uhlman, Washington—25.

Those voting nay were: Senators Andersen, Atwood, Chytil, Cooney, Dur-kan, Foley, Gissberg, Greive, Henry, Herrmann, Lennart, Lewis, McMillan, Mardesich, Neill, Redmon, Ryder, Sandison, Twigg, Williams, Woodall—21.

Absent or not voting: Senators Dore, Hanna—2.

Excused: Senator Keefe—1.

MOTION FOR RECONSIDERATION

Senator Hallauer:

"Mr. President, I do now move that the Senate reconsider the vote by which the Senate concurred in the House amendment."

The President:

"Senator Hallauer:

"The President believes that it would be necessary for you to move that the Senate reconsider the vote by which the Senate concurred in the House amendments. It would take a suspension of the rules for you to move for the Senate not to concur."

Senator Hallauer:

"Mr. President:

"With your assistance, I move that the rules be suspended and that the Senate now reconsider the vote by which concurrence with the House was given and that we do not concur in the House position."

The President:

"The Senator has moved that the rules be suspended and that the Senate do now reconsider the vote by which the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 52.

PARLIAMENTARY INQUIRY

Senator Gissberg:

"Parliamentary inquiry, Mr. President:

"Does it not take a two-thirds vote to suspend the rules? It is my impression that it takes a majority to advance a bill after the fiftieth day but it takes a two-thirds majority to suspend every other rule in the book, Mr. President."

The President:

"That is correct, Senator Gissberg."

MOTION

Senator Woodall:

"Mr. President:

"I move that this be made a special order of business for 10:00 p.m."

The motion was carried.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has discharged its conferees on Engrossed Senate Bill No. 133 and has appointed as new conferees: Representatives Holman, Jueling, Marsh.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, being a majority of your Free Conference Committee, to whom was referred Engrossed Senate Bill No. 133, have had the same under consideration, and we report that the committee cannot agree unanimously and request the appointment of another committee.

Senate Members:

Joel Pritchard
Don L. Talley

House Members:

Homer Humiston
Jonathan Whetzel
Dick J. Kink

On motion of Senator Greive, the report of the Free Conference Committee on Engrossed Senate Bill No. 133 was adopted and the committee was discharged.

It was moved by Senator Greive that the President appoint a new Conference Committee.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 133 Senators Talley, Pritchard and Mardesich.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House refuses to recede from its amendments to Engrossed Senate Bill No. 67 and asks the Senate for a conference thereon, and the Speaker has appointed as the House Conferees on Engrossed Senate Bill No. 67 and the House amendments thereto: Representatives Clark (Newman H.), Hill, Marsh.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Greive that the Senate grant the request of the House for a conference on Engrossed Senate Bill No. 67 and that the President appoint a conference committee thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 67 Senators Washington, Freise and Uhlman.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House refuses to recede from its amendments to Senate Bill No. 9 and asks the Senate for a conference thereon, and the Speaker has appointed as the House Conferees on Senate Bill No. 9 and the House amendments thereto: Representatives Clark (Newman H.), Whetzel, Bottiger.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Woodall that the Senate do adhere to its position on Senate Bill No. 9.

Debate ensued.

The motion was carried.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House refuses to recede from its amendments to Substitute Senate Bill No. 46 and asks the Senate for a conference thereon, and the Speaker has appointed as the House Conferees on Substitute Senate Bill No. 46 and the House amendments thereto: Representatives Day, Berentson, Murray.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Ryder that the Senate grant the House a conference on Substitute Senate Bill No. 46 and that the President appoint a Conference Committee thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee

on Substitute Senate Bill No. 46, Senators Herrmann, Marquardt and Gissberg.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House refuses to recede from its amendments to Senate Bill No. 5 and asks the Senate for a conference thereon, and the Speaker has appointed as the House Conferees on Senate Bill No. 5 and the House amendments thereto: Representatives Leck-enby, Lewis, King.

Sidney Snyder, *Asst. Chief Clerk*.

It was moved by Senator Greive that the Senate grant the House a conference on Senate Bill No. 5 and that the President appoint a Conference Committee thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 5, Senators Mardesich, Williams and Peterson (Lowell).

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Senate Bill No. 221 with the following amendments:

In line 1 of the title after the semicolon and before "and" insert "amending section 2, chapter 278, Laws of 1927 and RCW 65.08.070;"

On page 2, following section 1, insert a new section as follows:

"Sec. 2. Section 2, chapter 278, Laws of 1927 and RCW 65.08.070 are each amended to read as follows:

A conveyance of real property, when acknowledged by the person executing the same (the acknowledgment being certified as required by law), may be recorded in the office of the recording officer of the county where the property is situated. Every such conveyance not so recorded is void as against any subsequent purchaser or mortgagee in good faith and for a valuable consideration from the same vendor, his heirs or devisees, of the same real property or any portion thereof whose conveyance is first duly recorded. An instrument is deemed recorded the minute it is filed for record. For purposes of this section, in the case of instruments affecting title to or an interest in real property, the recording heretofore or hereafter of a duly executed and acknowledged written memorandum of the conveyance shall be deemed a recording of the conveyance, if such written memorandum:

(1) Legally describes the real property involved and the nature and maximum duration of the state or interest created therein; and

(2) Discloses the identity of the parties to the transaction and in whose favor such estate or interest is created; and

(3) Incorporates by reference the conveyance to which such written memorandum relates: *Provided, That by virtue of any such recorded memorandum, third parties shall be charged with constructive notice only of the information disclosed by the memorandum so recorded.*", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

It was moved by Senator Greive that the Senate do not concur in the House amendments to Senate Bill No. 221.

Debate ensued.

It was moved by Senator Williams that the Senate do concur in the amendments to Senate Bill No. 221.

Debate ensued.

MOTIONS

On motion of Senator Atwood, Senator Chytil was excused.

On motion of Senator Hallauer, Senator Hanna was excused.

The President declared the question before the Senate to be the motion by Senator Williams that the Senate do concur in the House amendments to Senate Bill No. 221.

The motion was lost and the Senate refused to concur in the House amendments to Senate Bill No. 221 and asked the House to recede therefrom.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 505 with the following amendments:

On page 1, line 7 of the title of the printed bill being line 6 of the engrossed bill, after "67.28.070" strike "; and making an appropriation"

On page 3, section 8, line 26 of the printed bill being line 31 of the engrossed bill, strike the Senate amendment by Senators Durkan and Greive, thus restoring the bill to its original form.

On page 4, section 9, line 11 of the printed bill being line 10 of the engrossed bill, strike the Senate amendment by Senators Durkan and Greive, thus restoring the bill to its original form.

On page 5, section 9, line 10 of the printed bill and engrossed bill strike the Senate amendment by Senators Durkan and Greive, thus restoring the bill to its original form.

On page 6, section 10, line 8 of the printed bill being line 6 of the engrossed bill, strike the Senate amendment by Senators Durkan and Greive, thus restoring the bill to its original form.

On page 6, section 10, line 9 of the printed bill, being line 8 of the engrossed bill, strike the Senate amendment by Senators Durkan and Greive, thus restoring the bill to its original form.

On page 6 of the printed bill being page 6 of the engrossed bill, strike the Senate amendment by Senators Durkan and Greive inserting "NEW SECTION. Sec. 11." thus restoring the bill to its original form.

Renumber the remaining sections consecutively.

On page 6, section 11, line 20 of the printed bill being page 6a, section 12, line 2 of the engrossed bill, after the comma following "collect" strike "in addition to the state tax levied under the provisions of RCW 82.08.080, as it is now or may be hereafter amended."

On page 6, section 12, line 31 of the printed bill being page 6a, section 13, line 13 of the engrossed bill, strike the Senate amendment by Senators Durkan and Greive, thus restoring the bill to its original form.

On page 6, section 12, beginning on line 32 of the printed bill, being page 6a, section 13, line 14 of the engrossed bill, after "such municipality" strike "and may deduct the amount of such tax" and insert "as provided in section 13 and such tax shall be deducted"

On page 7, section 12, line 1 of the printed bill, being page 7, section 13, line 1 of the engrossed bill, strike "is required" and insert "would otherwise be required"

On page 7, section 13, line 6 of the printed bill, being line 6 of the engrossed bill, strike the Senate amendment by Senators Durkan and Greive, thus restoring the bill to its original form.

On page 7, section 13, line 6 of the printed bill, being page 7, section 14, line 6 of the engrossed bill, after the period following "act" strike "At the request of any county levying such taxes, the" insert "The"

On page 7, section 17, line 25 of the engrossed bill after "provided in" and before "section" insert "section 11 and"

On page 8, section 17, line 1 of the printed bill and page 7, section 18, line 30 of the engrossed bill strike the Senate amendment by Senators Durkan and Greive, thus restoring the bill to its original form.

On page 8, section 19, line 5 of the printed bill being section 20, line 1 of the engrossed bill, delete all of "NEW SECTION. Sec. 19." of the printed bill and renumbered "Sec. 20." of the engrossed bill.

Re-number the remaining section consecutively., and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 505.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 505, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 38; nays, 1; absent or not voting, 7; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McMillan, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—38.

Voting nay was: Senator Foley—1.

Absent or not voting: Senators Lennart, McCormack, McCutcheon, Mardesich, Metcalf, Pritchard, Stender—7.

Excused: Senators Chytil, Hanna, Keefe—3.

Engrossed Senate Bill No. 505, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator Freise that the Senate do now reconsider the vote by which the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 67.

RULING BY THE PRESIDENT

The President:

"Senator Freise, the President is advised that the bill is no longer with the Senate, that it is in the House, that the House requested a conference, the Senate granted the conference, and the conferees have been appointed and confirmed."

POINT OF ORDER

Senator Rasmussen:

"Point of order, Mr. President:

"I forget the number of the bill that we acted upon a few minutes ago, but I'm looking at the joint rules on conference committee reports and so forth and rule 4 states that in every case of a difference between the two houses, upon any subject of legislation, the house refusing to recede shall request a conference and appoint a committee for that purpose and the other house shall grant the request for a conference and appoint a like committee."

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Now, parliamentary inquiry, Mr. President:

"We by motion of Senator Woodall just refused to grant a conference when the other house asked for it and his motion was to adhere, and it would seem to me, Mr. President, that we are breaking down the relations between the houses."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"That matter is no longer before the body. This matter was not raised at the time the motion was put and the message sent. Now Senator Rasmussen didn't raise it at the time and he shouldn't take up a lot of time right now. We should proceed in order."

Senator Rasmussen:

"Mr. President, speaking to the point of order:

"I was not stating a point of order. It was a parliamentary inquiry leading up to the main question that I was going to ask you. Now the question relates to the fact that House Bill No. 477 which was amended and sent to the House and was in the process of going back and forth between the houses was referred to a committee in the House and no action was taken on it, and what would you suggest that we do to get action on that bill?"

REPLY BY THE PRESIDENT

The President:

"Senator Rasmussen, the President believes that Reed's rule 253 covers the situation:

"If, however, either House desires to notify the other that its determination is fixed to make or reject the proposed amendment, even if it causes the loss of the bill, a motion to adhere is the proper motion. After both houses have adopted the motion to adhere, the bill is lost."

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"That covers that particular question, Mr. President. My further parliamentary inquiry is: How do we get action on a bill that is in transition between the two houses and they refer it to committee?"

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"There is nothing before this body to consider. You do not ask the President of this body to pass an opinion on what the other House did or did not do. It is wholly improper and we should proceed with the business at hand and not engage in semantics as to what somebody's opinion might be of what the other house is doing."

Senator Rasmussen:

"Mr. President, speaking to that point of order that Senator Woodall has raised, I think it is the privilege of any member to raise a parliamentary inquiry and get some of the vast fund of information that the President has at his fingertips."

RULING BY THE PRESIDENT

The President:

"Senator Rasmussen, Senator Woodall's remarks are well taken. Yours are well taken to the extent that you can raise a parliamentary inquiry at any time, but the President and the members of the Senate should really not question the actions of the other house."

Senator Rasmussen:

"Then you have no suggestions, Mr. President as to some manner in which we could proceed to get action?"

The President:

"I never try to tell the other house their business, Senator Rasmussen."

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
 Olympia, Wash., March 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 36 with the following amendments:

On page 2, line 10 of the title of the printed and engrossed bill, after "46.20.220;" and before "amending" insert "amending section 46.20.270, chapter 12, Laws of 1961 as amended by section 22, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.270;"

On page 5, line 30 of the title in the printed and engrossed bill, after the semicolon and before "and" insert "adding a new section to chapter 156, Laws of 1965 and to chapter 46.01 RCW;"

On page 76, of the printed and engrossed bill, following section 116, add a new section as follows:

"NEW SECTION. Sec. 117. There is added to chapter 156, Laws of 1965 and to chapter 46.01 RCW a new section to read as follows:

The director of motor vehicles shall appoint and deputize an assistant director to be known as the supervisor of professional licensing, who shall have charge and supervision of the division of professional licensing. With the approval of the director, he may appoint and employ, subject to the provisions of chapter 41.06 RCW, the state civil service law, such other assistants and personnel as may be necessary to carry on the work of the division."

Renumber the remaining sections consecutively.

On page 76 of the printed and engrossed bill, following "NEW SECTION. Sec. 117." inserted by the amendment by Representatives Day and Wolf, add a new section to read as follows:

"Sec. 118, Section 46.20.270, chapter 12, Laws of 1961 as amended by section 22, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.270 are each amended to read as follows:

(1) Whenever any person is convicted of any offense for which this [chapter] title makes mandatory the suspension or revocation of the driver's license of such person by the department, the privilege of the person to operate a vehicle is suspended until the department takes the action required by this chapter, and the court in which such conviction is had shall forthwith secure the immediate forfeiture of the driver's license of such convicted person and immediately forward such driver's license to the department, and on failure of such convicted person to deliver such driver's license the judge shall cause such person to be confined for the period of such suspension or revocation or until such driver's license is delivered to such judge: *Provided*, That in the event such convicted person shall testify that he does not and at the time of the offense did not have a current and valid vehicle driver's license, then the judge shall cause such person to be charged with the operation of a motor vehicle without a current and valid driver's license and on conviction punished as by law provided, and the department shall not issue a driver's license to such persons during the period of such suspension or revocation: *Provided*, Also, That in the event that the driver's license of such convicted person has been lost or destroyed and such convicted person shall make an affidavit to that effect, sworn to before the judge, he shall not be so confined, but the department shall not issue or reissue a driver's license for such convicted person during the period of such suspension or revocation: *Provided*, That perfection of notice of appeal shall stay the execution of sentence including the suspension and/or revocation of the driver's license.

(2) Every court having jurisdiction over offenses committed under this chapter, or any other act of this state or municipal ordinance adopted by a local authority regulating the operation of motor vehicles on highways, shall forward to the department within ten days an abstract of court record in the form prescribed by rule of the supreme court, showing the conviction of any person in said court for a violation of any said laws other than regulations governing standing or parking, and may recommend the suspension of the driver's license of the person so convicted.

(3) For the purposes of [chapter 46.20 RCW] Title 46 the term "conviction" shall mean a final conviction in either a state or municipal court. [Also, for the purposes of chapter 46.20 RCW] An unvacated forfeiture of bail or collateral deposited to secure a defendant's appearance in court, the payment of a fine, a plea of guilty or a finding of guilt on a traffic law violation charge, shall be equivalent to a conviction under Title

46 regardless of whether the imposition of sentence is deferred or the penalty is suspended."

Renumber the remaining sections consecutively, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

It was moved by Senator Lewis that the Senate concur in the House amendments to Engrossed Senate Bill No. 36 by Representatives Day and Wolf and that the Senate do not concur in the remaining amendments and asks the House to recede from the amendment by Representative Leland.

Debate ensued.

The motion was carried.

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to House Bill No. 252 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

It was moved by Senator Greive that the Senate do adhere to its position on House Bill No. 252.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Atwood:

"Parliamentary inquiry, Mr. President:

"If I made the motion to recede from our amendments, would that take precedence over Senator Greive's motion?"

REPLY BY THE PRESIDENT

The President:

"Senator Greive has made a positive motion that the Senate adhere to its position."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:"

Senator Ryder:

"Point of order, Mr. President:

"A motion which will bring the houses together always has precedence so that Senator Atwood's motion to recede would tend to bring the houses together or closer than Senator Greive's motion, so his would have precedence over Senator Greive's motion."

Senator Greive:

"I have no objection. There's no use wasting time. I'll accept his motion if that's the way he wants it. One is as good as the other."

With leave of the Senate, Senator Greive was permitted to withdraw his motion.

It was moved by Senator Atwood that the Senate recede from its amendments to House Bill No. 252.

Debate ensued.

Senators Atwood, Lewis and Mardesich demanded the previous question and the demand was sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Pritchard, Durkan, Hallauer, Cooney, Peterson (Ted), Ryder, Peterson (Lowell), Faulk and Lewis.

ROLL CALL

The Secretary called the roll. The motion was carried and the Senate voted to recede from its amendments to House Bill No. 252 by the following vote: Yeas, 27; nays, 16; absent or not voting, 3; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Canfield, Dore, Durkan, Faulk, Foley, Gissberg, Guess, Hallauer, Henry, Kupka, Lewis, McCormack, Mardesich, Marquardt, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Sandison, Talley, Twigg, Washington, Williams—27.

Those voting nay were: Senators Bailey, Connor, Cooney, Donohue, Greive, Herr, Herrmann, Knoblauch, McCutcheon, McMillan, Metcalf, Peterson (Lowell), Ridder, Ryder, Stender, Uhlman—16.

Absent or not voting: Senators Freise, Lennart, Woodall—3.

Excused: Senators Chytil, Hanna, Keefe—3.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Gissberg moved that the Senate do now reconsider the vote by which the Senate receded from its amendments to House Bill No. 252.

Debate ensued.

The motion was carried.

PARLIAMENTARY INQUIRY

Senator Gissberg:

"Parliamentary inquiry, Mr. President:

"Is the question before the Senate now the question of whether we wish to recede or not recede?"

REPLY BY THE PRESIDENT

The President:

"The question before the Senate is the motion by Senator Atwood that the Senate recede from its position on House Bill No. 252."

Debate ensued.

The motion by Senator Atwood that the Senate recede from its amendments to House Bill No. 252 was lost.

It was moved by Senator Mardesich that the Senate do recede from the Greive amendment to House Bill No. 252.

Debate ensued.

The motion was carried and the Senate receded from the Greive amendment to House Bill No. 252.

On motion of Senator Mardesich, the Senate adhered to its position on the remaining amendments to House Bill No. 252.

House of Representatives,
Olympia, Wash., March 8, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed Substitute House Bill No. 403 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

It was moved by Senator Henry that the Senate refuse to recede from its amendments to Engrossed Substitute House Bill No. 403 and asks the House for a conference thereon.

The motion was carried.

MOTION FOR RECONSIDERATION

It was moved by Senator Woodall that the Senate do now reconsider the vote by which it adhered and failed to grant a conference to the House on Senate Bill No. 9.

Debate ensued.

REPLY BY THE PRESIDENT

The President:

"The President is advised by the Secretary that the papers on that measure have already been sent to the House."

Senator Woodall:

"That's true and I have been so advised. I am asking that we suspend the rules and send an additional message to the House."

The President:

"Senator Woodall has moved that the rules be suspended and that an additional message be sent to the House stating what may be the new position of the Senate."

The motion was carried.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed Substitute Senate Bill No. 52, the motion for reconsideration.

The President:

"Senator Hallauer has moved that the rules be suspended and the Senate reconsider the vote by which the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 52."

Senator Hallauer:

"Mr. President:

"Would you be so kind as to explain to the membership what the meaning of the vote is?"

REPLY BY THE PRESIDENT

The President:

"The Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 52. If they then reconsider that vote it would then be up to them as to whether or not they wished to concur or not concur. The motion has been made by Senator Hallauer that the rules be suspended and the Senate do reconsider the vote by which the Senate concurred in the House amendments."

Debate ensued.

Senator Hallauer demanded a roll call and the demand was sustained by Senators Gissberg, Connor, Washington, Greive, Uhlman, McCormack, Stender and Canfield.

The President:

"The question before the Senate is: It has been moved by Senator Hallauer that the rules be suspended and the Senate reconsider the vote by which the Senate concurred in the House amendments. A vote, 'aye,' will be to reconsider. A vote, 'no,' will be not to reconsider the vote by which the Senate concurred. The Secretary will please call the roll."

ROLL CALL

The Secretary called the roll on the motion for reconsideration by Senator Hallauer and the motion was lost by the following vote: Yeas, 20; nays, 25; excused, 4.

Those voting yea were: Senators Bailey, Connor, Faulk, Freise, Guess, Hallauer, Herr, Knoblauch, McCormack, McCutcheon, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Stender, Talley, Uhlman, Washington—20.

Those voting nay were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Dore Durkan, Foley, Gissberg, Greive, Henry, Herrmann, Kupka, Lennart, Lewis, McMillan, Mardesich, Marquardt, Morgan, Neill, Ryder, Sandison, Twigg, Williams, Woodall—25.

Excused: Senators Chytil, Hanna, Keefe, Redmon—4.

The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 52 as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 52 as amended by the House and the bill passed the Senate by the following vote: Yeas, 38; nays, 7; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Talley, Twigg, Williams, Woodall—38.

Those voting nay were: Senators Freise, Hallauer, Metcalf, Rasmussen, Ridder, Uhlman, Washington—7.

Excused: Senators Chytil, Hanna, Keefe, Redmon—4.

Engrossed Substitute Senate Bill No. 52 as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 138, amending the probate code have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

Wes C. Uhlman
R. Frank Atwood
John T. McCutcheon

House Members:

George W. Clarke
Richard U. Chapin
Gordon L. Walgren

MOTION

On motion of Senator Greive, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Substitute Senate Bill No. 46, and has granted said committee the powers of Free Conference., and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Substitute Senate Bill No. 46, enacting Washington clean air act have had the same under consideration, and we report that we are unable to agree and request the powers of free conference.

Senate Members:

Karl Herrman
Richard Marquardt
William A. Gissberg

House Members:

William S. Day
Duane L. Berentson
John S. Murray

MOTIONS

On motion of Senator Greive, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

On motion of Senator Atwood, Senator Lennart was excused.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has receded from its amendment adding new sections 3 and 4, to Engrossed Senate Bill No. 378, and has passed the bill without the amendment., and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

The President declared the question before the Senate to be the final passage of Engrossed Senate Bill No. 378 without the House amendments.

Debate ensued.

Senators Greive, Talley and Dore demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 378 without the House amendments and the bill passed the Senate by the following vote: Yeas, 25; nays, 17; absent or not voting, 2; excused, 5.

Those voting yea were: Senators Andersen, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Gissberg, Greive, Herr, Herrmann, Knoblauch, Kupka, McCormack, Marquardt, Morgan, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Uhlman, Washington, Williams—25.

Those voting nay were: Senators Atwood, Canfield, Faulk, Foley, Freise, Guess, Henry, Lewis, McCutcheon, McMillan, Metcalf, Neill, Peterson (Ted), Stender, Talley, Twigg, Woodall—17.

Absent or not voting: Senators Hallauer, Mardesich—2.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Engrossed Senate Bill No. 378 without the House amendments having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed Senate Bill No. 133 and has passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed Senate Bill No. 133, establishing procedures for port districts when making expenditures for industrial development, trade promotion and promotional hosting, have had the same under consideration, and we recommend that Engrossed Senate Bill No. 133 be amended to read as follows:

"An Act relating to port districts; and establishing procedure when making certain expenditures for industrial development, trade promotion and promotional hosting.

Be It Enacted By The Legislature of the State of Washington:

NEW SECTION. Section 1. Under the authority of Article VIII, section 8, of the state Constitution, port district expenditures for industrial development, trade promotion or promotional hosting shall be pursuant to specific budget items as approved by the port commission at the annual public hearings on the port district budget.

NEW SECTION. Sec. 2. Funds for promotional hosting expenditures shall be expended only from gross operating revenues and shall not exceed one percent thereof upon the first two million five hundred thousand dollars of such gross operating revenues, one-half of one percent upon the next two million five hundred thousand dollars of such gross operating revenues, and one-fourth of one percent on the excess over five million dollars of such operating revenues: *Provided, However,* That in no case shall these limitations restrict a port district to less than twenty-five hundred dollars per year from any funds available to the port.

NEW SECTION. Sec. 3. Port commissions shall adopt, in writing, rules and regulations governing promotional hosting expenditures by port employees or agents. Such rules shall identify officials and agents authorized to make such expenditures and the approved objectives of such spending. Port commissioners shall not personally make such expenditures, or seek reimbursement therefor, except where specific authorization of such expenditures has been approved by the port commission. All payments and reimbursements shall be identified and supported on vouchers approved by the port auditor.

NEW SECTION. Sec. 4. The state auditor shall, as provided in chapter 43.09 RCW: (a) Audit expenditures made pursuant to this act; and (b) promulgate appropriate rules and definitions as a part of the uniform system of accounts for port districts to carry out the intent of this act: *Provided,* That such accounts shall continue to include "gross operating revenues" which shall be exclusive of revenues derived from any property tax levy except as provided in section 2."

Senate Members:

Don L. Talley
Joel M. Pritchard
August P. Mardesich

House Members:

Helmut Jueling
Dan Marsh
Francis E. Holman

On motion of Senator Talley, the report of the Free Conference Committee on Engrossed Senate Bill No. 133 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 133 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 32; nays, 4; absent or not voting, 8; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Faulk, Foley, Freise, Gissberg, Greive, Henry, Herr, Herrmann,

Knoblauch, Kupka, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman—32.

Those voting nay were: Senators Donohue, Durkan, Lewis, Woodall—4.

Absent or not voting: Senators Connor, Dore, Guess, Hallauer, Lewis, Metcalf, Washington, Williams—8.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Engrossed Senate Bill No. 133 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on House Bill No. 86 and the Senate amendment thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Avey, Hawley, Clocksin, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

It was moved by Senator Greive that the Senate grant the request of the House for a conference on House Bill No. 86 and that the President appoint a Conference Committee thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on House Bill No. 86 Senators Peterson (Lowell), Peterson (Ted), and Bailey.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 516 and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives McGavick, Cunningham, Sprague, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

It was moved by Senator Greive that the Senate grant the request of the House for a conference on Engrossed House Bill No. 516 and that the President appoint a Conference Committee thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 516, Senators Cooney, Freise and Ridder.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has granted the Senate's request for the return of the Senate Message regarding its desire to adhere to its position regarding Senate Bill No. 9, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

It was moved by Senator Woodall that the Senate grant the request of the House for a conference on Senate Bill No. 9 and that the President appoint a Conference Committee thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 9, Senators Gissberg, Guess and Durkan.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed Substitute House Bill No. 548 and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Lynch, Brouillet, Newschwander, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Substitute House Bill No. 548, Senators Sandison, Ryder and McCormack.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 72 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

It was moved by Senator Hallauer that the Senate refuse to recede from its position on Engrossed House Bill No. 72.

The motion was carried.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has receded from all House amendments to Engrossed Substitute Senate Bill No. 19, except those that follow:

On page 6, section 8, line 9 of the printed bill, being lines 6 and 7 of the engrossed bill, after "*served therewith*" and before "*answer forms*" strike "*three*" and insert "*four*"

On page 6, section 8, line 29 of the printed bill, being line 25 of the engrossed bill, after "*accompanied by*" and before "*answer forms*" strike "*three*" and insert "*four*"

On page 7, section 8, line 2, at the beginning of the line before "*answer forms*" strike "*three*" and insert "*four*"

On page 8, section 10, line 18, after the period following "*defendant \$.....*" insert the following: "*The sum of \$..... is a reasonable amount to be allowed garnishee as attorney's fee for making this answer.*"

and has passed Engrossed Substitute Senate Bill No. 19 with the foregoing amendments, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Woodall, the Senate concurred in the House action on Engrossed Substitute Senate Bill No. 19 and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 19, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 33; nays, 1; absent or not voting, 10; excused, 5.

Those voting yea were: Senators Anderson, Atwood, Bailey, Canfield, Donohue, Foley, Freise, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Twigg, Uhlman, Williams, Woodall—33.

Voting nay was: Senator Faulk—1.

Absent or not voting: Senators Connor, Cooney, Dore, Durkan, Gissberg, McCutcheon, Mardesich, Ridder, Talley, Washington—10.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Engrossed Substitute Senate Bill No. 19, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has receded from all House amendments to Engrossed Substitute Senate Bill No. 18 except those that follow:

On page 3, section 3, line 20 of the printed bill, being page 3, section 3, line 18 of the engrossed bill, before "answer forms" strike "three" and insert "four"

On page 6, section 5, line 10 of the printed and engrossed bill, after "together with" and before "answer forms" strike "three" and insert "four"

On page 6, section 6, line 17 of the printed and engrossed bill, after "therewith" and before "answer forms" strike "three" and insert "four"

On page 7, section 6, line 4 of the printed and engrossed bill, after "accompanied by" and before "answer forms" strike "three" and insert "four"

On page 7, section 6, line 10 of the printed and engrossed bill, after "by" and before "answer forms" strike "three" and insert "four"

On page 7, section 6, line 13 of the printed and engrossed bill, after "writ, the" and before "answer forms" strike "three" and insert "four"

and has passed Engrossed Substitute Senate Bill No. 18 with the foregoing amendments, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Woodall, the Senate concurred in the House action on Engrossed Substitute Senate Bill No. 18.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 18, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 35; nays, 0; absent or not voting, 9; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Knoblauch, Kupka, McCormack, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—35.

Absent or not voting: Senators Connor, Cooney, Durkan, Gissberg, Lewis, McCutcheon, Mardesich, Ridder, Talley—9.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Engrossed Substitute Senate Bill No. 18, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate returned to the second order of business.

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Substitute Senate Bill No. 18, and Engrossed Substitute Senate Bill No. 19, have inspected same, and find them correctly reengrossed.

....., *Chairman.*

We concur in this report: Fred H. Dore, Frank W. Foley, William A. Gissberg.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 18, and Substitute Senate Bill No. 19, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: Fred H. Dore, Frank W. Foley, William A. Gissberg.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 11,
Substitute Senate Bill No. 18,
Substitute Senate Bill No. 19,
Substitute Senate Bill No. 42,
Substitute Senate Bill No. 63,
Senate Bill No. 101,
Senate Bill No. 104,
Senate Bill No. 107,
Senate Bill No. 119,
Senate Bill No. 121,
Senate Bill No. 163,
Senate Bill No. 181,
Substitute Senate Bill No. 199,
Senate Bill No. 252,
Senate Bill No. 555.**

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has passed: Senate Bill No. 285 with the following amendments:

On line 6 of the title after "82.44.140" and before the period insert the following: "amending section 82.44.010, chapter 15, Laws of 1961 as amended by section 1, chapter 199, Laws of 1963 and RCW 82.44.010"

On page 3, following section 3, add a new section to read as follows:

"Sec. 4. Section 82.44.010, chapter 15, Laws of 1961 as amended by section 1, chapter 199, Laws of 1963 and RCW 82.44.010 are each amended to read as follows:

For the purposes of this chapter, unless context otherwise requires:

"Motor vehicle" means all motor vehicles, trailers and semitrailers used, or of the type designed primarily to be used, upon the public streets and highways, for the convenience or pleasure of the owner, or for the conveyance, for hire or otherwise, of persons or property, including fixed loads and facilities for human habitation; but shall not include (1) vehicles carrying exempt licenses, (2) dock and warehouse tractors and their cars or trailers, lumber carriers of the type known as spiders, and all other automotive equipment not designed primarily for use upon public streets, or highways, (3) motor vehicles or their trailers used entirely upon private property, [or] (4) house trailers as defined in RCW 82.50.010 [..], or (5) motor vehicles owned by nonresident military personnel of the armed forces of the United States stationed in the state of Washington provided personnel were also nonresident at the time of their entry into military service.

"Commission" or "tax commission" means the tax commission of the state.", and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Freise, the Senate concurred in the House amendments to Engrossed Senate Bill No. 285.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 285, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 34; nays, 0; absent or not voting, 10; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Donohue, Faulk, Foley, Freise, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—34.

Absent or not voting: Senators Connor, Cooney, Dore, Durkan, Gissberg, Hallauer, Lewis, Mardesich, Ridder, Talley—10.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Engrossed Senate Bill No. 285, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 138, and has granted said committee the powers of Free Conference.

Sidney Snyder, Asst. Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 138, amending the probate code, have had the same under consideration, and we recommend that all the Senate amendments be adopted except for the following:

Strike the Senate amendment to Engrossed House Bill No. 138 by Judiciary Committee as amended by Senator Uhlman to wit: the amendments to page 5, line 13 of the original bill (being page 6, line 9 of the engrossed bill) and to page 5 following line 17 of the original bill (being page 6, line 14 of the engrossed bill) and substitute therefor the following:

"On page 5, line 13 of the original bill, the same being page 6, line 9 of the engrossed bill, after "barred" insert "*except under those provisions included in RCW 11.40.011*"

On page 5, following line 17 of the original bill, the same being page 6, line 14 of the engrossed bill insert a new section to be known as "Sec. 8." of the engrossed bill to read as follows:

"**NEW SECTION.** Sec. 8. There is added to chapter 145, Laws of 1965 and to chapter 11.40 RCW a new section to be designated as RCW 11.40.011, to read as follows:

(1) The time limitation provided in RCW 11.40.010 for the serving and filing of claims shall not apply to causes of action against the decedent sounding in tort but such actions shall be barred only upon the expiration of the appropriate statute of limitations.

(2)(a) If the action is commenced prior to the time that the personal representative was discharged, the complaint shall be served on the personal representative, or the attorney for the estate; or

(b) If the action is commenced after the personal representative shall have been discharged, then the claimant as a creditor may cause a new personal representative to be appointed and the estate to be reopened in which case service may be had upon the new personal representative or his attorney of record."

Senate Members:

Wes C. Uhlman
R. Frank Atwood
John T. McCutcheon

House Members:

George W. Clarke
Richard U. Chapin
Gordon L. Walgren

On motion of Senator Uhlman, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 138 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 30; nays, 0; absent or not voting, 14; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Faulk, Foley, Freise, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Woodall—30.

Absent or not voting: Senators Connor, Cooney, Donohue, Dore, Durkan, Gissberg, Hallauer, McMillan, Mardesich, Marquardt, Pritchard, Ridder, Talley, Williams—14.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Engrossed House Bill No. 138 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has concurred in the following Senate amendments to Engrossed House Bill No. 751:

On page 3, section 4, line 14 of the engrossed bill, being line 15 of the printed bill, after "electrical facilities" insert a period and strike the remainder of the sentence.

On page 4, line 18 of the engrossed bill, being page 4, line 24 of the printed bill, strike "sixty" and insert "one hundred twenty"

On page 4, line 23 of the engrossed bill, being page 4, line 28 of the printed bill, strike "ninety" and insert "one hundred twenty"

On page 4, line 3 of the engrossed bill, being page 4, line 8 of the printed bill, strike "ninety" and insert "one hundred twenty"

On page 4, line 6 of the engrossed bill, being page 4, line 11 of the printed bill, strike "ninety" and insert "one hundred twenty"

On page 4, line 11 of the engrossed bill, being page 4, line 16 of the printed bill, strike "thirty" and insert "one hundred twenty" and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 751 without the Senate amendment to Section 4 and the bill passed the Senate by the following vote: Yeas, 31; nays, 1; absent or not voting, 12; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Rasmussen, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall—31.

Voting nay was: Senator Guess—1.

Absent or not voting: Senators Bailey, Connor, Dore, Gissberg, Hallauer, McMillan, Mardesich, Peterson (Ted), Pritchard, Ridder, Stender, Talley—12.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

House Bill No. 751 without the Senate amendment to Section 4, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to House Bill No. 844 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Sandison, the Senate receded from its amendments to House Bill No. 844.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 844 without the Senate amendments and the bill passed the Senate by the following vote: Yeas, 32; nays, 1; absent or not voting, 11; excused, 5.

Those voting yea were: Senators Andersen, Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Freise, Greive, Henry, Herr, Herrmann, Knoblauch, Lewis, McCormack, McCutcheon, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—32.

Voting nay was: Senator Woodall—1.

Absent or not voting: Senators Atwood, Connor, Dore, Durkan, Gissberg, Guess, Hallauer, Kupka, McMillan, Mardesich, Ridder—11.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

House Bill No. 844 without the Senate amendments, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered stand as the title of the act.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Sen-

ate Bill No. 328 and has passed the bill as amended by the Conference Committee, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 8, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 328, relating to municipal courts; authorizing changes of venue, have had the same under consideration, and we recommend that Engrossed Senate Bill No. 328 be passed with the following change:

Strike the House Judiciary Committee amendment to page 1, section 1, line 25 of the printed and engrossed bill.

That the remaining House amendments be accepted and that the bill, as amended, be passed.

Senate Members:

R. R. Bob Greive
Wes C. Uhlman
Ernest W. Lennart

House Members:

Robert W. O'Dell
Timothy H. Hill
Edward Heavey

On motion of Senator Uhlman, the report of the Conference Committee on Engrossed Senate Bill No. 328 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 328 as amended by the Conference Committee and the bill passed the Senate by the following vote: Yeas, 32; nays, 0; absent or not voting, 12; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Freise, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall—32.

Absent or not voting: Senators Connor, Dore, Durkan, Gissberg, Hallauer, McMillan, Mardesich, Morgan, Neill, Ridder, Stender, Talley—12.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Engrossed Senate Bill No. 328 as amended by the Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has receded from the first and fourth amendment to Engrossed Senate Bill No. 36 and has passed the bill without the said amendments, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Woodall, the Senate concurred in the House action on Engrossed Senate Bill No. 36.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 36 without the first and fourth House amendments and the bill passed the Senate by the following vote: Yeas, 35; nays, 0; absent or not voting, 9; excused, 5.

Those voting yea were: Senators Andersen, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Stender, Twigg, Uhlman, Washington, Williams, Woodall—35.

Absent or not voting: Senators Atwood, Bailey, Connor, Dore, Hallauer, McMillan, Mardesich, Sandison, Talley—9.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmond—5.

Engrossed Senate Bill No. 36 without the first and fourth House amendments, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 516, permitting allowable number of registered voters in precinct to depend on method of voting therein, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:

John L. Cooney
Herbert H. Freise
Robert C. Ridder

House Members:

Joseph L. McGavick
Norwood Cunningham
David G. Sprague

MOTION

On motion of Senator Cooney, the Conference Committee report on Engrossed House Bill No. 516 was adopted and the Committee was granted the powers of Free Conference.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred House Bill No. 86 amending inspection fees for imported oyster seed, have had the same under consideration, and we recommend that the Senate amendment by the Committee on Natural Resources, Parks, Fisheries and Game Fish, to page 1, section 1, line 7 be stricken and that the bill be passed without amendment.

Senate Members:

Lowell Peterson
Robert C. Bailey
Ted Peterson

House Members:

Art Avey
Dwight S. Hawley
Virginia Clocksin

On motion of Senator Peterson (Lowell), the Conference Committee report was adopted.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 86 as amended by the Conference Committee and the bill passed the Senate by the following vote: Yeas, 37; nays, 1; absent or not voting, 6; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted),

Pritchard, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—37.

Voting nay was: Senator Rasmussen—1.

Absent or not voting; Senators Connor, Cooney, McMillan, Marquardt, Ridder, Sandison—6.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

House Bill No. 86 as amended by the Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Substitute Senate Bill No. 46 and has passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Substitute Senate Bill No. 46, enacting Washington clean air act, have had the same under consideration, and we recommend Substitute Senate Bill No. 46 be amended as follows:

On page 25, section 31, line 16, after subparagraph (a) insert a new subparagraph as follows:

"(b) If the application for variance shows that there is no automobile fragmentizer in the state within a reasonable distance of the wrecking yard for which the variance is sought, a variance will be granted for a period not to exceed three years for commercial burning of automobile hulks, subject to such conditions as the state board or governing body may impose as to climatic conditions and hours during which burning of such hulks may be carried out: *Provided, However,* That any variance granted hereunder shall be of no force and effect after July 1, 1970.", reletter the remaining subparagraphs accordingly.

On page 25, section 31, line 29, after "(a)" strike "and (b)" and insert "(b) and (c)"

and that the bill, as amended, be passed.

Senate Members:

Karl Herrman
Richard G. Marquardt
William A. Gissberg

House Members:

William S. Day
Duane L. Berentson
John S. Murray

On motion of Senator Greive, the report of the Free Conference Committee on Substitute Senate Bill No. 46 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 46 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 36; nays, 0; absent or not voting, 8; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Talley, Twigg, Uhlman, Washington, Williams, Woodall—36.

Absent or not voting: Senators Connor, Cooney, Donohue, Dore, McMillan, Pritchard, Sandison, Stender—8.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Substitute Senate Bill No. 46 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE AMENDMENTS TO HOUSE BILL

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House concurs in the Senate amendments to line 3 of the title, after "of" and to the amendment on page 3, line 6, and insists on its position to the amendments to line 3 of the title, after "views" and the amendment to page 3 that inserts a section 4 and asks the Senate to recede therefrom, to Substitute House Bill No. 403.

Sidney Snyder, *Asst. Chief Clerk*.

On motion of Senator Gissberg, the Senate receded from its amendments to line 3 of the title and to page 3 inserting new section 4.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 403 without the two Senate amendments and the bill passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 5; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalfe, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Bailey, Connor, Hallauer, McMillan, Pritchard—5.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Substitute House Bill No. 403 without the two Senate amendments, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 516 have had the same under consideration, and we recommend Engrossed House Bill No. 516 be amended to read as follows:

An Act relating to elections; amending section 12, chapter 101, Laws of 1965 extraordinary session, and RCW 29.54.043; amending section 29.04.040, chapter 9, Laws of 1965 and RCW 29.04.040; amending section 29.10.080, chapter 9, Laws of 1965 and RCW 29.10.080; amending section 29.39.010, chapter 9, Laws of 1965 and RCW 29.39.010; amending section 29.39.030, chapter 9, Laws of 1965 and RCW 29.39.030; adding new sections to chapter 29.36 RCW; amending section 29.51.060, chapter 9, Laws of 1965 as amended by section 5, chapter 156, Laws of 1965 extraordinary session and RCW 29.51.060; amending section 29.54.070, chapter 9, Laws of 1965 and RCW 29.54.070.

Be It Enacted By The Legislature of the State of Washington:

Section 1. Section 12, chapter 101, Laws of 1965 extraordinary session and RCW 29.54.043 are each amended to read as follows:

The procedure for counting of paper ballots at every *September* primary or *November* general election shall be as follows:

(1) The inspector shall carefully examine each ballot and read aloud the name of each person receiving a vote, the office for which every such person is voted for, and the vote for or against each proposition on the ballot.

(2) The judge, representing the opposite political party of the inspector, shall observe such reading.

(3) The second judge shall tally the votes as read in the tally books to be returned to the election officer having jurisdiction of the election.

(4) The clerk representing the opposite political party of the second judge shall, at the same time, tally the votes as read in the tally book to be retained by the inspector.

(5) The inspector and judge observing the reading aloud of the ballots may rotate their duties from time to time, upon agreement.

(6) The same basic rules in the counting of paper ballots at the polling places as enumerated in the above subsections (1), (2), (3), (4), and (5) of this section shall apply to the counting of paper ballots under the jurisdiction of the county auditor at the courthouse, it being the intention of this subsection that after the county canvassing board has approved as valid the absentee ballots and challenged or questioned ballots, the actual count and tallying of such ballots shall be done by persons selected by the county auditor on a bipartisan basis.

Section 2. Section 29.10.080, chapter 9, Laws of 1965 and RCW 29.10.080 are each amended to read as follows:

On the first day of April of each odd-numbered year, or as soon thereafter as is practicable, every city clerk, town clerk, and every county auditor shall examine the registration files in his custody, and if, from such examination, he finds that any registered voter has failed, for a period of [four years] *thirty months* preceding April 1st of said odd-numbered year to vote in at least one election, he shall remove the registration cards of such voter from the original and duplicate files, and cancel the same by entering thereon over his signature the words "cancelled for failure to vote for [four years] *thirty months*" and the date of such cancellation. He shall also notify the voter whose registration has been canceled, by mail, at his last registration address, of the fact that his registration has been canceled, and that he will not be entitled to vote at any election until he has registered anew. No voter's registration shall be canceled if his original registration was made less than [four years] *thirty months* prior to the cancellation date. The secretary of state shall be notified immediately of all such cancellations.

Section 3. Section 29.39.010, chapter 9, Laws of 1965 and RCW 29.39.010 are each amended to read as follows:

"Service voter" means an elector who comes within any of the following categories:

(1) Members of the armed forces while in the active service, and their spouses and dependents, *including students and faculty members of the United States military academies.*

(2) Members of the merchant marine of the United States, and their spouses and dependents.

(3) Civilian employees of the United States in all categories, *including members of the Peace Corps*, serving outside the territorial limits of the several states of the United States and the District of Columbia and their spouses and dependents when residing with or accompanying them, whether or not the employee is subject to the civil service laws and the Classification Act of 1949, and whether or not paid from funds appropriated by the congress.

(4) Members of religious groups or welfare agencies assisting members of the armed forces, who are officially attached to and serving with the armed forces, and their spouses and dependents.

(5) *Citizens of the United States temporarily residing outside the territorial limits of the several states of the United States and the District of Columbia and their spouses and dependents when residing with or accompanying them.*

The term "armed forces" means the uniformed services as defined in section 102 of the Career Compensation Act of 1949 (63 Stat. 804), as amended.

The term "members of the merchant marine of the United States" means persons (other than members of the armed forces) employed as officers or members of crews of vessels documented under the laws of the United States, and persons (other than members of the armed forces) enrolled with the United States for employment, or for training for employment, or maintained by the United States for emergency relief service, as officers or members of crews of any such vessels; but does not include persons so employed, or enrolled for such employment or for training for such employ-

ment, or maintained for such emergency relief service, on the Great Lakes or the inland waterways.

The term "dependent" means any person who is in fact a dependent.

NEW SECTION. Sec. 4. Section 29.39.030, chapter 9, Laws of 1965 and RCW 29.39.030 are each amended to read as follows:

"Election" used alone means a general election except where the context indicates that a special election is meant or included. "Election" used without qualification never means a primary. "Election" does not include a municipal election.

"In addition to the above, for the purpose of this chapter, the term "primary" means the state primary election held on the third Tuesday in September of the even-numbered year. The term "election" means the state general election held on the first Tuesday following the first Monday in November of the even-numbered and the odd-numbered years: Provided, However, That the absentee ballots for service voters of such odd-numbered year election shall be restricted to state measures being submitted for approval or rejection."

NEW SECTION. Sec. 5. There is added to chapter 9, Laws of 1965 and to chapter 29.36 RCW a new section to read as follows:

The county auditor, as ex officio supervisor of elections, or other officer having jurisdiction of the election, may, with regard to any precinct having less than one hundred registered voters at the time of closing of the registration files as provided in RCW 29.07.160, order the voting in said precinct for the next ensuing election, whether a primary election, general election, special election, or any other election, be by absentee ballot only.

Whenever such officer shall so order, he shall, not less than ten days prior to the date of such election, mail or deliver to each registered voter within said precinct his notice that voting within said precinct shall be by absentee voting only. Accompanied with such notice shall be an application form together with a postage prepaid envelope preaddressed to the issuing officer. In order to be honored such application form, properly executed, must reach the issuing officer no later than the day of the election concerned.

NEW SECTION. Sec. 6. There is added to chapter 9, Laws of 1965 and to chapter 29.36 RCW a new section to read as follows:

All such absentee ballots as authorized by section 1 of this act shall contain the same offices, names of candidates and propositions (if any) to be voted upon, including precinct offices, as if the ballot had been voted in person at the polling place. Except as otherwise provided in this act, such absentee ballots shall be issued, completed, returned, received, opened, counted, canvassed, recorded and handled as any absentee ballot issued pursuant to the request of the voter: *Provided*, That the county canvassing board, at the request of the county auditor, may direct that such ballots be counted on the day of the election. If such count is made it must be done in secrecy and the results not revealed to any unauthorized person until the polls have closed. Any violation of the secrecy of such count shall be subject to the same penalties as provided for in RCW 29.54.035.

NEW SECTION. Sec. 7. There is added to chapter 9, Laws of 1965 and to chapter 29.36 RCW a new section to read as follows:

Whenever an election is to be held for the organization of a new district, including but not limited to the organization of a water, fire, or sewer district, or for the purpose of addition of territory to an existing city, town or district, and the total number of registered voters qualified to vote at such election is less than one hundred, and the names and addresses of all such voters can be determined not less than ten days prior to the election concerned, the county auditor, as ex officio supervisor of elections, or other officer having jurisdiction of the election, may order that all voting be done by absentee ballot in the same manner and with like penalties as provided in sections 6 and 7 of this act.

Sec. 8. Section 29.54.070, chapter 9, Laws of 1965 and RCW 29.54.070 are each amended to read as follows:

After all the ballots have been counted, strung, and tallied it shall be the duty of the inspector to place them in a sealed envelope and write thereon, "Ballots of precinct, county, state of Washington, of election held this day of, 19....," and send said sealed envelope to the auditor of the county or other election official. The county auditor or other officer shall keep the sealed envelope containing said ballots unopened for the period of [six] two months, to be used only as evidence in case or cases of contest when called for. At the end of

that time he shall burn or make such disposition of said ballots, as he may deem expedient, in the presence of two other officers.

Sec. 9. Section 29.51.060, chapter 9, Laws of 1965 as amended by section 5, chapter 156, Laws of 1965 extraordinary session and RCW 29.51.060 are each amended to read as follows:

If any person appears and offers or demands the right to vote at any primary or election, as a registered voter in the precinct where the primary or election is held, the election officers shall require him to sign his name and current address subject to penalties of perjury in one of the official poll books, which shall be designated the county auditor's copy, and shall compare such signature with the signature upon the registration card of the person registered under the same name. If the election officers, or a majority of them, upon comparing the signatures are satisfied that the person offering to vote is the identical person registered, they shall permit him to vote: *Provided*, That if the person registered signed his registration card with a cross or mark, identified by the signature of some other person, the election officers must require the person offering to vote to be identified by the person who signed the registration card, or by a registered voter of the precinct. Unless the identifying witness is personally known to the election officers, or to some of them, they may require the identifying witness to sign his name in the presence of the election officers for the purpose of identification.

As soon as it is determined that the person is qualified to vote, one of the precinct election officers shall copy the voter's name and address on the corresponding line in a second poll book which shall be identified as the inspector's copy. Such second poll book shall contain two extra copies of each page and so designed that two carbon copies can be easily made and readily detached.

[It shall not be necessary to use such redesigned poll books for any primary or election until on and after the 1966 state primary election] *Such redesigned poll books shall be used only at the September primaries and November general elections held in the even and odd numbered years.*

Senate Members:

John L. Cooney
Herbert H. Freise
Robert C. Ridder

House Members:

Joseph L. McGavick
Norwood Cunningham
David G. Sprague

On motion of Senator Greive, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 516 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 38; nays, 1; absent or not voting, 5; excused, 5.

Those voting yea were: Senators Andersen, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—38.

Voting nay was: Senator Rasmussen—1.

Absent or not voting: Senators Atwood, Connor, McMillan, Marquardt, Pritchard—5.

Excused: Senators Chytil, Hanna, Keefe, Lennart, Redmon—5.

Engrossed House Bill No. 516 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the fourth order of business.

The Secretary read:

MESSAGE FROM THE SECRETARY OF STATE

Department of State, Office of the Secretary,
Olympia, Washington, March 10, 1967.

To the Honorable, The President of the Senate,
The Legislature of the State of Washington,
Olympia, Washington.

Mr. President:

I, A. Ludlow Kramer, Secretary of State of the state of Washington and custodian of the Seal of said State, do hereby certify that: I have carefully compared the annexed copy of a proclamation by the Governor calling an extraordinary session of the Legislature to convene on the 10th day of March, 1967, with the original copy of said proclamation now on file in this office, and find the same to be a full, true and correct copy of said original, and the whole thereof, together with all official endorsements thereon.

In Testimony Whereof, I have set my hand and affixed hereto the seal of the state of Washington. Done at the Capitol at Olympia on this the date of March 10, 1967.

A. Ludlow Kramer,
Secretary of State.

Seal of the State of Washington

State of Washington, Office of the Governor,
Olympia, March 9, 1967.

To The Honorable, The Senate of the State of Washington

Lady and Gentlemen:

I have the honor to advise that Governor Evans has executed and filed in the Office of the Secretary of State the attached proclamation convening an Extraordinary Session of the Legislature at 9 o'clock a.m., Friday, March 10, 1967.

Yours very truly,
Raymond W. Haman,
Legal Counsel to the Governor.

State of Washington, Office of the Governor.

PROCLAMATION BY THE GOVERNOR:

The 1967 Session of the Washington State Legislature has considered a record volume of proposed legislation during its regular sixty-day session, and is to be commended for enacting more significant measures than any legislature in recent history.

However, the Legislature has failed to enact appropriation and revenue measures and other measures of vital interest to the people of this state, including the following:

Tax Reform. The people should have the opportunity to choose a tax structure which is more responsive to the expanding needs of this state and more equitable in its impact upon its citizens. The proceeds of any revised tax structure should be made available to relieve the heavy reliance upon annual special levies for school support.

Highway Safety. The legislature must protect innocent persons from the fatal consequences of the drinking driver; and must bring our highway safety laws into compliance with federal requirements to assure that this state will obtain its full share of federal funds for highway construction. Also the State Patrol needs 200 more troopers to help keep our highways safe.

Transportation. A Department of Transportation will make it possible to properly coordinate the agencies of state government involved with the movement of people and goods on land, in the air, and over water. And the Legislature should provide a transportation system of bridges, roads and ferries for Puget Sound.

Human Needs. The state urgently needs a program of mental health and mental retardation services and a program for comprehensive community health centers. The outdated facilities for the mentally ill and mentally retarded should be rebuilt now, rather than incurring the delay inherent in financing construction of these facilities through another state-wide bond issue.

Unemployment Compensation laws should be modernized to give workers a realistic level of benefits and to provide a more equitable system of allocating the costs of the program among employers. Public Assistance grants should be based on current living costs. Injured workmen deserve legislation to speed the processing of industrial insurance appeals.

Preserving Natural Resources. The natural beauty of this state both within and outside urban areas should be preserved and recreational facilities developed. The legislature should propose a constitutional amendment and pass enabling legislation to permit assessment of certain undeveloped property for tax purposes on the basis of present use. A bond issue should be authorized to finance acquisition and development of recreation sites. A system of scenic highways should be authorized.

Assisting Local Government. Local government should be given additional taxing authority; and additional state funds should be appropriated during the ensuing biennium to help cities cope with their immediate problems.

Constitutional Reform. The Legislature should permit the people to call a constitutional convention and permit the Legislature to propose comprehensive revisions of the constitution as a single amendment. Moreover, the constitution should permit a majority of the people voting on the issue to call a constitutional convention. A Constitutional Revision Commission should be created to review the constitution and make recommendations for its modernization.

Improvement of Government. The remaining "fee justice courts" should be abolished. The administration of the tax laws would be improved under a Department of Revenue; and taxpayers would have a speedy, inexpensive and independent review of administrative decisions in the field of taxation under a separate Board of Tax Appeals. The overcrowded general election ballots would be relieved by holding a state general election every year. Effective control of air and water pollution can be achieved best by coordinating these functions under the Environmental Quality Commission. The state should have an improved system for handling the payroll of its employees. The Governor should be authorized to accept federal funds when new programs are developed between sessions of the Legislature. Finally, the Legislature should address itself to the need for laws regulating campaign contributions and strengthening the code of ethics applicable to legislators and other public officials.

As a result of these conditions, an emergency exists constituting an extraordinary occasion within the meaning of Article III, Section 7, of the Constitution of the State of Washington:

Now, Therefore, I, Daniel J. Evans, Governor of the State of Washington, by virtue of the authority vested in me by the Constitution, do hereby convene the Legislature of the State of Washington in Extraordinary Session in the Capitol at Olympia on the tenth day of March, A.D. 1967, at the hour of nine o'clock a.m.; and

I Do Hereby Specify, in accordance with the requirements of the Constitution that the purposes for which the Legislature is convened are:

To appropriate sufficient funds, and raise sufficient revenues, to carry on the necessary functions and services of state government; and

To consider the enactment of the several other measures specified above for the benefit of the people of the State of Washington.

In Witness Whereof, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia, this 9th day of March, A.D., Nineteen Hundred and Sixty-seven.

DANIEL J. EVANS,
Governor of Washington.

By The Governor:
A. Ludlow Kramer, *Secretary of State.*

With leave of the Senate, business was suspended to permit the Senate Pages to present a certificate of appreciation to the President of the Senate, the Secretary of the Senate and the Sergeant at Arms of the Senate.

With leave of the Senate, business was suspended to permit the Secretary to read the following message:

BILL ROOM MEMORIAL

Fortieth Regular Session
of the
State of Washington

By All the Members of the Legislative Bill Room

To *The Honorable Herbert H. Freise, Senator of the Great State of Washington:*

We, Your Memorialists, members of the Legislative Bill Room during the Fortieth Regular Legislative Session of the State of Washington, respectfully offer the following memorial:

Whereas, The Fortieth Regular Legislative Session of the State of Washington has been a long and unusual one; and

Whereas, The Honorable Herbert H. Freise, Washington State Senator, at the beginning of the session, approached members of the Legislative Bill Room and offered them help in the form of High School Juniors and Seniors from the Walla Walla district; and

Whereas, These young men arrived in teams of two to twelve strong almost every week of the Regular Legislative Session; and

Whereas, These young men worked, unsung and without pay, during the longest and hardest hours of the Fortieth Legislative Session; and

Whereas, Without Senator Freise's additional help, it would have been practically impossible for the Legislative Bill Room to keep up with the work being done by the members of the Senate; and

Whereas, Both the Legislative Bill Room and the members of the Senate of the State of Washington ultimately benefited from the work which was done by Senator Freise's young men,

Now, Therefore, Your Memorialists, members of the Legislative Bill Room, respectfully wish to thank the Honorable Senator Herbert H. Freise and his groups of willing and capable young men.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has passed: Senate Joint Resolution No. 5, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has receded from its amendments to Senate Bill No. 221 and passed the bill without the amendments, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed:

Senate Joint Resolution No. 5,

Senate Concurrent Resolution No. 18.

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: Senate Concurrent Resolution No. 18, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 11,
Substitute Senate Bill No. 42,

Substitute Senate Bill No. 63,
 Senate Bill No. 101,
 Senate Bill No. 104,
 Senate Bill No. 107,
 Senate Bill No. 119,
 Senate Bill No. 121,
 Senate Bill No. 163,
 Senate Bill No. 181,
 Substitute Senate Bill No. 199,
 Senate Bill No. 252,
 Senate Bill No. 555,
 Senate Joint Resolution No. 5, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: House Bill No. 138,
 House Bill No. 751,
 House Bill No. 844, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: House Bill No. 497, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: House Bill No. 36,
 House Bill No. 96,
 House Bill No. 478, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted: House Concurrent Resolution No. 27, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

There being no objection, the Senate returned to the second order of business.

REPORTS OF STANDING COMMITTEES

Senate Chamber,
 Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 36,
 Senate Bill No. 45,
 Substitute Senate Bill No. 52,
 Senate Bill No. 133,
 Senate Bill No. 175,
 Senate Bill No. 184,
 Senate Bill No. 221,
 Senate Bill No. 245,
 Senate Bill No. 250,
 Senate Bill No. 285,
 Senate Bill No. 315,
 Senate Bill No. 328,
 Senate Bill No. 378,
 Senate Bill No. 381,
 Senate Bill No. 390, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: Fred H. Dore, Frank W. Foley, William A. Gissberg.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 486, and Senate Bill No. 505, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: Fred H. Dore, Frank W. Foley, William A. Gissberg.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 46, have inspected same, and find it correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank W. Foley, William A. Gissberg.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 46, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank W. Foley, William A. Gissberg.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., March 9, 1967.

F. Bruce Johnson, to the position of chairman of the Board of Prison Terms and Paroles, appointed by the Governor November 16, 1965, for the term ending April 15, 1970, succeeding H. J. Lawrence (reported by Committee on Public Institutions):

Recommends that said appointment be confirmed.

Frances Haddon Morgan, *Chairman.*

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Ross Peterson, to the position of member of the Board of Prison Terms and Paroles, appointed by the Governor May 1, 1966, for the term ending April 15, 1971, succeeding Russell S. Gideon (reported by Committee on Public Institutions):

Recommends that said appointment be confirmed.

Frances Haddon Morgan, *Chairman.*

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 9, 1967.

Dr. William R. Conte, to the position of director of the Department of Institutions, appointed by the Governor September 15, 1966, for the term ending at the Governor's pleasure, succeeding Dr. Garrett Heyns (reported by Committee on Public Institutions):

MAJORITY recommends that said appointment be confirmed.

....., *Chairman.*

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Gordon Sandison.

Passed to Committee on Rules and Joint Rules.

The President declared the Senate to be at ease.

The President called the Senate to order.

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

The Secretary read:

SENATE RESOLUTION

1967 - 28

By Senators Bailey and Neill:

Whereas, The Fortieth Regular Session of the legislature is drawing to a close; and
Whereas, It is necessary to provide for the completion of the work of the Senate after its adjournment and during the interim period between the close of the Fortieth regular session and the commencement of the Forty-first regular session:

Now, Therefore, Be It Resolved, That the Secretary of the Senate, be and he is, authorized and directed to complete the work of the session, to reply to and give necessary attention to correspondence and other details arising therefrom, and to accomplish such purpose that he be allowed additional compensation at his regular per diem rate therefor for a period of sixty days; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized to retain such employees as he may deem necessary and that said employees be allowed such per diem rate of pay therefor as the Secretary of the Senate and the President of the Senate shall deem proper; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized and directed to make out and execute with the President, or the President Pro Tempore, the necessary vouchers upon which warrants for the foregoing expenses and expenditures shall be drawn from funds provided therefor for legislative expenses; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized and directed to have a copy of the Senate Journal of the Fortieth Regular Session of the legislature, together with a suitable index therefor, prepared by the State Printer, and that he, as salary for his work in compiling, editing and indexing the printed journal, be paid the sum of twelve hundred dollars, said amount to be paid from the Senate legislative appropriation or the appropriation for legislative indexing, the State Treasurer being hereby authorized and directed to issue a warrant when the printer shall certify that the reading of the proof on the journal index has been completed and the same found to be correct; and

Be It Further Resolved, That after the close of the session the Secretary of the Senate, and the President, or the President Pro Tempore of the Senate be, and they hereby are authorized and directed to prepare and execute the necessary vouchers, upon which warrants shall be drawn for the final payment of all expenses incurred after the adjournment of this Fortieth Legislative Session in closing the business of such session, in providing for the interim period between the closing of such session and the convening of the next regular or special session of the legislature and in the preparation for such convening; and

Be It Further Resolved, That the Sergeant at Arms be, and he hereby is, directed to see that the Senate Chambers and adjoining rooms, furniture and equipment are clean and in good order, and for this purpose the Sergeant at Arms be allowed, after the closing of the session, for the completion of his work with the Fortieth Regular Session twenty days at his regular per diem rate therefor; and

Be It Further Resolved, That the Secretary of the Senate collect the keys to desks and rooms in and surrounding the Senate Chamber and change, or cause to be changed, the locks on any and all doors and desks and drawers in the interest of security, and that he further take charge of all equipment, files, books and records in all rooms in and adjoining the Senate Chamber, except in the Lieutenant Governor's office; and

Be It Further Resolved, That the Senate Chamber, committee rooms, work rooms, lounges, post office, bill room, storage rooms and the Sergeant at Arms offices, and all other rooms in and adjacent to the Senate Chamber except the Lieutenant Governor's office, together with the first floor of the legislative building at the east portion of said floor, and the fourth floor of the public lands building be placed in the custody, care

and control of the President or President Pro Tempore and the Secretary of the Senate, and where any use of the Senate Chamber is granted requiring the attendance of the Secretary, that in addition to such salary as he may then be drawing he be allowed statutory expenses therefor; and

Be It Further Resolved, That the Secretary of the Senate is authorized to express the sympathy of the Senate by sending flowers in the event of a bereavement in a Senator's family; and

Be It Further Resolved, That such use of the chamber and rooms for a YMCA Youth Legislature is permitted upon such terms as the Secretary shall deem proper; and

Be It Further Resolved, That the State Treasurer be, and he is hereby directed to draw his warrants for the payment of salaries, per diems, in lieu payments, and reimbursements of and to the members of the Senate, the elected officers of the Senate, and the retained employees each month upon vouchers signed by the members, officers or employees and approved by the President of the Senate or President Pro Tempore of the Senate and by the Secretary of the Senate, and he is authorized to deliver the warrants to the Secretary of the Senate for delivery or mailing to those entitled thereto; and

Be It Further Resolved, That the President and Vice President Pro Tempore of the Senate, the Senate majority floor leader and the present and past Senate minority floor leaders, the majority and minority whips, and majority and minority caucus chairmen, or their designates in lieu thereof, are each authorized to attend the annual meetings of the National Conference of State Legislative Leaders, and to receive therefor their actual necessary expenses, and such per diem as may be authorized by law, to be paid upon their vouchers out of funds appropriated for legislative expenses; and

Be It Further Resolved, That all accounts payable incurred up to and including this date, covering Senate expenditures made, or obligations incurred, which are payable out of the funds appropriated for the payment of expenses except legislative printing, of the Fortieth Legislature of the state of Washington, and which are presented for payment after adjournment of the Fortieth Regular Session of the Legislature, before payment is authorized, must bear the approval of the President or President Pro Tempore of the Senate, and the Secretary of the Senate; and

Be It Further Resolved, That the Secretary of the Senate be, and he is hereby authorized and directed to attend the sessions of the National Legislative Conference of the Council of State Governments, and while in attendance upon such conference he shall be allowed compensation at his regular per diem rate together with actual necessary expenses, to be paid on his voucher out of funds appropriated for legislative expenses; and

Be It Further Resolved, That upon a call for a special session the Secretary of the Senate be allowed additional compensation at his regular per diem rate therefor for as many days, not exceeding fifteen in number, as intervene between the Governor's proclamation summoning the special session and the opening day thereof; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is authorized and directed, during not more than sixty days prior to the opening of the next regular session of the legislature, and preceding the opening of special sessions, to hire necessary employees, to prepare the work rooms and committee rooms, members' offices for occupancy and use in sufficient time to make them available, helpful and beneficial to the members, and to procure in connection therewith sufficient supplies, including Senate Dockets, and an adequate number of Reed's Parliamentary Rules and legislative manuals, to enable the Senate to commence its work as promptly as possible, and for such purposes that he be allowed compensation at his regular per diem rate therefor; and

Be It Further Resolved, That, during the interim between sixty days following the conclusion of this Fortieth Regular Session and the sixty or less days preceding the opening of the Forty-first Regular Session, exclusive however of such time prior, during or after a special session as he may be upon regular per diem rate of compensation, the Secretary of the Senate be compensated for his services in handling correspondence, preparing payrolls, processing vouchers, and performing such other services as may be required, at a monthly salary of four hundred dollars; and

Be It Further Resolved, That the Sergeant at Arms be, and he hereby is directed to do the necessary work during the interim and in connection with the opening of the Forty-first Regular Session and that for such work he be allowed a salary of seventy five dollars per month; and

Be It Further Resolved, That upon a call for a special session, for necessary work in preparation for the opening of such session the Sergeant at Arms be allowed additional compensation at his regular per diem rate therefor for as many days not exceeding fifteen in number, as intervene between the Governor's proclamation summoning the special session and the opening day thereof; and

Be It Further Resolved, That the State Treasurer be, and he hereby is directed to draw his warrants for the payment of salaries and/or per diem of the Secretary of the Senate, of the Sergeant at Arms and of necessary employees each month upon vouchers signed by the President of the Senate or the President Pro Tempore of the Senate and attested by the Secretary of the Senate, and he is authorized to deliver the warrants to the Secretary of the Senate for delivery or mailing to those entitled thereto.

On motion of Senator Greive, the resolution was adopted.

SIGNED BY THE PRESIDENT

The President

Senate Bill No. 36,
Senate Bill No. 45,
Substitute Senate Bill No. 46,
Substitute Senate Bill No. 52,
Senate Bill No. 133,
Senate Bill No. 175,
Senate Bill No. 184,
Senate Bill No. 221,
Senate Bill No. 245,
Senate Bill No. 250,
Senate Bill No. 285,
Senate Bill No. 315,
Senate Bill No. 328,
Senate Bill No. 378,
Senate Bill No. 381,
Senate Bill No. 390,
Senate Bill No. 486,
Senate Bill No. 505,
House Bill No. 36,
House Bill No. 96,
House Bill No. 138,
House Bill No. 478,
House Bill No. 497,
House Bill No. 751,
House Bill No. 844,

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: Substitute Senate Bill No. 46, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 138 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: Substitute Senate Bill No. 18,
Substitute Senate Bill No. 19,
Senate Bill No. 36,
Senate Bill No. 45,
Substitute Senate Bill No. 52,
Senate Bill No. 133,
Senate Bill No. 175,
Senate Bill No. 184,
Senate Bill No. 221,
Senate Bill No. 245,
Senate Bill No. 250,
Senate Bill No. 285,
Senate Bill No. 315,
Senate Bill No. 328,
Senate Bill No. 378,
Senate Bill No. 381,
Senate Bill No. 390,
Senate Bill No. 486,
Senate Bill No. 505, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

Under the terms of Senate Concurrent Resolution No. 18 the House requests of the Senate the return of the following House Bills:

House Bill No. 3,
House Bill No. 4,
Engrossed House Bill No. 8,
House Bill No. 9,
Engrossed House Bill No. 13,
Engrossed Substitute House Bill No. 15,
Reengrossed House Bill No. 25,
House Bill No. 39,
House Bill No. 40,
Engrossed House Bill No. 51,
House Bill No. 52,
Engrossed House Bill No. 56,
Engrossed House Bill No. 58,
Engrossed House Bill No. 60,
Engrossed House Bill No. 67,
Engrossed House Bill No. 75,
Engrossed Substitute House Bill No. 77,
House Bill No. 81,
Engrossed House Bill No. 89,
Engrossed House Bill No. 90,
Substitute House Bill No. 91,
Engrossed House Bill No. 94,
House Bill No. 95,
House Bill No. 98,
Engrossed Substitute House Bill No. 99,
Engrossed House Bill No. 100,
Engrossed House Bill No. 107,
Engrossed House Bill No. 108,
Reengrossed House Bill No. 109,
House Bill No. 114,
Engrossed Substitute House Bill No. 121,
Engrossed House Bill No. 133,
Engrossed Substitute House Bill No. 143,
House Bill No. 145,

Substitute House Bill No. 146,
House Bill No. 150,
House Bill No. 152,
House Bill No. 154,
House Bill No. 155,
House Bill No. 157,
Substitute House Bill No. 165,
House Bill No. 166,
House Bill No. 168,
House Bill No. 169,
House Bill No. 173,
Engrossed House Bill No. 176,
House Bill No. 177,
House Bill No. 178,
House Bill No. 181,
Engrossed House Bill No. 182,
Engrossed House Bill No. 183,
House Bill No. 187,
House Bill No. 194,
Engrossed House Bill No. 197,
Engrossed House Bill No. 199,
Engrossed House Bill No. 202,
Engrossed House Bill No. 203,
Engrossed House Bill No. 204,
Engrossed House Bill No. 206,
Engrossed House Bill No. 207,
Engrossed House Bill No. 224,
Engrossed House Bill No. 226,
Engrossed House Bill No. 228,
House Bill No. 229,
House Bill No. 230,
Engrossed House Bill No. 244,
Engrossed House Bill No. 247,
House Bill No. 249,
Engrossed House Bill No. 250,
House Bill No. 251,
Engrossed House Bill No. 261,
Engrossed House Bill No. 269,
Reengrossed House Bill No. 270,
House Bill No. 281,
House Bill No. 292,
Substitute House Bill No. 293,
House Bill No. 295,
Engrossed House Bill No. 298,
Engrossed House Bill No. 299,
Substitute House Bill No. 303,
Substitute House Bill No. 304,
House Bill No. 309,
Engrossed House Bill No. 310,
Engrossed House Bill No. 311,
Engrossed House Bill No. 323,
Engrossed Substitute House Bill No. 330,
Engrossed House Bill No. 333,
Engrossed House Bill No. 335,
House Bill No. 339,
Engrossed House Bill No. 340,
House Bill No. 341,
House Bill No. 354,
Engrossed House Bill No. 355,
House Bill No. 357,
Engrossed House Bill No. 358,
Substitute House Bill No. 359,
Engrossed House Bill No. 360,
Engrossed House Bill No. 362,

Engrossed House Bill No. 365,
Engrossed House Bill No. 370,
House Bill No. 377,
House Bill No. 378,
House Bill No. 385,
House Bill No. 386,
Engrossed House Bill No. 387,
House Bill No. 394,
House Bill No. 395,
Engrossed House Bill No. 397,
House Bill No. 399,
House Bill No. 400,
House Bill No. 401,
House Bill No. 402,
House Bill No. 404,
House Bill No. 408,
Engrossed House Bill No. 413,
House Bill No. 415,
House Bill No. 422,
House Bill No. 423,
House Bill No. 433,
House Bill No. 434,
Engrossed House Bill No. 437,
House Bill No. 441,
House Bill No. 445,
Engrossed House Bill No. 446,
House Bill No. 448,
Engrossed House Bill No. 449,
Engrossed House Bill No. 451,
Engrossed House Bill No. 458,
House Bill No. 464,
Engrossed House Bill No. 466,
House Bill No. 470,
House Bill No. 471,
House Bill No. 479,
Engrossed House Bill No. 480,
House Bill No. 485,
Engrossed House Bill No. 487,
Engrossed House Bill No. 489,
Engrossed House Bill No. 490,
House Bill No. 491,
Engrossed House Bill No. 492,
Engrossed House Bill No. 495,
Engrossed House Bill No. 498,
House Bill No. 501,
Engrossed House Bill No. 505,
House Bill No. 507,
House Bill No. 509,
House Bill No. 512,
House Bill No. 513,
Engrossed House Bill No. 514,
Engrossed House Bill No. 517,
House Bill No. 522,
Substitute House Bill No. 532,
Substitute House Bill No. 534,
Engrossed House Bill No. 559,
Engrossed House Bill No. 562,
House Bill No. 566,
House Bill No. 567,
Substitute House Bill No. 572,
House Bill No. 579,
House Bill No. 585,
Engrossed House Bill No. 586,
House Bill No. 601,

Engrossed House Bill No. 602,
 House Bill No. 611,
 House Bill No. 619,
 Engrossed House Bill No. 626,
 House Bill No. 630,
 Engrossed House Bill No. 636,
 House Bill No. 637,
 House Bill No. 638,
 House Bill No. 646,
 Engrossed House Bill No. 654,
 Engrossed House Bill No. 656,
 House Bill No. 659,
 House Bill No. 662,
 House Bill No. 675,
 House Bill No. 686,
 House Bill No. 694,
 Engrossed House Bill No. 701,
 House Bill No. 702,
 House Bill No. 723,
 House Bill No. 732,
 House Bill No. 734,
 House Bill No. 735,
 House Bill No. 743,
 Engrossed House Bill No. 744,
 Engrossed House Bill No. 748,
 Engrossed House Bill No. 752,
 House Bill No. 757,
 House Bill No. 776,
 House Bill No. 786,
 House Bill No. 799,
 Engrossed House Bill No. 805,
 House Bill No. 815,
 House Bill No. 820,
 House Bill No. 841,
 House Bill No. 860,
 House Bill No. 894,
 Engrossed House Bill No. 913,
 Engrossed House Bill No. 920,
 House Bill No. 929,
 Engrossed House Bill No. 930,
 House Joint Memorial No. 9,
 Engrossed House Joint Memorial No. 13,
 House Joint Memorial No. 14,
 Engrossed House Joint Resolution No. 1,
 House Concurrent Resolution No. 4,
 House Concurrent Resolution No. 16,
 Engrossed House Concurrent Resolution No. 17,
 House Concurrent Resolution No. 18,
 House Concurrent Resolution No. 24.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has appointed as members of the Committee to notify the Governor that the House is ready to adjourn *Sine Die*: Representatives F. Pat Wanamaker, Gordon Walgren, Edward F. Harris.

Malcolm McBeath, *Chief Clerk.*

FIRST READING OF HOUSE CONCURRENT RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 27, by Committee on Rules and Administration:

Relating to *Sine Die* adjournment of the Fortieth Legislature.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 27 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 27 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of House Concurrent Resolution No. 27, the President appointed as Senate members of the Committee to notify the Governor that the Fortieth Legislature was about to adjourn *Sine Die*: Senators Kupka, Bailey and Woodall.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1967.

Mr. President:

The Speaker has signed: House Concurrent Resolution No. 27, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

SENATE RESOLUTION

1967 - 29

By Senators Greive and Neill:

Be It Resolved, That a committee of three members of the Senate be appointed to notify the House that the Senate is ready to adjourn *Sine Die*.

On motion of Senator Greive, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of the Senate resolution, the President appointed Senators Greive, Uhlman and Sandison to notify the House that the Senate was ready to adjourn *Sine Die*.

The committee retired.

SIGNED BY THE PRESIDENT

The President signed: House Concurrent Resolution No. 27.

COMMITTEE FROM THE HOUSE

A committee from the House comprised of Representatives Bledsoe, Spanton and Veroske appeared before the bar of the Senate to notify the Senate that the House was about to adjourn *Sine Die*.

The report was received and the committee retired.

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee composed of Senators Woodall, Kupka and Bailey appointed to notify the Governor that the Fortieth Legislature was ready to adjourn *Sine Die* appeared before the bar of the Senate and reported that they had made diligent efforts to deliver the message, that they had found the Governor's office in total darkness, that after gaining access thereto and ascertaining that the Governor was not to be found, they left word with the Governor's Press Secretary. The committee begged to be discharged.

The committee was discharged.

REPORT OF SPECIAL COMMITTEE

The members of the special committee composed of Senators Greive, Uhlman and Sandison appointed to notify the House that the Senate was ready to adjourn *Sine Die* reported that the House had been notified.

The report was received and the committee was discharged.

MOTIONS

On motion of Senator Greive, the Senate journal of the sixtieth day of the Fortieth Legislature was ordered to stand approved.

At 12:00 midnight on motion of Senator Greive, the Senate of the Fortieth Legislature adjourned *Sine Die*.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

SENATE JOURNAL
OF THE
First Extraordinary Session
Fortieth Legislature
OF THE
STATE OF WASHINGTON
AT
Olympia, the State Capital

Convened March 10, 1967
Adjourned Sine Die April 30, 1967

Compiled, Edited and Indexed by
WARD BOWDEN, *Secretary of the Senate*



DOROTHY B. GREELEY, *Journal Clerk*

JOHN A. CHERBERG, *President of the Senate*
AL HENRY, *President Pro Tempore*
GEORGE W. KUPKA, *Vice President Pro Tempore*

SENATE CAUCUS OFFICERS

Democratic Caucus

Chairman, ROBERT C. BAILEY
Floor Leader, R. R. BOB GREIVE
Majority Whip, WILLIAM A. GISSBERG
Secretary, REUBEN A. KNOBLAUCH

Republican Caucus

Chairman, MARSHALL A. NEILL*
Floor Leader, JOHN N. RYDER**
Minority Whip, R. FRANK ATWOOD***
Secretary, HARRY B. LEWIS

*Resigned 4/24/67

**Appointed Minority Caucus Chairman 4/24/67

***Appointed Minority Floor Leader 4/24/67

CHARLES L. R. JOHNSON, SR., *Sergeant at Arms*
DONALD ROSS WILSON, *Assistant Secretary*
FLORENCE T. KENDERESI, *Secretary to the Secretary*
PATRICIA SCOTT MARTIN, *Minute Clerk*

JOURNAL OF THE SENATE

STATE OF WASHINGTON
FIRST EXTRAORDINARY SESSION
OF THE
FORTIETH LEGISLATURE

FIRST DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Friday, March 10, 1967.

The Senate was called to order at 9:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Herr, Keefe, Pritchard, Redmon, Stender and Twigg.

On motion of Senator Bailey, the absent members were excused.

The Color Guard, consisting of pages Mike Bailey, Color Bearer, and Joan Woltenholme, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Well, here we are again, Eternal God, in the midst of work undone, business unfinished, in the need of prayer and divine help in this special session.

"We thank Thee that Thou hast made us able to toil until we pass the breaking point and yet not break. We thank Thee that Thou hast made us such that we cannot be satisfied with the mediocre, the inequitable, the unjust. We thank Thee for the skills which Thou hast put into the minds of each one of us, for the visions and ideals implanted in our souls.

"Enable us to look beyond the fences of profession, or trade, or education, or color of skin, to the common needs, interests and concerns of all. Do not let a multitude of little irritations spoil our usefulness to each other or to Thee. Set us free from the shackles of envy, or partisan politics, or resentment, or bitterness, but inspire us to fashion a society where each may realize his highest and holiest best. Amen."

The Secretary read:

SENATE RESOLUTION
1967 EX - 1

By Senators Bailey, Neill, Greive and Ryder:

Whereas, The offices of President Pro Tempore of the Senate, Vice President, Secretary of the Senate and Sergeant at Arms of the Senate were filled by competent persons during the fortieth regular session of the legislature; and

Whereas, These officers served in a distinguished and satisfactory manner; and

Whereas, The standing committees of the Senate were formed and operated properly and efficiently during the fortieth regular session of the legislature;

Now, Therefore, Be It Resolved, That said officers, committee chairmen and committee members of the said regular session shall constitute the officers and committees of the extraordinary session of the fortieth legislature.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 2

By Senators Greive and Ryder:

Whereas, The rules of the Senate of the fortieth session were found to be useable and adequate; and

Whereas, The extraordinary session of the fortieth legislature has now convened;

Now, Therefore, Be It Resolved, That the rules of the Senate of the fortieth session are hereby adopted as the rules of the Senate of the extraordinary session of the fortieth legislature.

It was moved by Senator Greive that the resolution be adopted.

It was moved by Senator Washington that the following amendment to the resolution be adopted:

"Now, Therefore, Be it Resolved, That the rules of the fortieth legislature shall govern the Senate for the fortieth extraordinary session of the legislature with the following exceptions:

(1) Amend rule 46 by adding a new section as follows:

'Voting in Committee. No vote in any standing committee shall be taken by secret ballot and no committee may have a policy of secrecy as to any vote or action taken in such committee.'

(2) Amend that portion of rule 46 in the section entitled 'Rules Committee Daily Calendar' by deleting the words 'and third' from the first sentence of the section.

(3) Amend that portion of rule 61 entitled 'Amendments' by deleting all of the fourth paragraph and inserting in lieu thereof the following: 'When no further amendments shall be offered, the president shall declare the bill has passed its second reading, and the bill shall without further action appear on third reading on the next calendar.'

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

It was moved by Senator Washington that the following amendment to the resolution be adopted:

"(4) Amend rule 28 by deleting all thereof and inserting in lieu thereof the following:

'Any standing rule or order of the Senate may be rescinded or changed by a majority vote of the members elected: *Provided*, One day's notice of the motion therefor be given, and the proposed change or changes in the rules be submitted in writing.

'Any standing rule of order or business may be suspended temporarily by a two-thirds vote of the members present. When the suspension of a rule is called, and after due notice from the president, no objection is offered, he may announce the rule suspended, and the Senate may proceed accordingly.'

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

The motion by Senator Greive was carried and the resolution was adopted.

SENATE RESOLUTION
1967 EX - 3

By Senators Neill and Bailey:

Be It Resolved, That a committee of three members be named by the President of the Senate to inform the House that the Senate is organized and ready to transact the business of the extraordinary session of the fortieth legislature.

On motion of Senator Bailey, the resolution was adopted.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House has adopted: House Concurrent Resolution No. 28, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 19, by Senators Bailey, Greive, Neill and Ryder:

Providing for the reintroduction of bills and the adoption of the joint rules.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Concurrent Resolution No. 19.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 19 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 19 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

COMMITTEE FROM THE HOUSE

A committee from the House comprised of Representatives Clark, Kink and Kirk appeared before the bar of the Senate to notify the Senate that the House was organized and ready to do business.

The report was received and the committee retired.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Neill, Atwood and Peterson (Lowell) to serve as a committee to notify the House that the Senate was organized and ready for business.

The committee retired.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 28, by Representative Gorton:

Relating to notifying the Governor that the Legislature is organized.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 28 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 28 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

REPORT OF SPECIAL COMMITTEE

The special committee appointed to notify the House that the Senate was organized and ready to transact business appeared and reported that their mission had been accomplished.

The report was received and the committee was discharged.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Lewis, Mardesich, Ryder and Woodall to serve as the members from the Senate under the provisions of House Concurrent Resolution No. 28 to notify the Governor that the legislature was organized and ready to transact business.

On motion of Senator Greive, the committee appointments were confirmed.

The committee retired.

SECOND READING OF BILLS

Engrossed Senate Bill No. 162, by Senators Stender, Lewis and Williams (by Departmental request):

Amending the unemployment compensation law.

The bill was read the second time by sections.

PARLIAMENTARY INQUIRY

Senator Uhlman:

"Point of parliamentary inquiry, Mr. President:

"Before the motion is made to advance this bill, when the bill was previously before us, an amendment was placed on it on second reading. Is that amendment still on the bill?"

Senator Greive:

"Mr. President, yes, that amendment is still on the bill as voted out by the Committee on Rules and Joint Rules. The Secretary has removed the House committee amendments to section 2 but it does have the Senate amendments."

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 162 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 162 and the bill passed the Senate by the following vote: Yeas, 33; nays, 3; absent or not voting, 6; excused, 7.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmusen, Ridder, Ryder, Sandison, Uhlman, Washington, Woodall—33.

Those voting nay were: Senators Faulk, Guess, Williams—3.

Absent or not voting: Senators Freise, Hallauer, Hanna, Lennart, McMillan, Talley—6.

Excused: Senators Donohue, Herr, Keefe, Pritchard, Redmon, Stender, Twigg—7.

Engrossed Senate Bill No. 162, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 207,
Engrossed House Bill No. 208,
Engrossed Substitute House Bill No. 548, and the same are herewith transmitted.
Sidney Snyder, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House has adopted: Senate Concurrent Resolution No. 19, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 208, by Representatives Goldsworthy and Saling (by Executive request):

Adopting budget and making appropriations for fiscal biennium ending June 30, 1969.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 208 was advanced to second reading and read the second time by sections.

On motion of Senator Greive the Senate resolved itself into a Committee of the Whole, President Pro Tempore Henry in the Chair, for the purpose of considering Engrossed House Bill No. 208.

COMMITTEE OF THE WHOLE

Engrossed House Bill No. 208 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Al Henry presiding, with the recommendation that it do pass, as amended.

On motion of Senator Henry, the report of the committee was adopted.

On motion of Senator Greive, the reading had in the Committee of the Whole was considered the second reading of Engrossed House Bill No. 208.

On motion of Senator Greive, the following amendments to Engrossed House Bill No. 208, adopted in the Committee of the Whole were adopted by the Senate:

On page 4, line 1, after the word "appropriation" add the following:

"Provided, That \$172,153 shall be used only for appeal costs for indigents pursuant to chapter 10.01 RCW", and strike "\$1,500,405" and insert "\$1,481,405"

On page 4, line 16, strike "\$48,340" and insert "\$31,340"

On page 4, line 19, strike "\$542,043" and insert "\$530,944"

On page 4, line 22, strike "\$20,000" and insert "\$16,000"

On page 4, line 26, strike "\$75,000" and insert "\$60,000"

On page 5, line 14, after the word "Board" add the following:

"for the purpose of fully implementing, effective July 1, 1967, the salary survey findings adopted by the State Personnel Board on December 7, 1966"; and strike "\$26,226,727" and insert "\$28,513,698"

On page 5, line 23, strike "\$2,418,204" and insert "\$1,238,675"

On page 5, strike all of lines 24 through 33, inclusive

On page 6, strike line 1

On page 6, line 10, strike "\$88,381" and insert "\$89,396"

On page 6, line 31, strike "\$3,278,918" and insert "\$3,210,909"

On page 7, line 6, strike "\$955,721" and insert "\$971,760"

On page 7, line 26, strike "\$8,782,169" and insert "\$8,688,723"

On page 7, line 32, strike "\$4,979,359" and insert "\$4,910,076"
 On page 8, line 1, strike "\$55,328" and insert "\$45,059"
 On page 8, line 3, strike "\$10,516,819" and insert "\$10,247,998"
 On page 8, line 15, strike "\$1,537,557" and insert "\$1,524,398"
 On page 8, line 17, strike "\$98,477" and insert "\$106,877"
 On page 8, line 24, strike "\$732,013" and insert "\$736,548"
 On page 8, line 25, strike "\$732,013" and insert "\$736,548"
 On page 8, line 28, strike "\$19,471,130" and insert "\$19,372,610"
 On page 9, line 5, strike "\$3,864,657" and insert "\$3,890,076"
 On page 9, line 10, strike "\$1,554,215" and insert "\$1,510,291"
 On page 9, line 12, strike "\$11,497,669" and insert "\$11,415,983"
 On page 9, line 14, strike "\$1,448,609" and insert "\$1,443,247"
 On page 9, line 15, strike "\$2,921,424" and insert "\$2,925,416"
 On page 9, line 16, strike "\$8,299,153" and insert "\$8,322,282"
 On page 9, line 18, strike "\$2,137,984" and insert "\$2,127,220"
 On page 9, line 19, strike "\$551,704" and insert "\$553,027"
 On page 9, after line 20, add the following:
 "General Fund Appropriation \$1,179,529"
 On page 9, line 21, strike "\$8,110,103" and insert "\$8,096,397"
 On page 9, line 22, strike "\$4,897,523" and insert "\$4,926,853"
 On page 9, line 24, strike "\$1,513,263" and insert "\$1,601,551"
 On page 9, after line 30, add the following:
 "General Fund—Optometry Account Appropriation..... \$ 18,314
 General Fund—Opticians' Account Appropriation..... \$ 9,093
 General Fund—Real Estate Commission Account Appropriation..... \$ 872,494
 General Fund—Architects' License Account Appropriation..... \$ 75,993
 General Fund—Professional Engineers' Account Appropriation..... \$ 151,628
 General Fund—Sanitarians' Licensing Account Appropriation..... \$ 5,467
 General Fund—Board of Psychological Examiners' Account Appropriation \$ 9,575"
 On page 10, line 2, strike "\$23,268,265" and insert "\$22,860,868"
 On page 10, line 12, strike "\$2,745,391" and insert "\$2,618,272"
 On page 10, line 15, strike "\$19,847,507" and insert "\$19,590,141"
 On page 10, line 18, strike "\$20,109,403" and insert "\$19,349,370"
 On page 10, line 21, strike "\$1,076,320" and insert "\$1,029,763"
 On page 10, line 30 of the engrossed bill, strike "\$312,741,174" and insert "\$312,816,698"
 On page 11, line 20, after "biennium:" and before "Provided," add the following:
 "Provided, That all the various vendors shall be required to furnish adequate, documented evidence of the cost of providing their particular services, care or supplies, in the form, to the extent and at such times that the department of public assistance determines necessary for evaluating, justifying and establishing rates and/or fees."
 On page 13, line 29, strike "\$125,000" and insert "\$157,000"
 On page 15, line 6, strike "\$512,067,209" and insert "\$524,567,209"
 On page 15, after line 12, add the following:
 "Pilot study in summer school programs, *Provided*, That the Superintendent of Public Instruction shall allocate not to exceed said amount to the Seattle School District No. 1 for approved pilot summer school programs which in such Superintendent's judgment will provide an acceptable study designed to test the advisability of year around usage of school district buildings and facilities.
 General Fund Appropriation \$ 230,000
 School district excess levy relief, *Provided*, That allocation from this appropriation shall be for the purpose of providing relief from excess maintenance and operation levies for school district purposes and shall be made to the school districts by the Superintendent of Public Instruction, according to such formula as he shall adopt for this purpose; such formula to take into account, but not be limited to, the following factors:
 (1) the state average assessed valuation per weighted pupil,
 (2) the local adjusted assessed valuation per weighted pupil,
 (3) the local special levy effort in mills, and
 (4) the state average special levy in mills.
 Notwithstanding the allocation formula factors described above, not less than five dollars per weighted pupil shall be allocated by the Superintendent of Public Instruction from this appropriation to each school district in the state, nor shall any allocation other than the flat grant of five dollars per weighted pupil be made to any school

district failing to authorize in the years 1966-67 or 1967-68 any excess maintenance and operation levy or levies

General Fund Appropriation..... \$25,000,000"

On page 15A, line 6, strike "\$578,431" and insert "\$581,614"

On page 16, line 16, strike "\$16,557,048" and insert "\$16,656,048"

On page 16, after line 16, add the following:

"Educational Television Commission

General Fund Appropriation..... \$ 2,175"

On page 16, line 22, strike "\$4,922,818" and insert "\$4,899,060"

On page 16, line 25, strike "\$71,840" and insert "\$5,000"

On page 16, line 26, strike "\$171,840" and insert "\$105,298"

On page 17, line 8, strike "\$4,702,488" and insert "\$3,993,569"

On page 17, line 15, strike "\$17,939,616" and insert "\$17,006,989"

On page 17, line 19, strike "599,500" and insert "\$561,522"

On page 17, line 21, strike "\$34,312,566" and insert "\$34,222,242"

On page 17, line 24, strike "\$29,546,663" and insert "\$29,222,363"

On page 17, line 27, after the word "Appropriation" add the following:

"Provided, That no less than \$500,000 shall be available exclusively for the residential treatment and care of no less than 100 mentally retarded persons, beginning no later than July 1, 1968", and strike "\$1,443,958" and insert "\$1,768,258"

On page 17, line 30, strike "\$205,753" and insert "\$206,384"

On page 17, line 33, strike "\$6,480,008" and insert "\$6,532,783"

On page 18, line 5, strike "\$2,468,311" and insert "\$2,053,667"

On page 18, after line 5, add the following:

"Oceanographic Commission

General Fund Appropriation..... \$ 150,000"

On page 18, line 7, after the word "Appropriation" add the following:

"Provided, That \$340,000 of this appropriation shall be used for studies of the impact of Columbia River diversion, water resources, and criteria for allocation of state funds for flood protection", and strike "\$3,019,421" and insert "\$3,285,593"

On page 18, line 9, strike "\$365,743" and insert "\$366,918"

On page 18, line 18, strike "\$10,086,411" and insert "\$9,957,513"

On page 18, line 25, strike "\$13,267,793" and insert "\$13,356,502"

On page 18, line 31, strike "\$970,457" and insert "\$976,601"

On page 18, line 33, strike "\$10,588,339" and insert "\$10,654,976"

On page 19, line 4, strike "\$185,009" and insert "\$185,887"

On page 19, line 6, strike "\$138,982" and insert "\$139,860"

On page 19, line 8, strike "\$219,899" and insert "\$221,728"

On page 19, line 12, strike "\$114,469" and insert "\$115,128"

On page 19, line 14, strike "\$116,516" and insert "\$117,248"

On page 19, line 16, strike "\$256,797" and insert "\$258,480"

On page 19, line 17, strike "\$2,735,364" and insert "\$2,755,854"

On page 19, line 20, strike "\$26,563,890" and insert "\$26,820,704"

On page 19, beginning on line 22 of the engrossed bill, strike all of section 2.

Renumber the remaining sections consecutively.

On page 20, strike line 1, and add the following:

"eight equal quarterly amounts on the last days of September, December, March and June of each fiscal year, in accordance with the following formula: One quarter to all cities and towns; one quarter to cities of 20,000 or more population; one quarter to cities and towns maintaining police departments of five or more full time equivalent positions for fully paid persons engaged in police work, and exclusive of any clerical positions; and one quarter to cities and towns maintaining fire departments of five or more full time equivalent positions for full paid persons engaged in fire fighting and exclusive of any clerical positions. Each city or town shall share in the amount distributed under each factor in the proportion which its population bears to the total population of all cities receiving funds under that factor. Population data used in this distribution shall be determined in accordance with chapter 43.62 RCW as now existing or as hereafter amended. The state treasurer shall determine eligibility as to police and fire departments by reference to approved municipal budgets which shall be submitted to him at such time and in such manner as he may prescribe."

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 208 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator Greive yield to a question:

"Senator Greive, this is the budget bill which was passed in the regular session and is now before us again in the special session mainly for the purpose of expediting passage of the bill so that we can get it into conference and have a conference committee start working on it, is that correct?"

Senator Greive:

"Yes, this is pursuant to the conversations in which Senators Bailey, Neill, you and I and various others have participated with the House. It was agreed that we could do nothing to the bills. We had this bill and the capitol budget bill and some others we want to put into conference and to facilitate the business of the Senate and the House, we agreed to merely vote this through and it does not indicate your likes or dislikes on the particular measure."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 208 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 34; nays, 3; absent or not voting, 5; excused, 7.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Henry, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Talley, Washington, Williams, Woodall—34.

Those voting nay were: Senators Freise, Guess, Neill—3.

Absent or not voting: Senators Hallauer, Hanna, McCutcheon, McMillan, Uhlman—5.

Excused: Senators Donohue, Herr, Keefe, Pritchard, Redmon, Stender, Twigg—7.

Engrossed House Bill No. 208 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed: Senate Concurrent Resolution No. 19.

Engrossed House Bill No. 207, by Representatives Goldsworthy and Saling (by Executive request):

Adopting the capital budget.

Referred to Committee on Ways and Means.

Engrossed Substitute House Bill No. 548, by Committee on Higher Education:

An Act relating to education; adding new sections to chapter 28.09 RCW; adding new sections to chapter 28.10 RCW; amending section 7, chapter 1, Laws of 1961 as amended by section 1, chapter 179, Laws of 1961 and RCW 41.06.070; amending section 2, chapter 1, Laws of 1961 and RCW 41.06.020; amending section 43.88.160, chapter 8, Laws of 1965 and RCW 43.88.160; amending section 1, chapter 212, Laws of 1957 and RCW 28.76.390; amending section 43.19.190, chapter 8, Laws of 1965 and RCW 43.19.190; amending section 1, chapter 160, Laws of 1919 as amended by section 1, chapter 183, Laws of 1939 and RCW 28.09.070; amending section 2, chapter 160, Laws of 1919 and RCW 28.09.080; amending section 6, chapter 160, Laws of 1919 and RCW 28.09.090; amending section 2, chapter 176, Laws of 1933 as amended by section 1,

chapter 223, Laws of 1957 and RCW 28.10.010; amending section 3, chapter 176, Laws of 1933, as last amended by section 1, chapter 135, Laws of 1963 and RCW 28.10.030; amending section 5, chapter 176, Laws of 1933, as last amended by section 5, chapter 223, Laws of 1957 and RCW 28.10.050; repealing section 1, chapter 115, Laws of 1945 and RCW 28.84.119; repealing section 2, chapter 115, Laws of 1945, section 13, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.120; repealing section 3, chapter 115, Laws of 1945, section 15, chapter 2, Laws of 1963 extraordinary session, section 16, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.130 and 28.84.140; repealing section 4, chapter 115, Laws of 1945 and RCW 28.84.150; repealing section 2, chapter 198, Laws of 1961, section 1, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.180; repealing section 3, chapter 198, Laws of 1961, section 2, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.190; repealing section 4, chapter 198, Laws of 1961, section 3, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.200; repealing section 4, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.205; repealing section 6, chapter 198, Laws of 1961 and RCW 28.84.220; repealing section 7, chapter 198, Laws of 1961 and RCW 28.84.230; repealing section 8, chapter 198, Laws of 1961 and RCW 28.84.240; repealing section 9, chapter 198, Laws of 1961 and RCW 28.84.250; repealing section 7, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.280; repealing section 8, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.290; repealing section 11, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.300; repealing section 17, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.310; repealing section 10, chapter 198, Laws of 1961 and RCW 28.84.900; repealing section 3, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.910; repealing section 18, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.920; repealing section 1, chapter 198, Laws of 1961, section 2, chapter 159, Laws of 1965 extraordinary session and RCW 28.84.170; repealing section 2, chapter 89, Laws of 1965 extraordinary session and RCW 28.84.211; repealing section 10, chapter 2, Laws of 1963 extraordinary session, section 5, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.215; repealing section 11, chapter 198, Laws of 1961, section 9, chapter 2, Laws of 1963 extraordinary session, section 1, chapter 159, Laws of 1965 extraordinary session and RCW 28.84.260; repealing section 2, chapter 20, Laws of 1961 extraordinary session, section 6, chapter 2, Laws of 1963 extraordinary session, section 2, chapter 146, Laws of 1965 extraordinary session and RCW 28.84.270; repealing section 1, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.500; repealing section 2, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.501; repealing section 3, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.502; repealing section 4, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.503; repealing section 2, chapter 179, Laws of 1957 and RCW 28.09.010, repealing section 2, chapter 136, Laws of 1965 and RCW 28.09.130; repealing section 7, chapter 160, Laws of 1919 and RCW 28.09.110; repealing section 3, chapter 179, Laws of 1957 and RCW 28.09.020; repealing section 4, chapter 179, Laws of 1957 and RCW 28.09.030; repealing section 5, chapter 179, Laws of 1957 and RCW 28.09.040; repealing section 5, chapter 160, Laws of 1919 as last amended by section 3, chapter 183, Laws of 1939 and RCW 28.09.050; repealing section 1, chapter 136, Laws of 1965 and RCW 28.09.120; repealing section 4, chapter 223, Laws of 1957 and RCW 28.10.032; repealing section 4, chapter 176, Laws of 1933 and RCW

28.10.040; repealing section 1, chapter 75, Laws of 1935 and RCW 28.10.060; repealing section 1, chapter 307, Laws of 1959 as amended by section 1, chapter 134, Laws of 1963 and RCW 28.10.070; repealing section 72.33.060, chapter 28, Laws of 1959 and RCW 72.33.060; repealing section 74.11.010, chapter 26, Laws of 1959 as amended by section 1, chapter 118, Laws of 1963 and RCW 74.11.010; repealing section 74.11.020, chapter 26, Laws of 1959 as amended by section 2, chapter 118, Laws of 1963 and RCW 74.11.020; repealing section 74.11.030, chapter 26, Laws of 1959 as amended by section 3, chapter 118, Laws of 1963 and RCW 74.11.030; repealing section 74.11.040, chapter 26, Laws of 1959 as last amended by section 1, chapter 35, Laws of 1965 and RCW 74.11.040; repealing section 74.11.050, chapter 26, Laws of 1959 and RCW 74.11.050; repealing section 74.11.060, chapter 26, Laws of 1959 and RCW 74.11.060; repealing section 74.11.070, chapter 26, Laws of 1949 as amended by section 5, chapter 118, Laws of 1963 and RCW 74.11.070; and repealing section 1, chapter 176, Laws of 1933 as amended by section 2, chapter 223, Laws of 1957 and RCW 28.10.020; and declaring an emergency.

On motion of Senator McCormack, the rules were suspended, Engrossed Substitute House Bill No. 548 was advanced to second reading and read the second time by sections.

On motion of Senator McCormack, the following amendments were adopted:

On page 4, section 2, line 27, after "are" and before "an" insert "two-year academic and occupational educational institutions, and are"

On page 8, section 6, line 31, starting with the words "All employees of" strike all of the material down to and including the words "granted by said law." on page 9, line 5.

On page 11, section 9, line 6 after "by the" and before "is already", strike "state board of vocational training" and insert "coordinating council for occupational education"

On page 11, section 9, line 23, after "state; and" strike "prepare" and insert "assist the state census board in the preparation of"

On page 12, section 10, line 24, starting with "Thereafter," strike all the material down to and including "by school directors." on page 13, line 7.

On page 15, section 14, following line 3, insert:

"(4) May, by written order filed in its office, delegate to the president or district president any of the powers and duties vested in or imposed upon it by this act. Such delegated powers and duties may be exercised in the name of the district board."

Renumber the remaining subsections consecutively.

On page 15, section 14, line 4, strike all of subsection (4) and renumber subsection (5) as subsection (4). Renumber following subsections consecutively.

On page 15, line 20, before "above" strike "under subsection (4)" and insert "her-eunder"

On page 15, section 14, lines 12 and 13, after "erection," and before "demolition" on line 13, strike "equipping, maintenance,"

On page 15, section 14, lines 15 and 16, after "facilities," and before "and other" on line 16, strike "bookstores"

On page 15, section 14, line 20, strike "(4)" and insert "(5)".

On page 16, (9), line 7, strike "Establish" and insert "May establish"

On page 16, section 14 (9), line 10, strike all the matter on line 10 and "tural" on line 11 and insert "public"

On page 16, subsection (10), line 13, strike "Make" and insert "May make"

On page 16, subsection (11), line 16, strike "prescribe" and insert "Shall prescribe"

On page 16, subsection (12), line 20, strike "Grant" and insert "May grant"

On page 16, section 14, line 21, after "diploma" insert "non-baccalaureate"

On page 16, subsection (13), line 22, strike "Enforce" and insert "Shall enforce"

On page 21, section 20, line 4, following the period strike "The State Board for Vocational Education" and insert "The Coordinating Council"

On page 22, section 21, line 13, after "coordinating council." and before "The state board" insert: "All such employees so transferred shall continue to be governed by the provisions of chapter 41.06 RCW, the state civil service law, without any loss of rights granted by said law."

On page 24, section 24, line 2, after "with" strike the rest of the sentence and insert: "community college programs, as determined by the coordinating council for occupational education"

On page 28, section 31, line 4, strike "(c)" and insert "(3)"

On page 28, section 31, line 12, strike "and children and spouses of" and after "state" in line 13, insert "and their children and spouses"

On page 28, section 31, line 25, strike "and student activity"

On page 29, section 33, line 21, strike "14 (5)" and insert "14(6)"

On page 29, section 33, line 22 after "act", strike the ";", and insert a period, and strike the remainder of the sentence

On page 30, section 34, line 6, after "of the" and before "general tuition fees" strike "unpledged"

On page 32, section 36, line 7, strike "Except as provided in Section 78 of this act, within" and insert "Within"

On page 32, section 36, line 17, following "colleges" strike ", except as provided in Section 78 of this act", and insert a period

On page 33, section 36, line 1, after "above" strike ", and as provided in Section 78 of this act"

On page 33, section 37, line 19, after "fund" strike the remainder of the sentence on line 19 and 20 and insert ":",

On page 33, section 37, line 32, following "outstanding" strike "except such amounts as are pledged under Section 78 of this act"

On page 37, section 41, line 13, after "means the" strike "division of vocational rehabilitation of the"

On page 37, section 42, line 27, after "The" strike "[division] office" and insert "division"

On page 38, section 44, line 25, after "between the" strike "office" and insert "division"

On page 39, section 45, line 19, after "order of the" strike "[division] office" and insert "division"

On page 42, section 48, line 10, after "State College," and before "and", insert "new, four-year state colleges subsequently authorized,"

On page 44, section 49, line 11, after "College;" and before "professional" on lines 11 and 12, insert "new, four-year state colleges subsequently authorized;"

On page 44, section 49 (d), beginning on line 19, after "University;" strike all the matter down to and including "State College" on line 21 and insert "state colleges"

On page 44, section 49, line 21, after "College;" and before "professional" insert "new, four-year state colleges subsequently authorized;"

On page 62, line 21, strike section 78 and renumber remaining sections consecutively.

PERSONAL PRIVILEGE

Senator McCormack:

"Mr. President, these amendments are the same amendments which were put on the bill originally in the regular session and the sole purpose here is to get this bill before a conference committee."

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator McCormack yield:

"This is the junior college bill, is it not?"

Senator McCormack:

"Yes, Senator Ryder."

Senator Ryder:

"Our voting on it this morning is to expedite getting it before a conference committee so that the special session may resolve the differences between the two houses and get the bill passed, and this is the same bill, is it not, that was sent to conference in the regular session, and our voting this morning will merely be to expedite the working of the conference committee?"

Senator McCormack:

"That is correct, Senator Ryder."

On motion of Senator McCormack, the rules were suspended, Engrossed Substitute House Bill No. 548 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 548 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 29; nays, 6; absent or not voting, 7; excused, 7.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Knoblauch, Kupka, Lewis, McCormack, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Uhlman, Williams, Woodall—29.

Those voting nay were: Senators Chytil, Freise, Mardesich, Rasmussen, Ryder, Talley—6.

Absent or not voting: Senators Hallauer, Hanna, Herrmann, Lennart, McCutcheon, McMillan, Washington—7.

Excused: Senators Donohue, Herr, Keefe, Pritchard, Redmon, Stender, Twigg—7.

Engrossed Substitute House Bill No. 548 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 622, by Senators Herrmann, Neill and Durkan:

An Act relating to banks and trust companies; and amending section 30.04.090, chapter 33, Laws of 1955, as last amended by section 1, chapter, Laws of 1967 (Senate Bill No. 65), and RCW 30.04.090.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 623, by Senators Washington, Uhlman, Ridder, Greive, McCormack and Durkan:

An Act relating to the taxation of property; amending section 84.48.080, chapter 15, Laws of 1961 and RCW 84.48.080; amending section 84.52.050, chapter 15, Laws of 1961 as amended by section 1, chapter 143, Laws of 1961 and RCW 84.52.050; amending section 12, chapter 182, Laws of 1945 as amended by section 1, chapter 194, Laws of 1949 and RCW 14.08.290; amending section 7, chapter 152, Laws of 1919 and RCW 17.12.070; amending section 6, chapter 140, Laws of 1921 and RCW 17.16.120; amending section 10, chapter 153, Laws of 1957 and RCW 17.28.100; amending section 4, chapter 64, Laws of 1959 and RCW 17.28.252; amending section 5, chapter 59, Laws of 1955 and RCW 27.12.050; amending section 7, chapter 59, Laws of 1955 and RCW 27.12.070; amending section 7, chapter 75, Laws of 1947 as amended by section 8, chapter 59, Laws of 1955 and RCW 27.12.150; amending section 28, chapter 104, Laws of 1903 as last amended by section 2, chapter 163, Laws of

1955 and RCW 27.16.020; amending section 6, chapter 21, Laws of 1917 as amended by section 1, chapter 103, Laws of 1963 and RCW 28.44.050; amending section 1, page 331, Laws of 1909 and RCW 28.52.010; amending section 2, page 331, Laws of 1909 and RCW 28.52.020; amending section 8, page 335, Laws of 1909 and RCW 28.52.070; amending section 1, chapter 136, Laws of 1913 and RCW 28.52.080; amending section 20, page 297, Laws of 1909 and RCW 28.62.205; amending section 35.24.350, chapter 7, Laws of 1965 and RCW 35.24.350; amending section 35.31.060, chapter 7, Laws of 1965 and RCW 35.31.060; amending section 35.32.100, chapter 7, Laws of 1965 and RCW 35.32.100; amending section 35.58.090, chapter 7, Laws of 1965 and RCW 35.58.090; amending section 35.61.210, chapter 7, Laws of 1965 and RCW 35.61.210; amending section 36.32.350, chapter 4, Laws of 1963 and RCW 36.32.350; amending section 36.33.140, chapter 4, Laws of 1963 and RCW 36.33.140; amending section 36.40.090, chapter 4, Laws of 1963 and RCW 36.40.090; amending section 36.47.040, chapter 4, Laws of 1963 and RCW 36.47.040; amending section 36.54.080, chapter 4, Laws of 1963 and RCW 36.54.080; amending section 36.62.090, chapter 4, Laws of 1963 and RCW 36.62.090; amending section 36.67.010, chapter 4, Laws of 1963 and RCW 36.67.010; amending section 36.67.020, chapter 4, Laws of 1963 and RCW 36.67.020; amending section 13, chapter 218, Laws of 1963 and RCW 36.68.520; amending section 36.69.140, chapter 4, Laws of 1963 and RCW 36.69.140; amending section 36.76.010, chapter 4, Laws of 1963 and RCW 36.76.010; amending section 36.76.080, chapter 4, Laws of 1963 and RCW 36.76.080; amending section 36.82.040, chapter 4, Laws of 1963 and RCW 36.82.040; amending section 1, chapter 143, Laws of 1917 as last amended by section 1, chapter 227, Laws of 1959 and RCW 39.36.020; amending section 6, chapter 91, Laws of 1947 as last amended by section 1, chapter 45, Laws of 1965 extraordinary session and RCW 41.16.060; amending section 1, chapter 165, Laws of 1953 as amended by section 2, chapter 16, Laws of 1959 and RCW 45.12.100; amending section 1, chapter 166, Laws of 1953 as amended by section 4, chapter 16, Laws of 1959 and RCW 45.56.030; amending section 3, chapter 24, Laws of 1951 second extraordinary session as amended by section 4, chapter 176, Laws of 1953 and RCW 52.16.080; amending section 8, chapter 24, Laws of 1951 second extraordinary session as amended by section 2, chapter 13, Laws of 1963 extraordinary session and RCW 52.16.130; amending section 9, chapter 24, Laws of 1951 second extraordinary session and RCW 52.16.140; amending section 9, chapter 53, Laws of 1961 and RCW 53.16.160; amending section 11, chapter 65, Laws of 1955 and RCW 53.36.020; amending section 12, chapter 65, Laws of 1955 as last amended by section 1, chapter 54, Laws of 1965 extraordinary session and RCW 53.36.030; amending section 1, chapter 29, Laws of 1925 as amended by section 1, chapter 22, Laws of 1965 extraordinary session and RCW 53.36.070; amending section 1, chapter 265, Laws of 1957 and RCW 53.36.100; amending section 9, chapter 390, Laws of 1955 and RCW 54.16.080; amending section 7, chapter 1, Laws of 1931 and RCW 54.24.018; amending section 42, chapter 210, Laws of 1941 as amended by section 15, chapter 140, Laws of 1945 and RCW 56.16.050; amending section 18, chapter 114, Laws of 1929 as last amended by section 4, chapter 25, Laws of 1951 second extraordinary session and RCW 57.20.100; amending section 19, chapter 114, Laws of 1929 and RCW 57.20.110; amending section 20, chapter 114, Laws of 1929 and RCW 57.20.120; amending section 23, chapter 6, Laws of 1947 and RCW 68.16.230; amending section 1, chapter 191, Laws of

1939 as amended by section 1, chapter 163, Laws of 1943 and RCW 70.12.010; amending section 1, chapter 162, Laws of 1943 as last amended by section 1, chapter 117, Laws of 1959 and RCW 70.32.010; amending section 2, chapter 4, Laws of 1953 extraordinary session and RCW 70.32.015; amending section 1, chapter 4, Laws of 1953 extraordinary session as amended by section 2, chapter 117, Laws of 1959 and RCW 70.32.021; amending section 3, chapter 4, Laws of 1953 extraordinary session and RCW 70.32.080; amending section 3, chapter 117, Laws of 1959 as amended by section 1, chapter 110, Laws of 1961 and RCW 70.32.090; amending section 6, chapter 264, Laws of 1945 as last amended by section 2, chapter 157, Laws of 1965 and RCW 70.44.060; amending section 12, chapter 264, Laws of 1945 as amended by section 1, chapter 56, Laws of 1955 and RCW 70.44.110; amending section 7, page 210, Laws of 1888 as last amended by section 7, chapter 144, Laws of 1945 and RCW 73.08.080; amending section 1, chapter 66, Laws of 1907 as amended by section 8, chapter 204, Laws of 1941 and RCW 86.12.010; amending section 1, chapter 54, Laws of 1913 and RCW 86.13.010; amending section 16, chapter 153, Laws of 1961 and RCW 86.15.160; amending section 7, chapter 106, Laws of 1921 and RCW 87.60.070; amending section 8, chapter 226, Laws of 1961 and RCW 87.84.070; repealing sections 1 through 6, chapter 174, Laws of 1965 extraordinary session and RCW 84.54.010 through 84.54.060; and making an effective date.

Referred to Committee on Ways and Means.

MOTIONS

On a motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 623.

On motion of Senator Uhlman, each Senator was authorized an additional four rolls of postage stamps.

The President declared the Senate to be at ease.

The President called the Senate to order at 11:45 a.m.

The Secretary read:

MESSAGES FROM THE HOUSE

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 162 with the following amendments:

In line 1 of the title of the printed and engrossed bill, after the semicolon and before "amending" insert "amending section 3, chapter 35, Laws of 1945 and RCW 50.04.020; amending section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030;"

In line 9 of the title of the printed and engrossed bill, after the semicolon and before "amend-" insert "amending section 3, chapter 286, Laws of 1955 and RCW 50.20.030; amending section 73, chapter 35, Laws of 1945 as last amended by section 8, chapter 8, Laws of 1953 extraordinary session and RCW 50.20.050;"

In line 23 of the title of the printed and engrossed bill, after "RCW 50.32.140" and before the period insert "; and adding a new section to chapter 35, Laws of 1945 and to chapter 50.20 RCW"

Strike the Senate amendment by Senators Uhlman, Williams and Pritchard on page 2, section 2, line 24, being page 2, section 2, line 22 of the engrossed bill, thus restoring the bill to its original form.

On page 13 of the printed and engrossed bill following section 14 add the following sections:

"Sec. 15. Section 3, chapter 35, Laws of 1945 and RCW 50.04.020 are each amended to read as follows:

"Base year", [means the last calendar year preceding the first day of the benefit year] with respect to each individual, shall mean the first four of the last five completed calendar quarters immediately preceding the first day of the individual's benefit year.

Sec. 16. Section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030 are each amended to read as follows:

"Benefit year", [means the period beginning with the first full calendar week in July and ending the following calendar year with the last calendar week beginning in June] with respect to each individual, means the fifty-two consecutive week period beginning with the first day of the calendar week with respect to which the individual files an application for an initial determination and thereafter, the fifty-two consecutive week period beginning with the first day of the calendar week with respect to which the individual next files an application for an initial determination after the termination of his last preceding benefit year: Provided, However, That a benefit year is not established unless the determination shows the applicant to have met the wage and employment conditions fixed by law as the minimum for the receipt of benefits: Provided, Further, That the benefit year shall be deemed to be fifty-three weeks when at the expiration of fifty-two weeks the establishment of a new benefit year would result in the use of a quarter in the new base year that had been included in a prior base year.

Sec. 17. Section 3, chapter 286, Laws of 1955 and RCW 50.20.030 are each amended to read as follows:

A [pregnant] woman [shall be presumed to be unable to work and unavailable for work if she left her most recent work voluntarily] who leaves work voluntarily because of pregnancy shall be ineligible for benefits during the period of her pregnancy: Provided, However, That in any event a pregnant woman shall be ineligible to receive benefits for any calendar week during the period beginning with the [tenth] seventeenth calendar week [before] immediately preceding the expected date of confinement, as determined by a doctor, and extending through the [fourth] sixth calendar week immediately following the week in which childbirth occurs.

Sec. 18. Section 73, chapter 35, Laws of 1945 as last amended by section 8, chapter 8, Laws of 1953 extraordinary session and RCW 50.20.050 are each amended to read as follows:

An individual who has left his most recent work voluntarily without good cause shall be disqualified for benefits commencing with the first day of [for] the calendar week in which he has [left work voluntarily without good cause and for the five calendar weeks which immediately follow such week] filed a claim for waiting period credit or benefits, and until he has obtained work and earned remuneration therefor of not less than his suspended weekly benefit amount in each of five weeks. Leaving work voluntarily shall not be considered to be without good cause when it is caused by the illness or disability of the claimant and the claimant took all reasonable precautions to protect his employment status by having promptly notified his employer as to the reason for his absence and by promptly requesting reemployment when he is again able to resume employment. Otherwise good cause shall exist only when attributable to the employer or employing unit.

NEW SECTION. Sec. 19. There is added to chapter 35, Laws of 1945 and to chapter 50.20 RCW a new section to read as follows:

Any payments which an individual has claimed, is receiving or has received under any government or private retirement or pension plan to which a base year employer of the individual has contributed on behalf of the individual shall be deemed compensation paid for personal services for the purpose of determining eligibility for and the amount of weekly benefits, but such payments shall not be considered wages subject to contribution under this title nor shall such payments be considered in determining base year earnings of the individual: Provided, That in the event of a retroactive retirement or pension payment covering a period in which the individual received benefits under the provisions of this title, the excess paid over the amount to which he would have been entitled had such retirement or pension payment been considered shall be recoverable under RCW 50.20.190: Provided, However, That any amounts which have been deducted from the weekly benefit amount by reason of the provisions of this section shall not be available for future benefits: Provided, Further, That no payments received on account of temporary or permanent disability rather than on ac-

count of age or length of service shall be considered compensation paid for personal services.

This section shall become effective with benefit years beginning after June 30, 1967., and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

MOTION

It was moved by Senator Ryder that the Senate do not concur in the House amendments to Engrossed Senate Bill No. 162 and ask the House for a conference thereon.

Debate ensued.

POINT OF INQUIRY

Senator Greive.

"Mr. President, would Senator Ryder yield:

"This is a great deal like the situation we discussed before. A number of us will be voting for this although we may not be indicating our position with respect to the amendments or the bill. In other words, this is to get the matter into conference, is that correct?"

Senator Ryder:

"This is correct, Senator Greive. This is merely to expedite the work of the conference committee."

The motion was carried.

The Secretary read:

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed Substitute House Bill No. 548 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

MOTION

It was moved by Senator Greive that the Senate refuse to recede from its amendments to Engrossed Substitute House Bill No. 548 and asks the House for a conference thereon.

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator Greive yield:

"This again is just to expedite the work of the conference committee and our vote upon this has no bearing upon our approval or disapproval of the bill?"

Senator Greive:

"That's correct."

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Substitute House Bill No. 548, Senators Sandison, McCormack and Ryder.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 208 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

MOTION

On motion of Senator Greive, the Senate refused to recede from its amendments to Engrossed House Bill No. 208 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 208, Senators Durkan, Dore and Neill.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:05 p.m.

The Secretary read:

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 208 and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Goldsworthy, Salling, DeJarnatt.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 9, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 208, adopting budget and making appropriations for fiscal biennium ending June 30, 1969, have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

Martin J. Durkan
Fred H. Dore
Marshall A. Neill

House Members:

Robert F. Goldsworthy
Gerald L. Salling
Arlie U. DeJarnett

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 208, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

The Secretary read:

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The Speaker has signed: Senate Concurrent Resolution No. 19, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The Speaker has signed: House Concurrent Resolution No. 28, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed Substitute House Bill No. 548 and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Lynch, Brouillet, Newschwander.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 10, 1967.

Mr. President:

The House refuses to recede from its amendments to Engrossed Senate Bill No. 162 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 162 and the House amendments thereto: Representatives Adams, Juelling, King.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: House Concurrent Resolution No. 28.

MOTION

On motion of Senator Ryder, the Senate granted the request of the House for a conference on Engrossed Senate Bill No. 162.

APPOINTMENT OF CONFERENCE COMMITTEE

On motion of Senator Ryder, the President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 162 Senators Rasmussen, Williams and Connor.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MOTION

At 12:35 p.m., on motion of Senator Bailey, the Senate adjourned until noon, Monday, March 13, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FOURTH DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Monday, March 13, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Foley, Freise, Keefe, McMillan and Stender.

On motion of Senator Bailey, Senators Dore, Foley and Keefe were excused.

On motion of Senator Atwood, Senators Freise, and Stender were excused.

The Color Guard, consisting of Pages Sid Snyder II, Color Bearer, and Cyndi Wilcox, presented the Colors.

Reverend Norman Ott, pastor of the Trinity Lutheran Church of Olympia, offered prayer as follows:

"Almighty Father, our help in ages past and our hope for years to come, we stand before Thee in our smallness recognizing that the right to rule exists on the principle of authority which Thou hast ordained. Use us as Thy instruments, O Lord, that peace and prosperity, equality and justice, morality and responsibility to duty be maintained and enhanced in our midst.

"Teach us to know Thy will and to do it in those matters which come before this body today. May our deliberations and decisions bring glory to Thee and cause Thy kingdom to come among men, through Jesus Christ, to whom with Thee and the Holy Spirit, we praise and honor, now and forever. Amen."

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

The Secretary read:

SENATE RESOLUTION
1967 EX - 4

By Senator Guess:

Whereas, The acoustics of the Senate Chamber are not compatible with the loud speaker system; and

Whereas, The technology of sound is today able to produce a system which will overcome the acoustical deficiencies of the chamber and the inadequacies of the present system.

Now, Therefore, Be It Resolved, That the Joint Interim Committee on Facilities and Operations concern itself with the improvement of the loudspeaker system of the chamber by installation of high fidelity electronic equipment designed with sufficient range of highs and lows to enable the spoken word to be heard with equal facility on the floor and in the galleries implemented by such modification or alteration of the chamber, itself, as necessary to produce acoustically rich, true and accurate sound.

On motion of Senator Guess, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 5

By Senators Gissberg, Kupka, Keefe and Mardesich:

Whereas, Press reports have brought to public attention a most alarming condition at the Northern State Hospital, Sedro Woolley, averring a deplorable lack of control and supervision over patient activities on and off the hospital premises, resulting in immoral, illicit and perverse relationships between patients; and

Whereas, The same reports allege an apparent indifference on the part of hospital officials and staff as to the incidence of sexual aberration and license, together with a tendency to view such aberration and license as an unavoidable by-product of modern techniques of restraint-free treatment of the mentally ill; and

Whereas, The problem seems increased by the alleged fact that, among other patients, so-called prisoner patients, i.e. convicted felons, are under treatment at the hospital and enjoy with the other patients the same freedom from activity restraints; and

Whereas, The public interest requires an immediate and effective official concern with the facts of the matter and with such steps as may be required by way of remedy; and

Whereas, To date, the head of the department of institutions has expressed no positive position as to the grossly shocking revelations of the aforesaid reports which, if true, present an emergency of paramount public import;

Now, Therefore, Be It Resolved, By the Senate that the Legislative Council be requested to undertake an investigation of the alleged conditions as to lack of supervision and resultant immorality at Northern State Hospital in Sedro Woolley.

Be It Further Resolved, That the results of the investigation and the recommendations be presented to the next regular session of the legislature for its consideration.

It was moved by Senator Gissberg that the resolution be adopted.

On motion of Senator Ryder, the following amendment to the resolution was adopted:

On page 1, strike the following beginning on line 18 of the resolution:

"Whereas, To date, the head of the department of institutions has expressed no positive position as to the grossly shocking revelations of the aforesaid reports which, if true, present an emergency of paramount public import;"

The motion by Senator Gissberg was carried and the resolution as amended was adopted.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 504:

Senate Chamber,
Olympia, Wash., March 2, 1967.

Regulating the sale and distribution of erotic publications (reported by Judiciary Committee):

MAJORITY recommends that Substitute Senate Bill No. 504 be substituted therefor, and the substitute bill do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, John T. McCutcheon, Robert W. Twigg, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF BILL AND MEMORIAL

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 624, by Senators Herrmann, Mardesich and Woodall:

An Act relating to insurance; amending sections 9, 26, 39, 49 and 55, chapter 169, Laws of 1963 and RCW 46.29.090, 46.29.260, 46.29.390, 46.29.490 and 46.29.550; amending section 14, chapter 70, Laws of 1965 extraordinary session and RCW 48.13.370; amending section 6, chapter 219, Laws of 1961 and RCW 48.34.060; amending section 1, chapter 68, Laws of 1965 extraordinary session and RCW 43.01.120; amending section 6, chapter 229, Laws of 1951 and RCW 48.20.052; adding a new section to chapter 79, Laws of 1947 and to chapter 48.17 RCW; adding a new section to chapter 79, Laws of 1947 and to chapter 48.18 RCW; adding new sections to chapter 79, Laws of 1947

and to chapter 48.20 RCW; adding new sections to chapter 79, Laws of 1947 and to chapter 48.22 RCW; adding a new section to chapter 79, Laws of 1947 and to chapter 48.23 RCW; adding a new section to chapter 79, Laws of 1947 and to Title 48 RCW; making appropriations; and declaring an emergency.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Joint Memorial No. 19, by Senators Bailey, Peterson (Lowell), Peterson (Ted) and Atwood:

Urging Congress to establish a fish protein concentrate plant in western Washington.

On motion of Senator Bailey, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 19.

On motion of Senator Bailey, the rules were suspended, Senate Joint Memorial No. 19 was advanced to second reading and read the second time in full.

The President called upon President Pro Tempore Al Henry to preside.

On motion of Senator Bailey, the rules were suspended, Senate Joint Memorial No. 19 was advanced to third reading, the second reading considered the third, and the memorial was placed upon final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 19 and the memorial passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 3; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams—41.

Absent or not voting: Senators McCormack, McMillan, Woodall—3.

Excused: Senators Dore, Foley, Freise, Keefe, Stender—5.

Senate Joint Memorial No. 19, having received the constitutional majority, was declared passed.

The President resumed the Chair.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of the Apple Blossom Royal Court from Wenatchee and appointed a special committee consisting of Senators Knoblauch, Kupka, Hanna, Redmon and Canfield to escort the Royal Queen and Princesses to the rostrum.

With leave of the Senate, business was suspended to permit the Apple Blossom Queen to address the Senate.

MOTION

At 12:50 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, March 14, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Tuesday, March 14, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Williams and Woodall.

On motion of Senator Atwood, Senator Williams was excused.

The Color Guard, consisting of Pages Martin Fuller, Color Bearer, and Heidi Johnson, presented the Colors.

Reverend Norman Ott, pastor of the Trinity Lutheran Church of Olympia, offered prayer as follows:

"O Gracious God, in Whom we live and move and have our being, we thank Thee for the privilege of serving Thee as servants to our neighbor. Give us insights into the needs of our state, wisdom to devise their supply, courage to implement the procedures. Where we fail, forgive, O Lord; where we succeed, give us the grace of humility. Bless this assembly with Thy gracious presence; direct it with Thy divine wisdom. May we thus know the satisfaction that having done good to one of the least of these our brothers, we have done it unto Thee, to Whom be glory and praise, through Jesus Christ. Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 EX - 6

By Senator Washington:

Whereas, Mel Cox reached the heights of athletic excellence when he was named to the 1967 Little All-America Basketball squad; and

Whereas, Mel Cox, in his senior year, led the Coulee City basketball team to the State Class "B" Tournament and was named all-State center; and

Whereas, Mel Cox holds every individual scoring record for game, season and career at Central Washington State College, including the record for most points scored in a single game—43; the record for the most points in a season—610; and the record for the most points scored in a career—2,047; and

Whereas, Mel Cox is the first Evergreen Conference basketball player to lead the conference in scoring three years in a row; and

Whereas, Mel Cox has been named First Team All-Evergreen Conference for the past three years; and

Whereas, Mel Cox has led Central Washington State College this year to its best season record in twenty years, and to a seventh place ranking in the Associated Press Basketball poll; and

Whereas, Mel Cox has led Central Washington State College to the NAIA National Basketball Tournament for the past three years; and

Whereas, Mel Cox received Honorable Mention All-America for both the 1964-65 and 1965-66 basketball seasons; and

Whereas, Mel Cox has become the first Central Washington State College basketball player to be named to the first team All-America squad, and one of the very few in the state to ever be so honored; and

Whereas, Mel Cox exemplifies the heights to which a young athlete can aspire through personal dedication and perseverance;

Now, Therefore, Be It Resolved, By the Senate, the House of Representatives concurring, that Mel Cox be congratulated for being named All-America basketball player, and for bringing honor to the state of Washington, to Central Washington State College, and to his home town, Coulee City; and

Be It Further Resolved, That copies of this resolution be sent to Mel Cox, to the student body of Central Washington State College, and to the student body of Coulee City High School.

On motion of Senator Washington, the resolution was adopted.

The Secretary read:

SENATE RESOLUTION

1967 EX - 7

By Senators Washington, Uhlman and Guess:

Whereas, Recent arrests of college students for selling and possessing marijuana and LSD make it appear that the use of these substances is increasing on college and university campuses of the state of Washington; and

Whereas, Law enforcement although important cannot be counted on alone to stem the rise; and

Whereas, It seems possible that the colleges and universities might be able to become more effective in their efforts to reduce student use of these substances;

Now, Therefore, Be It Resolved, That the Temporary Advisory Council on Public Higher Education of the Washington State Legislature study and investigate possible means whereby colleges and universities themselves may be more effective in discouraging the use of these harmful substances.

On motion of Senator Washington, the resolution was adopted.

The Secretary read:

SENATE RESOLUTION

1967 EX - 8

By Senators Rasmussen and Stender:

Whereas, The state of Washington and its citizens and residents are vitally affected by and interested in the costs of hospital care in the interests of providing the most competent and modern medical techniques and facilities available at the least possible expense in cases where the state is involved, to the state, and in cases where private citizens are involved, to such private individuals;

Now, Therefore, Be It Resolved, By the Senate, that the Legislative Council is requested to conduct a study of and compile statistics concerning the rising costs of hospital care in the state of Washington, including an analysis and evaluation of ways and means for controlling any inflationary tendencies or trends in the cost of hospital care, both to the state and to private individuals; and

Be It Further Resolved, That the Legislative Council shall report its findings and recommendations on what types of regulation may be imposed in order to control rising costs of hospital care, to the forty-first legislature, and submit drafts of any proposed legislation necessary to carry its recommendations into effect. Such report shall be made on or before December 1, 1968.

It was moved by Senator Rasmussen that the resolution be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator Rasmussen yield:

"Senator, wouldn't it be more proper to place this in the legislative budget committee than the legislative council? They are studying figures of this kind all the time and I think it would be much easier for them to do than the legislative council."

Senator Rasmussen:

"Senator Ryder, I would have no objection other than the legislative budget committee is primarily concerned with state budgets, not particularly with a subject of

this sort. Now with the liaison between the legislative council and the legislative budget committee I am sure that the budget committee would be glad to be of any assistance on figures that the legislative council needed and work jointly with them, but it is primarily of a broader concern than with state government. That's why it's directed to the legislative council."

Debate ensued.

The motion was carried and the resolution was adopted.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 10, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Substitute House Bill No. 548, establishing community college districts, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:

Gordon Sandison
Mike McCormack
John N. Ryder

House Members:

Marjorie W. Lynch
Frank B. Brouillet
Charles E. Newschwander

On motion of Senator Greive, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

MESSAGES FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 13, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate bills, entitled:

Senate Bill No. 64

Eliminates need to maintain livestock and dairy herd at Western state hospital at its 1961 capacity.

Senate Bill No. 113

Authorizing the director of the department of institutions to assign mentally ill patients to state hospitals where vacancies exist.

Senate Bill No. 249

Authorizing highway commission to set speed limits at ferry terminals.

Very truly yours,
Raymond W. Haman,
Legal Counsel to the Governor.

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 138

Deleting certain territorial restrictions on the sale of intoxicating liquor near the University of Washington.

Senate Bill No. 378

Regulating real estate brokers and salesmen.

Very truly yours,
Raymond W. Haman,
Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 13, 1967.

Mr. President:

The House has adopted: House Concurrent Resolution No. 29, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 14, 1967.

Mr. President:

The House has passed: Senate Joint Memorial No. 19, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILL AND MEMORIAL

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 625, by Senator Talley:

An Act relating to education; providing financial support for certain students at four year colleges and universities of the state; and making an appropriation.

Referred to Committee on Higher Education and Libraries.

Senate Joint Memorial No. 20, by Senators Talley, Peterson (Ted) and Bailey:

Protecting halibut fishing industry.

On motion of Senator Talley, the rules were suspended, Senate Joint Memorial No. 20 was advanced to second reading and read the second time in full.

On motion of Senator Talley, the rules were suspended, Senate Joint Memorial No. 20 was advanced to third reading, the second reading considered the third and the memorial placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 20 and the memorial passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington—46.

Absent or not voting: Senators Henry, Woodall—2.

Excused: Senator Williams—1.

Senate Joint Memorial No. 20, having received the constitutional majority, was declared passed.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 29, by Representatives Cunningham, Lux and Swayze:

Authorizing study of per diem compensation.
Referred to Committee on Ways and Means.

MOTION

It was moved by Senator Greive that the rules be suspended and that the Senate do now consider the gubernatorial appointments of Robert D. Timm to the position of commissioner of the Utilities and Transportation Commission; Donald W. Moos to the position of director of the Department of Agriculture and H. Maurice Ahlquist to the position of director of the Department of Conservation.

Debate ensued.

The motion was carried.

The Secretary read:

REPORTS OF STANDING COMMITTEES

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., February 27, 1967.

Robert D. Timm, to the position of commissioner of the Utilities and Transportation Commission, appointed by the Governor January 1, 1967, for the term ending January 1, 1973, succeeding Patrick D. Sutherland (reported by Committee on Public Utilities):

MAJORITY recommends that said appointment be confirmed.

August P. Mardesich, *Chairman*.

We concur in this report: John L. Cooney, William A. Gissberg, Sam C. Guess, H. B. (Jerry) Hanna, Harry B. Lewis, Mike McCormack, David E. McMillan, A. L. Rasmussen, Nat Washington.

It was moved by Senator Ryder that the rules be suspended and that the appointment of Robert D. Timm to the position of commissioner of the Utilities and Transportation Commission be now confirmed.

PERSONAL PRIVILEGE

Senator Ryder:

"Mr. President, members of the Senate:

"I rise to urge you to vote for the confirmation of Bob Timm as director of the Utilities and Transportation Commission. Bob Timm is very well known to most of us on both sides of the aisle. He has been very active in state government for fifteen or twenty years and has done a good job in every area of responsibility which he has held. He was a member of the House for about ten years and as a member of the House supported much legislation for the good of the people of the state in all of our areas. He was well respected on both sides of the aisle and was one of those representatives who might be called a legislator's representative, who did a good deal of advising and conferring with other legislators on various pieces of legislation before it came to the floor.

"Bob has been active in Olympia since Governor Evans was elected a couple of years ago and did a very creditable job in assisting him in getting the machinery of the state government rolling under his administration. I think there again he gained the respect of all of us on both sides of the aisle for the very fine job that he did and the fair and impartial treatment that we all received. I think that this is one of the real top appointments of the Governor and I feel that we can all with good clear conscience vote for his confirmation."

Senator Henry:

"Mr. President, members of the Senate:

"I would like to add a few words to Senator Ryder's commendation of Bob Timm. I served with him in the House when he first came over from eastern Washington and

in his present capacity I have had the opportunity to watch him in action and know that he is very knowledgeable and that he is a student of the job that he undertakes. I am convinced that he is an excellent appointment and I urge that he be confirmed."

Senator Kupka:

"Mr. President, lady and gentlemen of the Senate:

"I, too, want to concur in the remarks of both Senator Ryder and Senator Henry. I also have had the pleasure of serving with Bob Timm in the House. He has gained the highest regard from members on both sides of the aisle and is truly a fine public spirited servant. I am sure that he will be a credit to the state of Washington in his entire term on the Utilities and Transportation Commission."

The motion was carried.

APPOINTMENT OF ROBERT D. TIMM

The Secretary called the roll and the appointment of Robert D. Timm to the position of commissioner, of the Utilities and Transportation Commission, was confirmed by the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington—45.

Absent or not voting: Senators Lennart, Uhlman, Woodall—3.

Excused: Senator Williams—1.

Having received the approval of the Senate, the appointment of Robert D. Timm to the position of commissioner of the Utilities and Transportation Commission was confirmed.

The Secretary read:

Senate Chamber,
Olympia, Wash., February 4, 1967.

Donald W. Moos, to the position of director of the Department of Agriculture, appointed by the Governor May 7, 1965, for the term ending at the Governor's pleasure, succeeding Joe Dwyer (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that said appointment be confirmed.

Dewey C. Donohue, *Chairman*.

We concur in this report: Damon R. Canfield, Herbert H. Freise, H. B. (Jerry) Hanna, Reuben A. Knoblauch, David E. McMillan.

It was moved by Senator Ryder that the rules be suspended and that the appointment of Donald W. Moos to the position of director of the Department of Agriculture, be now confirmed.

On motion of Senator Atwood, Senator Woodall was excused.

PERSONAL PRIVILEGE

Senator Canfield:

"Mr. President and members of the Senate:

"It is a pleasure for me to rise and approve the recommendation of Governor Evans of Donald Moos to the position of director of the Department of Agriculture. I have known Don for several years in his service in the House of Representatives where he performed very creditably. Before that he was a leader in his own right in

his farm community in eastern Washington. During his term as director of the Department of Agriculture, he has served well. He is an able man. He is a fine administrator; capable and dedicated, and we would do very well indeed to approve the Governor's recommendation for Donald Moos."

Senator McMillan:

"Mr. President, fellow Senators:

"I feel that as one of the vanishing tribe of farmers and cattlemen, I think there are about two of us left here in the Senate where we formerly had a farm bloc, but it has dissolved into thin mist, however, as a farmer and as a friend of Don Moos, having also known him for a number of years, I feel that I too must say a word and that I certainly approve this appointment. I know that Don is a good worker on his own holdings and an active farmer. He knows the problems of the agriculturalist, the cattlemen and the orchardists. I think he is an excellent prospect for this appointment."

Senator Donohue:

"Mr. President, lady and gentlemen of the Senate:

"As chairman of the Committee on Agriculture and Horticulture, I wish also to concur with the previous speakers. I have worked very closely with Don Moos. I have also served with him in the House. I feel that he is very well qualified to carry out the duties assigned to him and I hope that we will confirm him."

The motion was carried.

APPOINTMENT OF DONALD W. MOOS

The Secretary called the roll and the appointment of Donald W. Moos to the position of director of the Department of Agriculture was confirmed by the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman Washington—45.

Absent or not voting: Senators Dore, Guess—2.

Excused: Senators Williams, Woodall—2.

Having received the approval of the Senate, the confirmation of Donald W. Moos to the position of director of the Department of Agriculture, was confirmed.

The Secretary read:

Senate Chamber,
Olympia, Wash., March 7, 1967.

H. Maurice Ahlquist, to the position of director of the Department of Conservation, appointed by the Governor June 1, 1965, for the term ending at the Governor's pleasure, succeeding Roy F. Mundy, reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that said appointment be confirmed.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

It was moved by Senator Greive that the rules be suspended and that the appointment of H. Maurice Ahlquist to the position of director of the Department of Conservation, be now confirmed.

PERSONAL PRIVILEGE

Senator Freise:

"Mr. President and members of the Senate:

"Maurice Ahlquist had lived in Walla Walla for a couple of decades and during that time he was very active in farm work, farm bureau work, soil reclamation, water rights, and so forth; and in the five sessions he served in the Washington State Legislature, he was very active in water rights legislation and worked in the field of reclamation. He was a member of the Columbia River Compact Commission and is nationally known in this particular field.

"Under the new Governor when they were looking around for a director of conservation, there was no one else really that could match his ability in this particular field. Mr. Ahlquist has been a speaker at various national meetings and is recognized throughout the United States as one of the top men in this particular field. I suggest that we confirm him."

Senator Canfield:

"Mr. President, members of the Senate:

"It is a privilege again to rise and speak in behalf of Maurice Ahlquist. I have known him also in his service in the House of Representatives and before that at his home in his farming work in the community near Walla Walla. He is a fine man. He was a fine legislator. He is a credit to the administration and he will do an excellent job in this new work."

APPOINTMENT OF H. MAURICE AHLQUIST

The Secretary called the roll and the appointment of H. Maurice Ahlquist to the position of director of the Department of Conservation was confirmed by the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lenart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington—43.

Absent or not voting: Senators Durkan, Guss, Henry, McCutcheon—4.

Excused: Senators Williams, Woodall—2.

Having received the approval of the Senate, the appointment of H. Maurice Ahlquist to the position of director of the Department of Conservation was confirmed.

PERSONAL PRIVILEGE

Senator Gissberg:

"Mr. President and members of the Senate:

"During the gubernatorial campaign in which Governor Evans defeated Governor Rosellini, I always felt it was very unfair for certain people engaged in that campaign to label Governor Rosellini's administration as filled with 'cronyism' because it was without foundation in fact. I felt as we have just confirmed the appointments of these fine people that they have all been good legislators and have demonstrated over the years that they have had the trust and confidence of the people that have sent them to Olympia. But there is a fine line between friends of the administration, which these people are that we have just confirmed, and cronyism. I do not subscribe to labeling them as cronies. But I simply felt that this should be pointed out that I suppose if somebody wanted to be political, that we could call these people, 'cronies.' I do not, and I am hopeful that in the future when we have these campaigns on state level that we can be factual, rather than emotional, in ascribing the term, 'cronies,' and, 'cronyism,' to the Democratic office seekers."

Senator Greive:

"Mr. President:

"I'd simply like to add that Senator McMillan spoke of the vanishing farm bloc. It looks like they are all vanishing into jobs for the administration. Every one of these gentlemen is, I understand, a farmer."

At the request of Senator Rasmussen, the Secretary read:

MESSAGE FROM THE ATTORNEY GENERAL

Temple of Justice,
Olympia, Wash., February 16, 1967.

Honorable A. L. Rasmussen
State Senator, 28th District
Legislative Building
Olympia, Washington

Dear Senator Rasmussen:

We are writing in response to your letter dated February 1, 1967, wherein you requested an opinion of this office with regard to certain qualifications which must be met by persons applying for the real property tax exemption provided for by § 2, chapter 168, Laws of 1965, Ex. Sess.

We have delayed answering your letter until such time as we had finalized our thinking on the scope of subsection (7) of the section in question. We have now completed our work on this matter, and, consequently, enclose for your reference a copy of AGO 1967 No. 5.

You will note, as pointed out in the opinion, that the existing law requires (insofar as is material to your question):

(1) That the applicant, and his or her spouse, shall have been retired from all gainful employment for at least one year prior to application, and not be actively engaged in any type of business; and

(2) That the total income of the applicant, and his or her spouse, ". . . from all sources whatsoever, . . ." shall not be in excess of \$3,000 for the calendar year immediately preceding the year in which the real property is assessed and the taxes levied thereon.

Quite obviously, these are both very stringent tests, as is pointed out in the opinion. Certain bills which are presently before the legislature would substantially liberalize these tests. The bills currently pending are noted in footnote 1 of the opinion.

However, on the basis of present law, we can see no other alternative but to conclude that any person who is gainfully employed, even on a sporadic or part-time basis, would be disqualified from receiving the tax exemption by virtue of subsection (6), even though his total income amounted to less than \$3,000 per annum.

We trust that the foregoing will be of assistance to you.

Very truly yours,
JOHN J. O'CONNELL,
Attorney General,
(Signed) PHILIP H. AUSTIN,
Assistant Attorney General.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, members of the Senate:

"I asked to have this read because this answers a number of questions that have been asked of me and I know of the rest of you Senators, and that is if I do baby-sitting one day a week or if I work on the election board or if I do any work whatever of any nature and receive a few dollars for it, even though I am only getting \$1500 a year from my social security, am I barred from getting the \$50.00 tax exemption on my property?"

"Under the Attorney General's opinion, the only answer we can give these people is, 'Yes, you are barred. Even if you only work one day a month, or just this one day on the election board, then you cannot file for the \$50.00 tax exemption.'

"This is working a hardship on a lot of people who desire to be honest. There are a lot of people that have filed not knowing how stringent this provision is, and those that have asked people that are informed on it, they, of course, will not file because there is quite a severe penalty."

"We do have a bill in the Committee on Ways and Means, Senate Bill No. 114. It will take care of this matter and I think that the Committee on Ways and Means should expedite this bill in every way possible to clear this situation for those people that are living on very minimum incomes. I know it was the intention of the legislature at the time we passed the bill that the \$3,000 income limitation—this is the poverty level, and it was our intention nobody should be barred that was receiving less than that. Here is a strange situation where by reason of working a very minimal amount of time and not receiving a great deal of money, you could not get the \$50.00 tax exemption, though you could have in some instances other income from investments which would far exceed the amount you could make baby-sitting or working on the election board, and you wouldn't be barred from the \$50.00 tax exemption as long as you were below the \$3,000 level. I urge that we members of the Committee on Ways and Means work on the bill and bring it out of committee and clarify the law with these people who are living on very minimal amounts of money."

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

THIRD READING OF BILLS

Engrossed Senate Joint Memorial No. 6, by Senators Hallauer, Woodall and Hanna:

Memorializing Congress to make Indian tribal rolls and mailing lists available to enrolled members of the tribe.

On motion of Senator Hallauer the rules were suspended, the second reading considered the third, and Engrossed Senate Joint Memorial No. 6 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Memorial No. 6 and the memorial passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington—46.

Absent or not voting: Senator Talley—1.

Excused: Senators Williams, Woodall—2.

Engrossed Senate Joint Memorial No. 6, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 8, by Senators Talley, Bailey and Chytil:

Memorializing Congress to restore veterans' pensions.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 8 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 8 and the memorial passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington—43.

Absent or not voting: Senators Atwood, Donohue, Lewis, Talley—4.

Excused: Senators Williams, Woodall—2.

Senate Joint Memorial No. 8, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 9, by Senators Rasmussen, Bailey, Peterson (Lowell), Hanna, Mardesich, Herrmann, Keefe, Sandison, Herr and Henry:

Raising federal tax exemptions.

On motion of Senator Rasmussen the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 9 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 9 and the memorial passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Uhlman, Washington—41.

Those voting nay were: Senators Stender, Twigg—2.

Absent or not voting: Senators Connor, Lewis, Neill, Talley—4.

Excused: Senators Williams, Woodall—2.

Senate Joint Memorial No. 9, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 15, by Senators Canfield, Woodall, Redmon and McCormack:

Memorializing Congress to provide funds for construction of Bumping Lake enlargement.

On motion of Senator Canfield the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 15 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 15 and the memorial passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ras-

mussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington—46.

Absent or not voting: Senator McCutcheon—1.

Excused: Senators Williams, Woodall—2.

Senate Joint Memorial No. 15, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 17, by Senators Greive, Morgan, Stender and Dore:

Memorializing Congress to enact legislation to recognize postal unions and other federal employee unions.

On motion of Senator Greive, the rules were suspended and the name of Senator McMillan was permitted as an additional sponsor to Senate Joint Memorial No. 17.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 17 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 17 and the memorial passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lenart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington—43.

Absent or not voting: Senators Atwood, Dore, Neill, Talley—4.

Excused: Senators Williams, Woodall—2.

Senate Joint Memorial No. 17, having received the constitutional majority, was declared passed.

MOTION

At 12:35 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, March 15, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

SIXTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, March 15, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Morgan.

The Color Guard, consisting of Pages George Thieme, Color Bearer, and Debbie McMullin, presented the Colors.

Reverend Norman Ott, pastor of the Trinity Lutheran Church of Olympia, offered prayer as follows:

"O Lord God Almighty, whose arm is powerful to defend and protect all that put their trust in Thee, we commend to Thy fatherly care the men who are bearing arms in the defense of our country at home and abroad. We pray Thee, keep them under the shadow of Thy wings; be Thou their strength in all danger, in distress, and in temptations. Give them courage, boldness, and faithfulness in the performance of their duty. In life and death may they put their trust in Thee, who art the only Giver of victory; through Jesus Christ, our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 EX - 9

By Senator Freise:

Whereas, The Walla Walla Symphony Orchestra is now in its sixtieth consecutive season, having been incorporated in 1907 as one of seventeen in the United States at that time; and

Whereas, This is the oldest continuous symphony west of the Mississippi and the oldest operating in a city of twenty-five thousand or less population; and

Whereas, Its membership, under the direction of Mr. William H. Bailey, Professor of Music at Whitman College, consists of nonprofessional volunteers from all walks of life residing in the several communities of southeastern Washington and northeastern Oregon; and

Whereas, It has contributed players to community and professional orchestras throughout the northwest;

Now, Therefore, Be It Resolved, By The Senate Of The State Of Washington, In Extraordinary Session Of The Fortieth Legislature Assembled, That we do hereby congratulate the Walla Walla Symphony Orchestra on the occasion of its sixtieth anniversary celebration for an outstanding continuous and continuing contribution to the cultural life of this state and the other states of the northwest; and

Be It Further Resolved, That a copy of this resolution be forwarded by the Secretary of the Senate to Mr. William H. Bailey, Conductor of said symphony orchestra; and to the Mayor and to each of the councilmen of the city of Walla Walla.

On motion of Senator Freise, the resolution was adopted.

SENATE RESOLUTION

1967 EX - 10

By Senator McCormack:

Whereas, The Kelly Air Mail Act of 1925 marked the beginning of contract air mail service by providing for a series of north to south feeder lines connecting the Post Office Department's east to west route from New York to San Francisco; and

Whereas, Leon Cuddeback inaugurated scheduled contract air mail service for Varney Airlines on contract air mail Route No. 5, connecting the Pacific Northwest with the Southwest from Pasco, Washington to Elko, Nevada via Boise, Idaho in his ninety horsepower Swallow biplane at 6:23 antemeridian on the 6th day of April 1926; and

Whereas, It has been generally acknowledged by American air historians that Leon Cuddeback flew the first authentic scheduled contract air mail run; and

Whereas, Early contract air mail service was beset by a number of perils and limitations by reason of numerous forced landings and lack of navigational aids and equipment, and required the most daring spirit reminiscent of the pioneering spirit of the earliest settlers in the Americas and later of the settlers in the American West;

Now, Therefore, Be It Resolved, By the Senate that the President and Congress of the United States of America, and the United States Postmaster General, be respectfully urged to commemorate the inauguration of scheduled contract air mail service under the Kelly Air Mail Act of 1925 from Pasco, Washington to Elko, Nevada on the 6th day of April, 1926, by the issuance, in the year 1976, of a semicentennial or golden jubilee commemorative air mail stamp or series; and

Be It Further Resolved, That a copy of this resolution be transmitted to the Honorable Lyndon B. Johnson, President of the United States of America, the President of the United States Senate, the Speaker of the House of Representatives, to each member of Congress from the State of Washington, and to the United States Postmaster General.

On motion of Senator McCormack, the resolution was adopted.

SENATE RESOLUTION

1967 EX - 11

By Senators Greive and Atwood:

Whereas, The state of Washington is a vast and economically growing state, and commerce between its cities is becoming increasingly important; and

Whereas, Intrastate air commerce is on the verge of dramatic breakthroughs in techniques for transporting passengers and freight within this state; and

Whereas, Many states assume jurisdiction over intrastate air commerce and vest that jurisdiction in a regulatory agency of the state; and

Whereas, The state of Washington has not acted in pursuance of the police powers to provide for the health and safety of its citizens by vesting jurisdiction over intrastate air commerce in a regulatory agency of the state in order to provide safe and financially healthy intrastate air carrier systems;

Now Therefore, Be It Resolved, By the Senate, that the Legislative Council is authorized and requested to undertake a study of the intrastate air commerce in the state of Washington and to recommend legislation for the control and regulation of this industry; and

Be It Further Resolved, That the results of the study and the recommendations be presented to the next regular session of the legislature for its consideration.

On motion of Senator Atwood, the resolution was adopted:

SENATE RESOLUTION

1967 EX - 12

By Senators Talley, Foley, Ryder and Gissberg:

Whereas, The staffing of each county assessor's office with an adequate number of properly trained appraisers is essential to the equality of the taxing process and is vital to the support of the state and local governments;

Now, Therefore, Be It Resolved, By the Senate, that the Legislative Council is requested to study 1967 Senate Bill No. 278 and the entire problem of providing assessor's offices with an adequate number of properly trained personnel, and to report its findings to the forty-first legislature.

On motion of Senator Talley, the resolution was adopted.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 15, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Memorial No. 19, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

SIGNED BY THE PRESIDENT

The President signed: Senate Joint Memorial No. 19.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 14, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Senate Bill No. 166

Providing for registration of marriages, divorces, annulments, and separate maintenance agreements by state registrar of vital statistics.

Very truly yours,

Raymond W. Haman,
Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 14, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Substitute House Bill No. 548 and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 14, 1967.

Mr. President:

The House has adopted: House Concurrent Resolution No. 31, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 14, 1967.

Mr. President:

The House has passed: House Bill No. 3,
House Bill No. 4,
Engrossed House Bill No. 8,
Engrossed House Bill No. 107,
Engrossed Substitute House Bill No. 121,
House Bill No. 150,
Reengrossed House Bill No. 203,
Engrossed House Bill No. 269,
House Bill No. 281,
House Bill No. 295,
Engrossed Substitute House Bill No. 303,
Substitute House Bill No. 304,
Reengrossed House Bill No. 355,
Engrossed House Bill No. 360,
Engrossed House Bill No. 370,
House Bill No. 402,

House Bill No. 471,
 Engrossed House Bill No. 490,
 House Bill No. 513,
 Engrossed House Bill No. 576,
 Engrossed House Bill No. 654,
 House Bill No. 686,
 Engrossed House Bill No. 701,
 House Bill No. 702,
 Engrossed House Bill No. 934,
 Engrossed House Joint Resolution No. 1, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 14, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Senate Bill No. 162 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 10, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 162, amending the unemployment compensation law, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:

A. L. Rasmussen
 Walter B. Williams

House Members:

Alfred O. Adams
 Helmut L. Jueling
 Richard A. King

The President called upon President Pro Tempore Al Henry to preside.

On motion of Senator Rasmussen, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

The Secretary read:

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 626, by Senator Washington:

An Act relating to highways; and making appropriations for the operations and capital improvements of the state highway commission and the Washington toll bridge authority.

Referred to Committee on Highways.

Senate Bill No. 627, by Senator Rasmussen:

An Act relating to governmental agencies and officers, employees, and agents thereof; and amending section 2, chapter 320, Laws of 1959, and RCW 42.22.020.

Referred to Committee on State Government.

Senate Joint Resolution No. 30, by Senators Dore, Uhlman, Marquardt, Mardesich, Pritchard, Bailey, Rasmussen, Ridder, Herr, Hallauer, Morgan, Kupka, Keefe, Henry, Connor, Sandison, Knoblauch, Talley, Faulk, Hanna and McCormack:

Providing for annual sessions of the legislature.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Joint Resolution No. 30.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 3, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

An Act relating to aircraft; amending section 82.48.010, chapter 15, Laws of 1961 and RCW 82.48.010, amending section 82.48.020, chapter 15, Laws of 1961 and RCW 82.48.020; amending section 82.48.030, chapter 15, Laws of 1961 as amended by section 6, chapter 199, Laws of 1963, and RCW 82.48.030; amending section 82.48.070, chapter 15, Laws of 1961 and RCW 82.48.070; amending section 82.48.080, chapter 15, Laws of 1961 and RCW 82.48.080; amending section 82.48.110, chapter 15, Laws of 1961 and RCW 82.48.110; amending section 23, chapter 165, Laws of 1947 as amended by section 11, chapter 49, Laws of 1949, and RCW 14.04.230; amending section 25, chapter 165, Laws of 1947 as last amended by section 11, chapter 150, Laws of 1955 and RCW 14.04.250; repealing sections 82.48.040 and 82.48.050, chapter 15, Laws of 1961 and RCW 82.48.040 and 82.48.050; and providing penalties.

Referred to Committee on Rules and Joint Rules.

House Bill No. 4, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

An Act relating to the taxation of aircraft fuel and the disposition and use of the proceeds therefrom; conferring certain powers and imposing certain duties; providing for the promulgation of certain rules and regulations; and providing penalties.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 8, by Representatives O'Brien, Copeland and Gorton (by Legislative Council request):

An Act relating to the legislative council; amending section 2, chapter 36, Laws of 1947, as amended by section 1, chapter 206, Laws of 1955 and RCW 44.24.020; amending section 3, chapter 36, Laws of 1947 and RCW 44.24.030; amending section 4, chapter 36, Laws of 1947 and RCW 44.24.040; amending section 6, chapter 36, Laws of 1947, as last amended by section 2, chapter 206, Laws of 1955 and RCW 44.24.060; and amending section 7, chapter 36, Laws of 1947, as amended by section 3, chapter 206, Laws of 1955 and RCW 44.24.070.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 107, by Representatives Holman, Mahaffey and DeJarnatt:

An Act relating to the investment of the permanent common school fund, the agricultural college permanent fund, the normal school permanent fund, the scientific school permanent fund, and the university permanent fund; amending section 1, chapter 104, Laws of 1965 extraordinary session and RCW 43.84.011; repealing section 2, chapter 104, Laws of 1965 extraordinary session and RCW 43.84.021; and declaring an emergency.

Referred to Committee on Rules and Joint Rules.

Engrossed Substitute House Bill No. 121, by Committee on Revenue and Taxation:

An Act relating to the taxation of property; adding a new chapter to chapter 15, Laws of 1961 and to Title 84 RCW; and providing an effective date.

Referred to Committee on Ways and Means.

House Bill No. 150, by Representatives Newschwander, McCormick and Swayze (by Departmental request):

An Act relating to the department of institutions; providing for the establishment, operation and administration of an institution to be known as the Washington correctional institution for women; authorizing intergovernmental contracts; amending section 72.68.080, chapter 28, Laws of 1959 and RCW 72.68.080; amending section 72.68.100, chapter 28, Laws of 1959 and RCW 72.68.100; and adding new sections to chapter 28, Laws of 1959 and to Title 72 and chapter 72.68 RCW.

Referred to Committee on Ways and Means.

Reengrossed House Bill No. 203, by Representatives Gorton, Leckenby and Heavey (by Executive request):

An Act relating to civil rights; amending section 1, chapter 183, Laws of 1949, as amended by section 1, chapter 37, Laws of 1957, and RCW 49.60.010; amending section 2, chapter 183, Laws of 1949, as amended by section 3, chapter 37, Laws of 1957, and RCW 49.60.030; amending section 3, chapter 183, Laws of 1949, as last amended by section 1, chapter 103, Laws of 1961, and RCW 49.60.040; amending section 2, chapter 270, Laws of 1955, as amended by section 5, chapter 37, Laws of 1957, and RCW 49.60.050; amending section 3, chapter 270, Laws of 1955, and RCW 49.60.060; amending section 4, chapter 270, Laws of 1955, and RCW 49.60.070; amending section 5, chapter 270, Laws of 1955, and RCW 49.60.080; amending section 6, chapter 270, Laws of 1955, as amended by section 6, chapter 37, Laws of 1957, and RCW 49.60.090; amending section 7, chapter 270, Laws of 1955, and RCW 49.60.100; amending section 5, chapter 183, Laws of 1949, and RCW 49.60.110; amending section 8, chapter 270, Laws of 1955, as amended by section 7, chapter 37, Laws of 1957, and RCW 49.60.120; amending section 9, chapter 270, Laws of 1955, and RCW 49.60.130; amending section 10, chapter 270, Laws of 1955, and RCW 49.60.140; amending section 11, chapter 270, Laws of 1955, and RCW 49.60.150; amending section 12, chapter 270, Laws of 1955, and RCW 49.60.160; amending section 13, chapter 270, Laws of 1955, and RCW 49.60.170; amending section 1, chapter 68, Laws of 1959, and RCW 49.60.175; amending section 9, chapter 37, Laws of 1957 as amended by section 1, chapter 100, Laws of 1961 and RCW 49.60.180; amending section 15, chapter 270, Laws of 1955, as amended by section 16, chapter 37, Laws of 1957, and RCW 49.60.230; amending section 16, chapter 270, Laws of 1955, as amended by section 17, chapter 37, Laws of 1957, and RCW 49.60.240; amending section 17, chapter 270, Laws of 1955, as amended by section 18, chapter 37, Laws of 1957, and RCW 49.60.250; amending section 19, chapter 37, Laws of 1957, and RCW 49.60.255; amending section 21, chapter 37, Laws of 1957, and RCW 49.60.260; amending section 22, chapter 37, Laws of 1957, and RCW 49.60.270; amending section 24, chapter 37, Laws of 1957, and RCW 49.60.290; amending section 10, chapter 183, Laws of 1949, as last amended by section 4, chapter 100, Laws of 1961, and RCW 49.60.310; amending section 11, chapter

183, Laws of 1949, and RCW 49.60.320; adding a new section to chapter 49.60 RCW; repealing section 15, chapter 37, Laws of 1957, and RCW 49.60.217; repealing section 25, chapter 37, Laws of 1957, and RCW 49.60.300; and providing penalties.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 269, by Representatives Berentson, Veroske, May, Thompson and Barden:

An Act relating to state government; establishing the Washington traffic safety commission; providing for succession of powers and duties relating the Washington state safety council to the Washington traffic safety commission; providing for administration of the driver education program; providing for the transfer of certain books, records, accounts, files and personal property; prescribing powers, duties and functions of certain state officers and agencies; enabling the state to secure the benefits of the federal Highway Safety Act of 1966; amending section 8, chapter 39, Laws of 1963 and RCW 46.81.070; amending section 47.01.050, chapter 13, Laws of 1961 and RCW 47.01.050; adding a new chapter to chapter 8, Laws of 1965 and to Title 43; repealing sections 43.60.010 through 43.60.220, chapter 8, Laws of 1965 and RCW 43.60.010 through 43.60.220; and providing an effective date.

Referred to Committee on Highways.

House Bill No. 281, by Representatives Swayze, Bottiger and Wolf (by Departmental request):

An Act relating to elections; establishing a procedure for new residents to vote a special ballot limited to the offices of president and vice-president; adding a new chapter to chapter 9, Laws of 1965 and to Title 29 RCW; and making an appropriation.

Referred to Committee on Rules and Joint Rules.

House Bill No. 295, by Representatives Harris, Chatalas, Garrett, Smythe and Barden (by Executive request):

An Act relating to state government; providing for the establishment of comprehensive community health centers; empowering certain state agencies to apply for and to disburse federal, state, and other funds to municipal corporations for construction of such centers, or of separate community health, mental health, or mental retardation facilities; and authorizing such agencies to work together in jointly developing programs and policies.

Referred to Committee on Rules and Joint Rules.

Engrossed Substitute House Bill No. 303, by Committee on Public Health and Welfare:

An Act relating to the establishment and development of community mental health programs; authorizing the director of institutions to make payment of grants in aid to assist counties in establishing and operating such programs; providing for procedures, standards, appointments and the promulgation of rules and regulations; specifying powers and duties; designating the department of institutions as the "state mental health authority"; repealing section 72.06.080, chapter 28, Laws of 1959 and RCW 72.06.080; and repealing section 72.06.090, chapter 28, Laws of 1959 and RCW 72.06.090; and providing an effective date.

Referred to Committee on Rules and Joint Rules.

Substitute House Bill No. 304, by Committee on Public Health and Welfare:

An Act relating to mental retardation and mental health; authorizing state agencies to accept and disburse federal funds for mental retardation programs; providing for the establishment, development, and coordination of state and local services for mentally retarded persons; authorizing county commissioners to levy taxes to provide funds for community mental retardation or mental health services, and to utilize certain available funds for these purposes; amending section 7, page 210, Laws of 1888 as last amended by section 7, chapter 144, Laws of 1945 and RCW 73.08.080; amending section 1, chapter 162, Laws of 1943, as last amended by section 1, chapter 117, Laws of 1959 and RCW 70.32.010; amending section 2, chapter 4, Laws of 1953 extraordinary session and RCW 70.32.015; amending section 1, chapter 4, Laws of 1953 extraordinary session, as amended by section 2, chapter 117, Laws of 1959, and RCW 70.32.021; amending section 3, chapter 4, Laws of 1953 extraordinary session and RCW 70.32.080; and amending section 3, chapter 117, Laws of 1959, as amended by section 1, chapter 101, Laws of 1961, and RCW 70.32.090.

Referred to Committee on Ways and Means.

Reengrossed House Bill No. 355, by Representatives Lynch, McCaffree and Brouillet (by Departmental request):

An Act relating to the higher education facilities commission; and amending section 4, chapter 128, Laws of 1965 extraordinary session and RCW 28.90.040.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 360, by Representatives McDougall, Leckenby, Garrett, King, Johnson, Gladder, Barden, Kirk and Jolly (by Executive request):

An Act relating to state involvement in federal programs; providing a method for the acceptance and disbursement of federal funds; authorizing the payment by the governor of certain expenses in connection with federal programs; and requiring the governor to notify the legislature of federal programs in which the state takes part.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 370, by Representatives Berentson, Bottiger, Bledsoe, Kiskaddon, Barden, Brouillet and Zimmerman (by Executive request):

An Act relating to air and water pollution; creating an environmental quality commission with jurisdiction over all matters relating to pollution, and consolidating within it all pollution control functions; transferring to the environmental quality commission from the pollution control commission authority over water pollution problems, and from the department of health, authority over air pollution problems; abolishing the state air pollution control board of the department of health, and the pollution control commission; repealing sections 1, 2 and 3, chapter 188, Laws of 1961, and RCW 70.94.300, 70.94.310 and 70.94.320; repealing sections 3, 4, 5 and 6, chapter 216, Laws of 1945 and RCW 90.48.021, 90.48.022, 90.48.023 and 90.48.024; and declaring an effective date.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 402, by Representatives Whetzel, Cunningham, DeJarnatt, King, Brouillet, Hoggins, Farr and Zimmerman (by Executive request):

An Act creating a commission for constitutional revision; prescribing its composition, powers, and duties; making an appropriation; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 471, by Representatives Newschwander, Kirk and Smith (by Departmental request):

An Act relating to probation officers and services; and repealing section 11, chapter 331, Laws of 1959 as last amended by section 1, chapter 137, Laws of 1965 extraordinary session and RCW 13.07.900.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 490, by Representatives Lynch, Harris, Sawyer, Gladder, Richardson and Kopet (by Departmental request):

An Act relating to institutions; providing for the establishment of the In-terlake School for mentally deficient persons; and declaring an emergency.

Referred to Committee on Rules and Joint Rules.

House Bill No. 513, by Representatives Newschwander, Kirk and Merrill (by Departmental request):

An Act relating to state hospitals for the mentally ill; amending section 71.02.410, chapter 25, Laws of 1959 and RCW 71.02.410; section 71.02.320, chapter 25, Laws of 1959 and RCW 71.02.320; section 71.02.230, chapter 25, Laws of 1959 and RCW 71.02.230; repealing section 71.02.420, chapter 25, Laws of 1959 and RCW 71.02.420; and repealing section 71.02.430, chapter 25, Laws of 1959 and RCW 71.02.430.

Referred to Committee on Public Institutions.

Engrossed House Bill No. 576, by Representatives Holman, Backstrom and McCaffree (by Executive request):

An Act relating to state government; providing for the administration of laws pertaining to taxation; establishing the department and director of revenue; establishing the board of tax appeals; abolishing the tax commission of the state of Washington and transferring the powers and duties thereof to the director of revenue and to the board of tax appeals; establishing procedures for review and providing for appeals from the board of tax appeals; transferring appropriations; amending section 43.17.010, chapter 8, Laws of 1965 as amended by section 20, chapter 156, Laws of 1965 and RCW 43.17.010; amending section 43.17.020, chapter 8, Laws of 1965 as amended by section 21, chapter 156, Laws of 1965 and RCW 43.17.020; amending section 82.02.010, chapter 15, Laws of 1961 and RCW 82.02.010; amending section 83.01.010, chapter 15, Laws of 1961 and RCW 83.01.010; amending section 84.04.110, chapter 15, Laws of 1961 and RCW 84.04.110; amending section 84.12.350, chapter 15, Laws of 1961 and RCW 84.12.350; amending section 84.16.110, chapter 15, Laws of 1961 and RCW 84.16.110; amending section 1, chapter 286, Laws of 1957 and RCW 19.91.010; amending section 4, chapter 220, Laws of 1959 and RCW 23.90.040; amending section 7, chapter 278, Laws of 1957 as amended by section 1, chapter 274, Laws of 1959 and RCW 54.28.010; amending section 2, chapter 166, Laws of 1921 as amended by section 2, chapter 236, Laws of 1955 and RCW 60.28.020; amending section 5, chapter 236, Laws

of 1955 and RCW 60.28.050; amending section 6, chapter 236, Laws of 1955 and RCW 60.28.060; amending section 1, chapter 91, Laws of 1957 and RCW 60.28.070; amending section 1, chapter 385, Laws of 1955 and RCW 63.28.070; amending section 82.32.160, chapter 15, Laws of 1961 as amended by section 8, chapter 28, Laws of 1963 extraordinary session and RCW 82.32.160; amending section 82.32.170, chapter 15, Laws of 1961 and RCW 82.32.170; amending section 82.32.180, chapter 15, Laws of 1961 as last amended by section 5, chapter 141, Laws of 1965 extraordinary session and RCW 82.32.180; adding a new section to chapter 15, Laws of 1961 and chapter 82.01 RCW; adding a new section to chapter 11.08 RCW; adding new sections to chapter 15, Laws of 1961 and to Title 82 RCW and providing for a new chapter therein; and repealing sections 82.01.010 through 82.01.040, chapter 15, Laws of 1961 and RCW 82.01.010 through 82.01.040.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 654, by Representatives Cunningham, Bottiger and Bluechel (by Executive request):

An Act relating to elections; amending section 29.13.010, chapter 9, Laws of 1965 as amended by section 2, chapter 123, Laws of 1965, and RCW 29.13.010; amending section 29.27.045, chapter 9, Laws of 1965 and RCW 29.27.045; amending sections 29.42.030 and 29.42.040, chapter 9, Laws of 1965 and RCW 29.42.030 and 29.42.040; amending section 29.42.050, chapter 9, Laws of 1965 as amended by section 3, chapter 103, Laws of 1965 extraordinary session, and RCW 29.42.050; amending sections 29.68.080 and 29.68.090, chapter 9, Laws of 1965 and RCW 29.68.080 and 29.68.090; amending section 29.80.010, chapter 9, Laws of 1965 and RCW 29.80.010; adding new sections to chapter 9, Laws of 1965 and to Title 29 RCW; and declaring an emergency.

Referred to Committee on Rules and Joint Rules.

House Bill No. 686, by Representatives Gorton, Hoggins and Murray (by Executive request):

An Act relating to state government; authorizing the issuance and sale of state general obligation bonds to finance acquisition and development of outdoor recreational areas and facilities; specifying methods for the payment of such bonds; prescribing the manner in which the proceeds thereof shall be used; providing for submission of this act to a vote of the people; and adding a new chapter to Title 43 RCW, contingent upon their adoption and ratification thereof.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 701, by Representatives Humiston and Elicker:

An Act relating to public assistance; amending section 74.09.120, chapter 26, Laws of 1959 and RCW 74.09.120; adding new sections to chapter 26, Laws of 1959 and to chapter 74.09 RCW; and repealing section 74.09.090, chapter 26, Laws of 1959 as amended by section 1, chapter 36, Laws of 1965 extraordinary session, sections 1, 2, 3 and 5, chapter 211, Laws of 1963, section 4, chapter 211, Laws of 1963 as amended by section 2, chapter 36, Laws of 1965 extraordinary session, and RCW 74.09.090, 74.09.400, 74.09.410, 74.09.420, 74.09.430 and 74.09.440.

Referred to Committee on Rules and Joint Rules.

House Bill No. 702, by Representatives Humiston, Elicker and Jastad:

An Act relating to public assistance; and amending section 74.08.025, chapter 26, Laws of 1959 and RCW 74.08.025.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 934, by Representatives McCaffree, Backstrom, Gorton and Lewis:

An Act relating to revenue and taxation; amending sections 1, 2, 3, 4 and 5, chapter 174, Laws of 1965 extraordinary session, and RCW 84.54.010, 84.54.020, 84.54.030, 84.54.040 and 84.54.050; and adding a new section to chapter 174, Laws of 1965 extraordinary session and to chapter 84.54 RCW.

Referred to Committee on Ways and Means.

Engrossed House Joint Resolution No. 1, by Representatives Moon, Gorton and Whetzel (by Legislative Council request):

Constitutional amendment to allow assessment of agricultural, timber and open space lands on basis of use rather than value.

Referred to Committee on Ways and Means.

House Concurrent Resolution No. 31, by Representatives Andersen and Charette:

Directing study by interim committee on water resources or legislative council of Willapa Bay erosion problem.

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 31 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 31 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

SECOND READING OF BILLS

Senate Bill No. 429, by Senators Herrmann, Peterson (Lowell) and Woodall:

Regulating cancellation or failure to renew certain contracts of insurance issued on the use of private passenger motor vehicles.

On motion of Senator Herrmann, Substitute Senate Bill No. 429 was substituted for Senate Bill No. 429 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Substitute Senate Bill No. 429 was advanced to third reading the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Stender, Substitute Senate Bill No. 429 was ordered to retain its place at the end of the third reading calendar for today.

THIRD READING OF BILLS

Substitute Senate Bill No. 206, by Committee on Banks, Financial Institutions and Insurance:

Requiring standardization and prescribing requisites of certain forms, clauses and binders of insurance contracts.

On motion of Senator Herrmann the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 206 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 206 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Keefe, McCormack, Morgan—3.

Substitute Senate Bill No. 206, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 282, by Senators Herrmann, Kupka and Redmon:

Limiting amount of credit life insurance under a group policy.

There being no objection, the rules were suspended and Senate Bill No. 282 was returned to second reading for the purpose of amendment.

On motion of Senator Freise, the following amendment was adopted:

In section 1, line 9, after "creditor" insert ", or [ten] *twenty-five* thousand dollars, whichever is less"

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 282 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 282 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Durkan, Lennart, Lewis, Morgan—4.

Engrossed Senate Bill No. 282, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Mr. Raimund Eberle, Chief Press Officer for the Bavarian State Government, in Munich, Germany, and appointed a special committee consisting of Senators Knoblauch, Neill, Ryder, Chytil, Keefe and Freise to escort Mr. Eberle to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mr. Eberle to address the Senate.

The committee of honor came forward and escorted Mr. Eberle from the Senate rostrum.

The President called upon President Pro Tempore Al Henry to preside.

Engrossed Senate Bill No. 330, by Senators Dore, Herrmann and Redmon:

Removing rate filing requirement for insurance on policyholders whose annual premium exceeds \$10,000.

On motion of Senator Herrmann the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 330 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 330 and the bill passed the Senate by the following vote: Yeas, 31; nays, 11; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Gissberg, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Stender, Twigg, Uhlman, Williams, Woodall—31.

Those voting nay were: Senators Andersen, Foley, Freise, Greive, Guess, Neill, Peterson (Ted), Ryder, Sandison, Talley, Washington—11.

Absent or not voting: Senators Atwood, Donohue, Lennart, Metcalf, Morgan, Redmon—6.

Excused: Senator Lewis—1.

Engrossed Senate Bill No. 330, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate Bill No. 524, by Committee on Banks, Financial Institutions and Insurance:

Providing liability of insurance companies on certain real property in that amount specified in policy.

On motion of Senator Herrmann the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 524 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 524 and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—41.

Voting nay was: Senator Neill—1.

Absent or not voting: Senators Lennart, Metcalf, Morgan, Pritchard, Redmon, Williams—6.

Excused: Senator Lewis—1.

Substitute Senate Bill No. 524, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 526, by Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request):

Providing insured may not be denied benefits on a policy of insurance for unknown physical defects at time of insurer's acceptance.

On motion of Senator Herrmann the rules were suspended, the second reading considered the third, and Senate Bill No. 526 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 526 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Lennart, Metcalf—2.

Excused: Senator Lewis—1.

Senate Bill No. 526, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 525, by Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request):

Providing for incontestability clauses in disability insurance policies.

On motion of Senator Herrmann, the rules were suspended, Senate Bill No. 525 was returned to second reading and read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

On page 1, lines 9, 13 and 17, strike "ninety" and insert "one hundred eighty"

On page 2, lines 2 and 6, strike "ninety" and insert "one hundred eighty"

On page 2, line 16, strike "ninety" and insert "one hundred eighty"

On page 2, section 2, line 17, after "misstatements" strike "knowingly" and insert "knowingly"

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 525 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 525 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytill, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Donohue, Kupka, Lennart, Metcalf—4.

Excused: Senator Lewis—1.

Engrossed Senate Bill No. 525, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 152, by Senators Herrmann, Greive and Woodall:

Raising auto financial responsibility limits.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 152 was returned to second reading and read the second time by sections.

On motion of Senator Ridder, the following amendment was adopted:

On page 2, section 1, line 5, strike "accuracy" and insert "[accuracy] accuracy"

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 152 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would Senator Herrmann yield to a question:

"Senator Herrmann, the increase from the ten to fifteen and the fifteen to thirty thousand dollars, what is the reason for this? Why is this necessary? Certainly it is going to raise the insurance costs to every consumer in the state. Why is this necessary?"

Senator Herrmann:

"The reason behind it, Senator, is that because of inflationary trends, cases that would have been amply covered at say \$8,000 are now going to cost ten to twelve thousand or fourteen or fifteen thousand dollars and when you consider that many of these real bad accidents that we have on the highway, sometimes will run \$20,000 for just one doctor bill or hospital bill. I think we had a case here last session where a party was injured during the session and the doctor bill and hospital bill alone was some \$17,000. The purpose of the insurance is to repay and indemnify people who have suffered bodily injury and property damage and in order to keep up with inflationary trends, it was considered that \$15,000 and \$30,000 would be in line."

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Herrmann yield to a question:

"Does this require those people that are not carrying insurance to carry insurance? I have been receiving many letters on this and the argument they are using is that this is going to require people that are already carrying insurance to carry more in-

surance and they are not the ones that are having the accidents. Does this do anything to require people to carry insurance per se?"

Senator Herrmann:

"It would, in answer to your question, in a sense. Under the present law the uninsured motorist is entitled to one accident, but after that he must comply with financial responsibility and there is where it would be compulsory and it would be mandatory then that he carry \$15,000 and \$30,000 coverage, so it would affect the party who has had an accident. Now it does not have any compulsory insurance provision other than what exists under the present law."

Senator Rasmussen:

"This means then that if somebody runs into me and I have to be hospitalized and my hospital and doctor bill is over \$30,000, I would be out \$30,000 because he wasn't carrying insurance, instead of being out \$20,000 as it is now, is that right?"

Senator Herrmann:

"That's correct."

Senator Rasmussen:

"Is this a good bill then?"

Senator Herrmann:

"I think it's definitely in the public interest, Senator, especially if you are involved with your entire family. I think injuries could well run over \$20,000 and cases do every day."

Senator Rasmussen:

"Could I ask you, Senator Herrmann, how much consideration did your committee give to compulsory insurance, Senate Bill No. 353 or 290, that have been in your committee to these many days?"

Senator Herrmann:

"I would say that we gave considerable consideration to it, Senator. Even the reports we got from Saskatchewan and also Massachusetts were unfavorable. Massachusetts is the only state that has compulsory insurance and the feeling of the majority of the committee was that it would not be in the public interest to have compulsory insurance at this time. But it was discussed and studied."

Further debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Herrmann yield:

"Senator, under the increases proposed in this bill, what would be the estimated increase in insurance premium cost to the average insurance policyholder?"

Senator Herrmann:

"I would say it would not affect the average policyholder, Senator, too much because I think the cost of the additional coverage is very small compared to your initial coverage. For example, I carry \$100,000 and \$200,000 coverage and the cost of that additional coverage is very small. We are not operating on a constant rate, if ten thousand would cost fifty dollars, it would be seventy-five for fifteen. The additional coverage is much less."

Further debate ensued.

POINT OF ORDER

Senator Woodall:

"Mr. President, point of order:

"Senator Rasmussen is not speaking on this particular bill at all. He is on a different bill altogether and I think he is out of order."

Senator Rasmussen:

"Mr. President, speaking to the point of order, what bill are you considering?"

President Pro Tempore Henry:

"Senate Bill No. 152, Senator."

Senator Rasmussen:

"Well, Mr. President, I announced I was speaking in opposition to Senate Bill No. 152."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"Senate Bill No. 152 merely raises the limits under the existing law, Senator. I would suggest you confine your remarks to whether or not they should be ten and twenty or fifteen and thirty thousand dollars."

Senator Rasmussen:

"Well, Mr. President, that's exactly what I was going to talk about, the increase in the automobile financial responsibility limits. I don't know how I could approach it any other way, but I will try to do so."

President Pro Tempore Henry:

"I admit your title was correct, Senator, but the song was a little bit off."

Debate ensued.

POINT OF ORDER

Senator Woodall:

"Mr. President, point of order:

"The Senator just refuses to abide by the ruling of the President. He is now talking about what Senator Herrmann did or didn't do in his committee. This has nothing to do with this bill."

RULING OF THE PRESIDENT

President Pro Tempore Henry:

"The point is well taken, Senator Woodall."

Senator Washington:

"Mr. President, it seems to me, supporting Senator Rasmussen's position, when we have a bill before the body, I think any member has the right to use whatever arguments he feels may assist in defeating this particular bill. I don't think we should establish a precedent of holding down and raising points of order when a person is speaking against the enactment of a bill. We may all disagree as to the reasons used, but I think each member is entitled to give those reasons to support his position, particularly in debate against the passage of a certain bill."

President Pro Tempore Henry:

"You may continue, Senator Rasmussen."

Senator Rasmussen:

"Thank you, Mr. President. Thank you, Senator Washington. I agree with you one hundred percent!"

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 152 and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill,

Peterson (Lowell), Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Those voting nay were: Senators Donohue, Morgan, Rasmussen—3.

Absent or not voting: Senators Lennart, Peterson (Ted), Pritchard—3.

Excused: Senator Lewis—1.

Engrossed Senate Bill No. 152, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 529, by Senators Herrmann, Dore and Woodall:

Providing for accidental death and dismemberment insurance for state employees and officials on nonscheduled aircraft flights in course of employment.

On motion of Senator Herrmann the rules were suspended, the second reading considered the third, and Senate Bill No. 529 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 529 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Durkan, Lennart, McCormack, McCutcheon—4.

Excused: Senator Lewis—1.

Senate Bill No. 529, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 346, by Senators Herrmann, Woodall and Mardesich:

Authorizing issuance of variable and fixed annuities by domestic life insurance companies.

On motion of Senator Herrmann the rules were suspended, the second reading considered the third, and Senate Bill No. 346 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 346 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch,

Kupka, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Guess, Lennart, McCormack, McCutcheon—4.

Excused: Senator Lewis—1.

Senate Bill No. 346, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 429, by Senators Herrmann, Peterson (Lowell) and Woodall:

Regulating cancellation or failure to renew certain contracts of insurance issued on the use of private passenger motor vehicles.

The Senate resumed consideration of Substitute Senate Bill No. 429 on third reading.

On motion of Senator Herrmann, the rules were suspended, Substitute Senate Bill No. 429 was returned to second reading and read the second time by sections.

On motion of Senator Herrmann, the following amendment was adopted:

On page 1, section 1, line 13, after "period" insert "*Provided*, That insurers may not cancel a policy because of any incident, happening or liability for which the insured was not responsible".

On motion of Senator Herrmann, the rules were suspended, Engrossed Substitute Senate Bill No. 429 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 429 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Lennart, McCutcheon—2.

Excused: Senator Lewis—1.

Engrossed Substitute Senate Bill No. 429, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Concurrent Resolution No. 4, by Senators Herrmann, Freise, Redmon, Connor, Peterson (Ted), Kupka, Lennart, Ridder, Herr, Peterson (Lowell), and Andersen:

Providing for joint interim committee on insurance.

It was moved by Senator Pritchard that the rules be suspended and that Senate Concurrent Resolution No. 4 be returned to second reading for the purpose of amendment.

On motion of Senator Greive, the rules were suspended to permit debate on the motion.

Debate ensued.

POINT OF INQUIRY

Senator Pritchard:

"Mr. President, I would like to ask Senator Andersen to yield to a question:

"Senator, you were on this committee. I wonder what figures you have as to the money that was spent?"

Senator Andersen:

"Senator Redmon and I were on the committee and in connection with this bill when we saw it was asking for a higher appropriation, we thought we had better take a look and find out what it was. Senator Redmon asked the state auditor for a complete, up-to-date list of expenditures and I believe he got it as of about the first. It is entitled, 'Interim Committee on Insurance, 1965-1966 biennium, appropriated, \$35,000; obligated, 1965-66, \$24,644.88 and has a balance of \$8,355.12.' Now we asked for an up-to-date expenditure and this is what we got from the state auditor. It is also possible that something was dropped some place or all of the figures aren't in, but all I know is that this is the figure the auditor gave to us, and that was twenty-four thousand and some dollars out of the \$35,000 appropriation had been used. We specifically asked for a detailed expenditure list and we got a detailed expenditure list detailing the expenses, which I thought was quite reasonable and showed that the chairman had done a good, conservative job, but the figures we received totaled \$24,644.88, which is a little more than ten thousand less than the appropriation."

Further debate ensued.

The motion was lost.

On motion of Senator Herrmann the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 4 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 4 and the resolution passed the Senate by the following vote: Yeas, 43; nays, 3; absent or not voting, 2; excused, 1

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Woodall—43.

Those voting nay were: Senators Guess, Stender, Williams—3.

Absent or not voting: Senators Atwood, Lennart—2.

Excused: Senator Lewis—1.

Senate Concurrent Resolution No. 4, having received the constitutional majority, was declared passed.

PERSONAL PRIVILEGE

Senator Ryder:

"Mr. President, speaking on a point of personal privilege:

"Mr. President, I resent to a very great extent the implications that there has been personalities and politics injected into these insurance bills. If there has been politics in them, they have been injected by the other side of the aisle as much as they have

been by this side of the aisle. Republicans in the Senate who were members of the Committee on Banks, Financial Institutions and Insurance, signed these bills out and supported them on the floor when they passed during the regular session. Now the House, in their judgment felt that they were not proper bills and that they should not have been passed. That was up to them. Now if politics entered into it, it entered into it from the Senate side as well as from the House side and so far as I know, there was at no time any personalities entering into it at all.

"Now many bills died in committee, both in the original committees and in the Committee on Rules and Joint Rules in both Houses, many of which were very meritorious bills. But we don't have any idea, I hope, and I don't think that we are going to dredge all of these bills up and pass them out onto the floor just because they weren't passed in the regular session by one House or the other. We all have some bills that died over in the House and I am sure that most of the members in the House had some bills that died here, and as a member of the Republican party, I resent the implications through the newspapers that we have not done our job on these bills or any other bills. We did it as we saw the right to do it, and I don't believe that we should be pushed into bringing out a package of bills on the insurance business or the banking business or any other kind of business because a newspaper decides that we should bring them out, and spreads editorials and headlines across the sheet that we are not doing our job.

"Now I am sure that in the House they did the job as they saw the right to do it. If they had felt that these bills were meritorious as we in the Senate felt they were, they would have been passed, and there were many bills that were passed in the House which we did not pass because we did not agree upon them, so I hope this does not open the flood gates now either from our own Rules Committee or from the Rules Committee in the House to pass out all bills that someone feels should be passed just because they happened to be from their particular legislative committee or the legislative council or the legislative budget committee and did not get proper consideration."

Senator Greive:

"May I say very shortly that we have no desire to accuse Senator Ryder or the Republicans of this body of anything. Anything that I said can very adequately be documented if the matter is pressed."

MOTION

At 1:40 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, March 16, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

SEVENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, March 16, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen and Twigg.

On motion of Senator Atwood, Senator Twigg was excused.

The Color Guard, consisting of Pages Terry Mitchell, Color Bearer, and Jenny Parker, presented the Colors.

Reverend James T. Elliott, Curate of the St. John's Episcopal Church of Olympia, offered prayer as follows:

"O Almighty God, watch over the legislative body, we pray, and guide the hearts of these lawmakers, that in the laws they enact here Your will may be done."

"This we pray through Christ Jesus our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 15, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 152,

Senate Bill No. 282,

Substitute Senate Bill No. 429,

Senate Bill No. 525, have inspected same, and find them correctly engrossed.

....., Chairman.

We concur in this report: R. Frank Atwood, Frank W. Foley, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., March 16, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Memorial No. 9 and Senate Joint Memorial No. 20 have inspected same, and find them correctly enrolled.

....., Chairman.

We concur in this report: R. Frank Atwood, Frank W. Foley, R. R. Bob Greive.

Senate Bill No. 273:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Lowering percent of alcohol required in driver intoxication presumption (reported by Committee on Highways):

MAJORITY recommends that it do pass.

Nat Washington, Chairman,
Al Henry, Vice Chairman.

We concur in this report: Dewey C. Donohue, Larry Faulk, Sam C. Guess, Reuben A. Knoblauch, Ernest W. Lennart, Richard G. (Dick) Marquardt, Frances Haddon Mor-

gan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 15, 1967.

Mr. President:

The House has passed: Senate Joint Memorial No. 9,
Senate Joint Memorial No. 20, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

HOUSE AMENDMENT TO SENATE MEMORIAL

House of Representatives,
Olympia, Wash., March 15, 1967.

Mr. President:

The House has passed: Senate Joint Memorial No. 15 with the following amendment:
On page 1, line 11, after "tributaries" and before the semicolon insert "while fully protecting existing water rights", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Canfield, the Senate concurred in the House amendments to Senate Joint Memorial No. 15.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 15, as amended by the House, and the memorial passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting 2; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Andersen, Talley—2.

Excused: Senator Twigg—1.

Senate Joint Memorial No. 15, as amended by the House, having received the constitutional majority, was declared passed.

SIGNED BY THE PRESIDENT

The President signed: Senate Joint Memorial No. 9 and Senate Joint Memorial No. 20.

There being no objection, the Senate returned to the fourth order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., January 26, 1967.

Appointment of Sidney E. Smith, to the position of director of the Department of Public Assistance, appointed July 5, 1966, for the term ending at the Governor's pleasure, succeeding Leonard L. Hegland (reported by Committee on Labor and Social Security):

Recommends that said appointment be confirmed.

A. L. Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

It was moved by Senator Greive that the rules be suspended and that the appointment of Sidney E. Smith to the position of director of the Department of Public Assistance, be now confirmed.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President and members of the Senate:

"Mr. Smith appeared before the Committee on Labor and Social Security. The Committee was well pleased with his presentation. No person appeared to speak against him, and we think that he will do and is doing a competent job and will continue to do so. I urge you to vote for his confirmation."

Senator Dore:

"Mr. President, members of the Senate:

"I would like to join in the remarks of my colleague, Senator Rasmussen. As chairman of the Appropriations Committee, I have worked closely with Mr. Smith during the past few months. I have been tremendously impressed with him. He is a businessman and when you ask him a question, you get an answer. I think he has the grasp of the situation. He has an ambitious program to place the entire department on a business-like basis and as far as I am personally concerned, I would give him my highest accolade and commend the Governor on an excellent appointment. We are certainly happy that men like Mr. Smith accept the responsibility of state government and come down here to help us to do the job the people expect us to do."

Senator Morgan:

"Mr. President, gentlemen of the Senate:

"I concur in these remarks. I don't know when I have met a person who has a grasp of his department any better and in working with him as a Senator for my district and for children, I just can't say enough for Mr. Sidney Smith. I certainly hope we will confirm his appointment."

Senator Stender:

"Mr. President and members of the Senate:

"I'm so pleased to hear so many speak so well of Sid because Sid Smith has been a person I have come to know in years past. He resides not too far from where I live in south King county and is one of my constituents and I would like to add that I admire his courage and devotion to public service by leaving the job that he held in the Employment Security Department and going on to a job in Public Assistance which, to say the least or the most, always has become a subject of some considerable controversy, and anybody who assumes that position certainly has a real desire to do a job in public service in an area that I think all of us agree needs a good, strong administration. I think Mr. Smith is doing and will continue to do one of the most excellent jobs we have had from any director in the past."

Senator Williams:

"Mr. President:

"I think there is very little to add except I think it should be observed that there has been a great boost in morale among the employees in the Department of Public Assistance under Mr. Smith. I think he has an enthusiasm and drive to carry things forward and this has been quite contagious throughout the department, and I am sure it is going to be helpful in the coming years."

The motion was carried.

APPOINTMENT OF SIDNEY E. SMITH

The Secretary called the roll and the appointment of Sidney E. Smith to the position of director of the Department of Public Assistance, was con-

firmed by the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Henry, Mardesich—2.

Excused: Senator Twigg—1.

Having received the approval of the Senate, the appointment of Sidney E. Smith to the position of director of the Department of Public Assistance, was confirmed.

The Secretary read:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Hazel E. Link, to the position of director of the Department of Civil Defense, appointed by the Governor August 1, 1966, for the term ending at the Governor's pleasure, succeeding Ensley Llewellyn (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

It was moved by Senator Greive that the rules be suspended and that the appointment of Hazel E. Link to the position of director of the Department of Civil Defense, be now confirmed.

PERSONAL PRIVILEGE

Senator Guess:

"Mr. President and members of the Senate:

"It gives me a great deal of pleasure to recommend to the body the appointment and confirmation of Mr. Link. In my work I have to coordinate the rescue operations and the use of heavy equipment, and we have come up with a plan to call up bulldozers which will provide for the mobilization of heavy equipment during an emergency. This plan is reviewed from time to time and I have found that in conferring over the plan with the department of Civil Defense under Mr. Link's guidance, we have had very good cooperation. I think that he brings an understanding and awareness to the job and I believe he will make an outstanding director."

Senator Canfield:

"Mr. President and lady and gentlemen of the Senate:

"I, too, wish to recommend the appointment of Colonel Link to the position. I have known him many, many years in connection with his work at the Yakima Firing Center. He is not only a competent man in his field, but a good man in the area of public relations. I think he will do an excellent job in this position."

The motion was carried.

APPOINTMENT OF HAZEL E. LINK

The Secretary called the roll and the appointment of Hazel E. Link to the position of director of the Department of Civil Defense, was confirmed by the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive,

Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Bailey, Henry, Mardesich—3.

Excused: Senator Twigg—1.

Having received the approval of the Senate, the appointment of Hazel E. Link to the position of director of the Department of Civil Defense, was confirmed.

The Secretary read:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Donald G. Hansey, to the position of member of the Washington State Aeronautics Commission, appointed by the Governor February 23, 1966, for a term ending December 31, 1970, succeeding Robert E. Klatt (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

It was moved by Senator Greive that the rules be suspended and that the appointment of Donald G. Hansey to the position of member of the Washington State Aeronautics Commission, be now confirmed.

PERSONAL PRIVILEGE

Senator Atwood:

"Mr. President:

"I deem it a great privilege and honor to recommend Donald Hansey to you. He is a resident of Bellingham, and an owner and manager of Birchwood Hatcheries, one of the largest hatcheries in the state. He is past president of the Private Police Association, a long time active participant in the field of aeronautics. He owns his own field and plane and is well acquainted with the problems facing the airplane owners and pilots and the public in general in regards to aeronautics problems in the state. I know he will do an excellent and outstanding job for this state on the Board."

APPOINTMENT OF DONALD G. HANSEY

The Secretary called the roll and the appointment of Donald G. Hansey to the position of member of the Washington State Aeronautics Commission, was confirmed by the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Henry, McCormack, Mardesich—4.

Excused: Senator Twigg—1.

Having received the approval of the Senate, the appointment of Donald G. Hansey to the position of member of the Washington State Aeronautics Commission, was confirmed.

The Secretary read:

Senate Chamber,
Olympia, Wash., January 26, 1967.

Appointment of Maxine Daly, to the position of Commissioner of the Department of Employment Security, appointed July 18, 1966, for the term ending at the Governor's pleasure, succeeding Sidney E. Smith (reported by Committee on Labor and Social Security):

Recommends that said appointment be confirmed.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

It was moved by Senator Greive that the rules be suspended and that the appointment of Maxine Daly to the position of commissioner of the Department of Employment Security, be now confirmed.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President and members of the Senate:

"Speaking for the appointment of Maxine Daly for commissioner of the Department of Employment Security, she appeared before the Committee on Labor and Social Security in a new role, this time as commissioner of the Department of Employment Security. She has appeared many times in the past acting for the Association of Washington Industries. I want to say this about Maxine Daly: She has assumed her new job without any bias. She furnishes any information we need for the Committee on Labor and Social Security. I think all of the Committee members are impressed with her knowledge of the job and I am sure that she will continue to do a good job. I urge your confirmation."

Senator Lewis:

"Mr. President and members of the Senate:

"I, too, would like to urge the confirmation of Maxine Daly as commissioner of the Department of Employment Security. She is very responsible and knowledgeable and has been extremely cooperative and fair and I am sure that she will do an excellent job for the members of the legislature and the people of the state of Washington. I urge you to support this confirmation."

Senator Guess:

"Mr. President and members of the Senate:

"I have known Maxine Daly since 1959 and during that time I have worked with her both in the Association of Washington Industries and in her present job. She was formerly with Mr. Petrie, director of the Department of Labor and Industries. She did an outstanding job there and I think her appointment to the position today is an indication of the confidence that the Governor has placed in her and the ability that she has. She is an outstanding administrator and she has a complete grasp of the situation. I believe that she will continue to exhibit the same type of executive ability that she has in jobs that she has held in the past and she will do an outstanding job for the state of Washington."

APPOINTMENT OF MAXINE DALY

The Secretary called the roll and the appointment of Maxine Daly to the position of commissioner of the Department of Employment Security was confirmed by the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Donohue, Henry, Herrmann, Lennart, McCormack, Mardesich, Talley—7.

Excused: Senator Twigg—1.

Having received the approval of the Senate, the appointment of Maxine Daly to the position of commissioner of the Department of Employment Security, was confirmed.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:35 p.m.

MOTION

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:00 p.m.

On motion of Senator Atwood, Senator Chytil was excused.

On motion of Senator Hanna, Senator Hallauer was excused.

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

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 628, by Senators Durkan, Gissberg, Ridder and Foley:

An Act relating to the public school and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for needed public school plant facilities; providing ways and means to pay said bonds; making appropriations; and providing for submission of this act to a vote of the people.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Durkan, the rules were suspended to permit additional names as sponsors to Senate Bill No. 628.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 530:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Authorizing general obligation bonds (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hal-lauer, Gordon Herr, Mike McCormack, David E. McMillan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 531:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Authorizing general obligation bonds (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hal-lauer, Gordon Herr, Mike McCormack, David E. McMillan, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 532:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Authorizing capitol improvement bonds (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hal-lauer, Gordon Herr, Mike McCormack, David E. McMillan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 207:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Adopting the capital budget (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandi-son.

Passed to Committee on Rules and Joint Rules for second reading.

The President declared the Senate to be at ease.

The President called the Senate to order at 3:10 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 3:35 p.m.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 16, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Memorial No. 15, have inspected, same, and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: William A. Gissberg, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., March 16, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Memorial No. 15, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*,

We concur in this report: William A. Gissberg, R. R. Bob Greive.

Senate Bill No. 424:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Establishing a scenic and recreational highway system (reported by Committee on Highways):

MAJORITY recommends that Substitute Senate Bill No. 424 be substituted therefor and the substitute bill do pass.

Nat Washington, *Chairman*,

....., *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Frank W. Foley, Herbert H. Freise, Wilbur G. Hallauer, H. B. (Jerry) Hanna, Reuben A. Knoblauch, Ernest W. Lennart, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 468:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Exempting totally disabled who is retired from certain property taxes (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, John L. Cooney, Frank W. Foley, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

On motion of Senator Foley, Senator Hanna was excused.

Senators Durkan, Bailey and Henry demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Chytil and Hanna who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SECOND READING OF BILLS

Engrossed House Bill No. 207, by Representatives Goldsworthy and Saling
(by Executive request):

Adopting the capital budget.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 207:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Adopting the capital budget (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 2, strike all of lines 20 through 23

On page 2, line 32, strike "\$8,908,167" and insert "\$3,895,405" and strike "\$6,323,167" and insert "\$1,310,405"

On page 3, strike all of lines 1 through 3 inclusive and insert in lieu thereof:

"Reappropriations From the State Patrol Highway Account	From the State Patrol Highway Account	From the General Fund"
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On page 3, line 8, strike "\$125,000" under "General Fund" column and insert "\$125,000" under "From the State Patrol Highway Account" column

On page 3, strike all of lines 9 and 10

On page 3, line 12, strike "280,000" under "General Fund" column and insert "280,000" under "From the State Patrol Highway Account" column

On page 3, strike all of line 29 and insert:

"Total (\$1,603,910)....."	271,870	405,000	927,040"
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On page 5, strike all of lines 6 through 11

On page 5, line 16, strike "\$2,683,503" and insert "\$683,503" and strike "2,258,503" and insert "258,503"

On page 6, strike all of lines 11 and 12

On page 6, line 16, strike "\$1,895,630" and insert "\$20,000" and strike "1,875,630"

On page 6, line 21, strike "1,936,659" and insert "936,659"

On page 6, line 25, strike "\$4,080,301" and insert "\$3,080,301" and strike "1,936,659" and insert "936,659"

On page 7, strike all of lines 5 and 6

On page 7, line 7, strike "\$450,000" and insert "\$66,500" and strike "416,700" and insert "32,700"

On page 7, strike all of lines 18 and 19

On page 7, line 20, strike "\$691,471" and insert "\$426,501" and strike "356,970" and insert "92,000"

On page 7, after line 25, add "Install fencing", and under the "General Fund" column add "60,000"

On page 7, strike all of lines 26 through 28

On page 7, line 29, strike "\$759,870" and insert "\$32,000" and strike "727,870"

On page 8, strike all of lines 31 through 33, inclusive

On page 9, strike all of lines 1 and 2

On page 9, strike all of lines 25 and 26

On page 9, line 27, strike "\$413,000" and insert "(63,000)" and strike "410,000" and insert "60,000"

On page 10, strike all of lines 13 and 14

On page 10, line 15, strike "\$640,195" and insert "\$487,940" and strike "375,695" and insert "223,440"

On page 11, line 17, after the word "construction" insert the word "account" and under the column "reappropriations" insert the figure "273,013"

On page 11, strike all of line 18 and insert "Renovate heating facilities" and under the "From the General Fund" column insert the figure "90,000"

On page 11, line 19, strike "\$316,126" and insert "\$406,126" and strike "43,113" and insert "133,113"

On page 12, strike all of lines 12 and 13

On page 12, line 15, strike "4,700,000" and insert "4,500,000"

On page 12, line 16, strike "\$8,457,073" and insert "\$5,412,793" and strike "7,614,280" and insert "4,570,000"

On page 12, after line 23 and before line 24, add a new line "Renovate and equip to provide 100 bed resident facility for the mentally retarded" and on the same line under "General Fund" column add the figure "750,000"

On page 12, after line 26 and before line 27, add:

"Acquire and Remodel former Harrison
Memorial Hospital

CEP & RI Account	28,491	.....	711,479
State Building Construction Account	56,370	.....

On page 12, strike all of line 27 and insert:

"Total (\$1,566,640).....	84,861	20,300	1,461,479"
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On page 13, strike all of lines 10 and 11 and insert on line 10 "Reappropriations"

On page 13, line 12, strike "2,500,000"

On page 13, line 15, strike "\$14,338,714" and insert "\$11,838,714" and strike "2,500,000"

On page 14, line 23, strike "\$14,100,000" and insert "\$9,600,000" and strike "4,500,000"

On page 16, line 18, strike "2,850,000"

On page 16, line 20, strike "650,000" and insert "3,500,000"

On page 16, strike all of line 32 and insert:

"Total (\$42,719,438).....	33,648,873	8,770,565	300,000"
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On page 18, line 8, strike "1,272,459" and insert "1,334,782"

On page 18, line 8, strike "\$15,439,936" and insert "\$15,502,259" and strike "5,655,544" and insert "5,717,867"

On page 20, strike lines 22 through 24

On page 20, line 32, strike "\$7,296,572" and insert "\$6,546,572" and strike "1,686,647" and insert "936,647"

On page 22, line 4, strike "577,000" and insert "637,000"

On page 22, line 6, immediately after the word "campus" insert the figure "\$1,203,332" and under the "State College Capital Project Account" column insert the figure "262,282"

On page 22, line 10, strike "\$8,567,188" and insert "\$8,889,470" and strike "557,000" and insert "899,282"

On page 23, line 14, strike "\$405,000" and insert "\$605,000"

On page 23, line 17, strike "395,000" and insert "595,000"

On page 23, line 22, under the "Western Washington State College Capital Projects Account" column, add "120,757"

On page 23, line 30, strike "college" and insert "Unit"

On page 24, line 2, strike "\$1,000,000" and insert "\$900,000" and strike "510,000" and insert "410,000"

On page 24, line 6, strike "\$8,400,228" and insert "\$8,620,985" and strike "1,492,120" and insert "1,712,877"

On page 24, strike all of lines 32 and 33

On page 25, strike all of lines 1 through 4

On page 25, line 10, strike "\$3,594,950" and insert "\$3,103,738" and strike "491,212"

On page 25, strike all of lines 11 through 14

On page 25, strike all of lines 18 and 19

On page 25, line 20, strike "\$7,706,326" and insert "\$3,224,330" and strike "4,602,588" and insert "120,592"

On page 25, after line 17, add the following:

"Develop and improve parking areas and other facilities at Peace Arch Park" and, under the "General Fund" column add "25,000"

"Acquisition of Everett Jetty Park in accordance with the provisions of SB 469 (chapter, Laws of 1967)" and, under the "General Fund" column, add "25,000"

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison.

On motion of Senator Durkan the Senate resolved itself into a Committee of the Whole, President Pro Tempore Al Henry in the chair, for the purpose of considering Engrossed House Bill No. 207.

COMMITTEE OF THE WHOLE

Engrossed House Bill No. 207 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Al Henry presiding, with the recommendation that it do pass as amended.

On motion of Senator Henry, the report of the committee was adopted.

On motion of Senator Henry, the reading had in the Committee of the Whole was considered the second reading of Engrossed House Bill No. 207.

On motion of Senator Durkan, the committee amendments to Engrossed House Bill No. 207, adopted in the Committee of the Whole, were adopted by the Senate.

On motion of Senator Gissberg, the rules were suspended, Engrossed House Bill No. 207 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Ryder:

"Mr. President, Senator Durkan:

"I have a series of questions which I would like to ask you, some of which do not bear directly on this bill, but which bear on the fiscal policy of the state at this session of the legislature, and I would like to have you answer them so that we may sort out just where we intend to go on our fiscal policy at this time and where it might take us at the end of this session.

"The first question is: What do you estimate the level of our surplus to be at the end of the 1965-67 biennium?"

Senator Durkan:

"Mr. President:

"Approximately \$116 million."

Senator Ryder:

"Is this an estimate which is agreed to by the State Tax Commission?"

Senator Durkan:

"My answer would have to be no, Senator, at the present time. I don't think they agree to it, although in essence we will find out Friday whether or not they have readjusted their estimates."

Senator Ryder:

"You don't know what their estimate is at this moment?"

Senator Durkan:

"I think they were down somewhere between \$95 million and \$100 million."

Senator Ryder:

"I think that's correct, Senator. We took \$100 million as the top.

"Senator, how much of this surplus, this estimated surplus, you say \$116 million and I might say \$100 million, do you intend to use to balance your present spending budget from the general fund the bill which the Democrats passed here and is now in conference?"

Senator Durkan:

"Senator, the question is not answerable by one statement, but I could probably answer it best this way and that is we have taken your figures of between \$95 and \$100

million and worked with them and we will, according to our estimates and the people who are advising us, be able to balance the budget as I stated previously, give all of the services that were indicated in the Senate budget along with the capital construction program as evidenced by us and we still will have a surplus which, if we desire, we can use for such things as contingency funds. That surplus will be between \$7 and \$10 million."

Senator Ryder:

"You say you would have \$7 to \$10 million after using the amount of money that you estimate would be needed to balance the budget?"

Senator Durkan:

"That's correct."

Senator Ryder:

"But what I'm getting at is how much of this money would then be needed to balance the budget?"

Senator Durkan:

"Senator, you'll notice that the only thing we have taken out which would change the Governor's proposal, the only thing we have taken out of the capital construction budget as far as surplus is concerned is approximately \$30 million so this is principally where we differ with the Republican party and the Governor as to the extent of the surplus. Now we may differ again, Senator—we may differ as to the estimates of revenue and it is our opinion that based on the facts that we have—"

Senator Ryder:

"I have another question."

Senator Durkan:

"As soon as I'm finished, Senator, I'll be glad to answer. Based upon the facts that we have, that our estimates are low and that there will be additional moneys that can be used for much needed state services. Now, I'll be happy to answer your next question."

Senator Ryder:

"Well, then from the figures which you have just given us, you say \$7 to \$10 million will be left plus the \$22 million which you do keep in Engrossed House Bill No. 207 as proposed by your committee amendment, as an expenditure from surplus, this is approximately, you say, thirty million so you would be using somewhere in the neighborhood of \$70 million actually."

Senator Durkan:

"No, to answer you directly, Senator. We are using approximately \$30 million other than what your budget proposes."

Senator Ryder:

"We can assume though \$70 million however, is that correct? At least \$70 million?"

Senator Durkan:

"Senator, the answer to your question is, no, you cannot assume it. The answer to your question is that we have differed from your budget by approximately \$30 million and in addition to that we intend to use the railroad money, the windfall of House Bill No. 186. There was approximately \$2 million reversion provided for in House Bill No. 186 that we didn't spend. There will be a reversion which the Governor and the Republican Party did not take into consideration, a second year reversion that was not used in building your budget, and we intend to use that in addition to using such moneys we feel were underestimated in your revenue estimates."

Senator Ryder:

"Senator, I'm still forced to use the \$70 million and may have to add \$16 million on it if your estimate of the surplus is correct, which would bring it up to somewhere

over \$80 million. Now in your budget, the Democratic budget as it was passed by the Senate, you had \$25 million for the cities, is this correct?"

Senator Durkan:

"Yes, we agreed with you, Senator, on that \$25 million, but in addition we felt that since you had appropriated it, we could put in the formula so it would be distributed—"

Senator Ryder:

"We have no quarrel. I was just establishing this point. Is this \$25 million something that would have to be carried on in the 1969-71 budget, or do you intend to support a bill which would broaden the tax basis of the cities so that they may locally pick up this money?"

Senator Durkan:

"Mr. President, Senator:

"I'm not speaking for the Democratic Party on whether we want to broaden the tax basis or anything else, but in answer to you, the \$25 million is the appropriation for the fiscal year of 1967-69. Now as to what will happen in 1969, we only would be guessing here: I can't tell you as to whether or not I am in favor of more local authority. All I can say is that your Governor has proposed some twenty-nine tax packages and in the event any of them should reach the Senate, I would be glad to consider them and give you every opportunity to present them in the Committee on Ways and Means."

Senator Ryder:

"Thank you, Senator. Now one last question: What is your estimate—how much, let's say, is your estimate of income for the 1967-69 biennium over the budget of the Governor?"

Senator Durkan:

"We estimate in the 1967-69 biennium between \$25 and \$30 million. Now these estimates are based upon the economists which the Governor had used and which will be available Friday morning to testify before the Conference Committee here in the legislative chambers."

Senator Ryder:

"Thank you very much, Senator. I think that's all the questions and I have all of the figures which I need right at the moment. That's all the questions, Senator."

Debate ensued:

POINT OF INQUIRY

Senator Bailey:

"I have a question I would like to ask Senator Ryder, Mr. President:

"Senator Ryder, you say that the economists now say that we are in a state of decline as far as recession goes?"

Senator Ryder:

"No, I did not say that, Senator. I said that the national news now indicates that on a national basis we may possibly be entering a recession period and while I made it plain I believe that this certainly has not hit the state of Washington yet and we don't expect it to have the effect on the state of Washington that it has nationally, but it undoubtedly will have some effect."

Senator Bailey:

"Senator Ryder, during the last campaign, the Governor made quite a point of the fact that the national prosperity was the result of his administration in the state of Washington. Do you recall that? I wonder if he is going to take credit for the recession when it hits the state of Washington?"

Senator Ryder:

"Mr. President, I'm sure the Governor is going to take credit for the fact that the recession will not be very deep in the state of Washington and he will be responsible for that."

Debate ensued.

On motion of Senator Greive, the rules were suspended and Senator Herr was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 207 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 28; nays, 18; excused, 3.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—28.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—18.

Excused: Senators Chytil, Hanna, Herr—3.

Engrossed House Bill No. 207 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 530, by Senators Durkan, Foley and Dore:
Authorizing general obligation bonds.

REPORT OF STANDING COMMITTEE

Senate Bill No. 530:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Authorizing general obligation bonds (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 1, line 12, strike "thirty-one" and insert "eighteen"

On page 3, line 7, strike "\$4,163,052" and insert "\$4,450,649"

On page 3, strike all of line 8 and 9.

On page 3, line 10, strike "\$5,835" and insert "\$5,238"

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, Mike McCormack, David E. McMillan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman.

On motion of Senator Durkan the Senate resolved itself into a Committee of the Whole, President Pro Tempore Al Henry in the Chair, for the purpose of considering Senate Bill No. 530.

COMMITTEE OF THE WHOLE

Senate Bill No. 530 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Al Henry presiding, with the recommendation that it do pass as amended.

On motion of Senator Henry, the report of the committee was adopted.

On motion of Senator Henry, the reading had in the Committee of the Whole was considered the second reading of Senate Bill No. 530.

On motion of Senator Durkan, the committee amendments to Senate Bill No. 530, adopted in the Committee of the Whole, were adopted by the Senate.

On motion of Senator Durkan, the rules were suspended, Engrossed Sen-

ate Bill No. 530 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 530 and the bill passed the Senate by the following vote: Yeas, 29; nays, 18; absent or not voting, 0; excused, 2.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—29.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Lennart, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—18.

Excused: Senators Chytil, Hanna—2.

Engrossed Senate Bill No. 530, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 531, by Senators Durkan, Foley and Dore:
Authorizing general obligation bonds.

REPORT OF STANDING COMMITTEE

Senate Bill No. 531:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Authorizing general obligation bonds (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass with the following amendments:

On page 1, line 4, after "commission" and before ":", insert "and capital improvements for the Department of Fisheries"

On page 1, line 9, after "commission" and before ":", insert "and department of fisheries"

On page 1, line 12, strike the words "four million three hundred twenty-seven" and insert "ten million ninety-seven"

On page 2, strike all of "NEW SECTION. Sec. 2" and insert:

"NEW SECTION. Sec. 2. The proceeds from the sale of the bonds authorized herein shall be deposited: in the parks and parkways account of the general fund or such other account or fund as shall be established for this purpose an amount not to exceed \$9,354,996; in a department of fisheries construction account of the general fund or such other account or fund as shall be established for this purpose an amount not to exceed \$1,604,800. Any agency or commission charged with the administration of these accounts or funds is authorized to use or permit the use of any funds derived from the sale of bonds authorized under this act as matching funds in any case where federal or other funds are made available on a matching basis for projects within the purposes of this act."

On page 2, strike all of lines 11 and 12 and insert:

"NEW SECTION. Sec. 3. A parks and recreation bond redemption fund and a fisheries construction bond redemption fund is created in the state treasury. These funds shall be"

On page 2, line 16, strike "amount" and insert "amounts"

On page 2, strike all of lines 18 and 19 and insert: "state treasurer shall deposit such amounts in said parks and recreation and fisheries construction bond redemption funds from moneys transmitted to the state treasurer by"

On page 3, strike all of lines 5 through 10, and insert:

"For the Parks and Recreation Commission

Repair and improve park facilities..... \$1,131,032

Purchase and develop park sites.....	491,212
Develop and expand park facilities.....	1,209,500
Initial development of park sites.....	1,500,252
Park facilities: Bayview.....	150,000
Land preservation fund (SB 354).....	4,000,000
For the Department of Fisheries	
Sunset Falls fishway.....	1,604,800
For the Finance Committee.....	10,204'

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, Mike McCormack, David E. McMillan, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman.

On motion of Senator Durkan the Senate resolved itself into a Committee of the Whole, President Pro Tempore Al Henry in the Chair, for the purpose of considering Senate Bill No. 531.

COMMITTEE OF THE WHOLE

Senate Bill No. 531 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Al Henry presiding, with the recommendation that it do pass as amended.

On motion of Senator Henry, the report of the committee was adopted.

On motion of Senator Henry, the reading had in the Committee of the Whole was considered the second reading of Senate Bill No. 531.

On motion of Senator Durkan, the committee amendments to Senate Bill No. 531, adopted in the Committee of the Whole, were adopted by the Senate.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 531 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 531 and the bill passed the Senate by the following vote: Yeas, 30; nays, 17; absent or not voting, 0; excused, 2.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—30.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—17.

Excused: Senators Chytil, Hanna—2.

Engrossed Senate Bill No. 531, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 532, by Senators Durkan, Foley and Dore:
Authorizing capital improvement bonds.

REPORT OF STANDING COMMITTEE

Senate Bill No. 532:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Authorizing capital improvement bonds (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 1, strike line 4 and insert "the state patrol, the state library, the institutions of higher education and the department of insti-"

On page 1, line 10, after "for" and before "the" insert "the state patrol, the state library,"

On page 1, line 13, strike "nineteen" and insert "sixty-six"

On page 1, line 14, strike "five hundred forty-six" and insert "nine hundred sixty-one"

On page 3, strike all of lines 7 through 33, inclusive, and insert in lieu thereof:

"For the State Patrol

Construction of a state patrol academy..... \$ 812,000

For the Department of Institutions, Headquarters

Repair or replace utility facilities and install emergency generators at various institutions \$ 1,940,000

For the Washington Correction Center

Construct and equip honor housing for 270 inmates..... \$1,875,630

For the Cascadia Juvenile Reception-Diagnostic Center

Construct and equip two new diagnostic cottages..... \$ 384,000

For the Maple Lane School

Construct and equip treatment security unit..... \$ 264,970

For the Green Hill School

Construct and equip treatment security unit and renovate isolation unit \$ 727,870

For the Spruce Canyon Youth Camp

Construct and equip vocational-gymnasium building..... \$ 194,411

For the School for the Blind

Construct and equip student residence hall..... \$ 373,000

For the School for the Deaf

Construct and equip field house..... \$ 150,000

For Western Hospital

Renovate and equip laundry building..... \$ 152,255

For the Rainier School

Construct and equip training and service building..... \$ 650,000

Construct and equip volunteer services building..... \$ 150,000

For the Fircrest School

Construct and equip care and therapy building..... \$2,844,280

For the University of Washington

Construct and equip law school center..... \$5,100,000

Construct and equip psychology building..... \$3,500,000

Construct and equip performing arts building..... \$3,700,000

Construct and equip computer center addition..... \$1,300,000

Construct and equip electrical engineering addition..... \$ 650,000

Enlarge plant services building..... \$1,900,000

Expand and equip radiation therapy and hospital clinic..... \$2,050,000

For Washington State University

Construct and equip agricultural services building..... \$3,934,775

Construct and equip physical sciences building..... \$3,148,630

For Western Washington State College

Construct additional instruction facilities..... \$1,883,500

Construct and equip physical education addition..... \$ 490,000

Construct and equip administration building..... \$1,650,000

Renovation of Old Main..... \$ 975,000

For Central Washington State College

Construct and equip instructional center..... \$3,009,500

Construct and equip library addition..... \$2,070,000

For Eastern Washington State College

Construct and equip health and physical education building..... \$1,125,000

Construct and equip classroom building..... \$1,500,000

Construct and equip radio-television building..... \$ 500,000

Construct and equip drama building.....	\$ 800,000
Construct and equip art building.....	\$1,090,000
For the Fourth State College	
Construction Phase I.....	\$15,000,000
For the State Library	
Matching grants for local library construction.....	\$1,000,000
For the Finance Committee.....	\$ 66,179"

On page 4, line 9, strike "1967" and insert "1968"

On page 4, strike all of *NEW SECTION. Sec. 9* and insert:

"*NEW SECTION. Sec. 9.* Anything in this act to the contrary notwithstanding, the sum of sixty-six million eight hundred seventy-one thousand dollars authorized for issue as general obligation bonds in section 1 of this act shall be reduced to the sum of eleven million four hundred forty thousand dollars and each capital project for institutions of higher education for which appropriations are made in section 6 of this act shall be deleted; *Provided*, That this section 9 shall not be operable unless the constitutional amendment proposed in Senate Joint Resolution No. 17 shall be adopted by the electorate in the 1967 general election."

Martin J. Durkan, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, Mike McCormack, David E. McMillan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman.

On motion of Senator Durkan the Senate resolved itself into a Committee of the Whole, President Pro Tempore Al Henry in the Chair, for the purpose of considering Senate Bill No. 532.

COMMITTEE OF THE WHOLE

Senate Bill No. 532 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Al Henry presiding, with the recommendation that it do pass as amended.

On motion of Senator Henry, the report of the committee was adopted.

On motion of Senator Henry, the reading had in the Committee of the Whole was considered the second reading of Senate Bill No. 532.

On motion of Senator Durkan, the committee amendments to Senate Bill No. 532, adopted in the Committee of the Whole, were adopted by the Senate.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 532 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 532 and the bill passed the Senate by the following vote: Yeas, 28; nays, 19; excused, 2.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Uhlman, Washington, Woodall—28.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Lennart, Mardesich, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Talley, Twigg, Williams—19.

Excused: Senators Chytil, Hanna—2.

Engrossed Senate Bill No. 532, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTE

PROTEST

We regard the Democrat plan implicit in House Bill No. 207 and Senate Bill Nos. 530, 531 and 532 as not unlike the use of family savings for food, clothing, and utilities during period of full regular employment. Under such a plan, when the savings are spent, the family's spending habits being established, new sources of money are needed to maintain the then established standard of living. Under the Democrat plan, we will establish a state spending level that will require \$120 million in new taxes the next biennium, based on 1967-69 projections. We prefer to keep the state's spending within regular income, so as to keep income and outgo under control.

Accordingly, we opposed the removal of the capital items from House Bill No. 207 which would have been financed out of surplus and insertion of the capital items in Senate Bill Nos. 530, 531 and 532 to be funded by general obligation bonds, in order to free some thirty-one million dollars of savings—money in the bank, if you please—for increased spending for current operations during the 1967-69 biennium.

Our no votes on Senate Bill Nos. 530, 531 and 532 do not represent opposition to the projects themselves; rather, they represent opposition to the method of financing them—in view of the opportunity to pay for them out of surplus.

(Signed) Senators James A. Andersen, John N. Ryder, Sam C. Guess, R. Frank Atwood, Damon R. Canfield, Fred G. Redmon, Herbert H. Freise, Lawrence Faulk, Walter B. Williams, Robert W. Twigg, Richard G. Marquardt, Marshall A. Neill, Ted G. Peterson, Jack Metcalf, Harry A. Lewis, Joel Pritchard.

Senate Bill No. 545, by Senator Washington:

Authorizing issuance of highway construction bonds and establishing reserve funds for certain purposes.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 545 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Washington yield:

"Senator Washington, I noticed you said something about handling things the way you do over in the Columbia Basin area? Did you say something about this?"

Senator Washington:

"Yes, I did."

Senator Woodall:

"You mean if we vote for this, we might have the rest of our roads in the same condition as the Columbia Basin area?"

Senator Washington:

"Senator, remember those roads in the Columbia Basin have all been paid back. The interest has been paid back by the counties and every penny that has been borrowed on bond issues, using the bonding capacity of the state, have been paid back with interest. There's not one penny in arrears and the gas tax allocation from each county is pledged. It isn't even paid to the county. The State Highway Department has the money and each period when the money is allocated, a portion is allocated to pay off the bonds. This provision would be the same way if any city or county borrows money under this \$25 million and the terms of the bonds of course which were provided for repayment. The Highway Department will automatically repay the bonds for the city or county from gasoline tax funds and not even turn it over to the county."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 545 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Chytil, Hanna—2.

Senate Bill No. 545, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 5:10 p.m., on motion of Senator Greive, the Senate adjourned until noon, Friday, March 17, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

EIGHTH DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Friday, March 17, 1967.

The Senate was called to order at noon by President Pro Tempore Al Henry.

The Secretary called the roll and announced to the President Pro Tempore that all Senators were present except Senators Dore and Mardesich.

The Color Guard consisting of Pages Tex Strickland, Color Bearer, and Sally Weiss, presented the Colors.

Reverend Charles Howard Perry, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Almighty God by whom the meek are guided in judgment and from whom light and truth come for those of a godly character, grant to the members of this Senate of the state of Washington such a sense of their responsibility to serve this people that they may in humility turn to Thee in quiet prayer and thoughtful meditation. Thou art never far from us, O God our Father; may we never stray too far from Thee, that He was a person before he became a tradition.

"On this day when we recall the life of St. Patrick may we not forget that there is still bigotry and slavery in our world, that men and women still need to be delivered from the snakes which crawl amongst us to corrupt both body and mind, and that service to one's fellowman is still the highest form of human labor and work. May we, following the example of Patrick, pray for our enemies and work for their conversion to a better view of life.

"In the press of our political judgments help us not to lose sight of the values and standards that make our political institutions possible and that give expression to the trust and confidence a free people show towards one another. Help us always to discern the fine line between political convictions and political expediency. May we serve our convictions and our constituents rather than our bellies or our own private interests.

"Help us, O God, to deal graciously with the power committed into our hands, and never be ashamed to behold our own face in a mirror nor afraid to look into the eyes of our friends nor to meet Thee face to face.

"All this we offer to Thee, our God and Father, in the name of Jesus Christ our Lord. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEES

The President Pro Tempore announced the presence within the bar of the Senate of Acting Governor and Mrs. John Cherberg and appointed a special committee consisting of Senators Ryder, Neill, Greive and Bailey to escort Acting Governor and Mrs. Cherberg to a place of honor on the rostrum.

The President Pro Tempore announced the presence within the bar of the Senate of Miss Sandra Lee Marth, Miss Washington for 1967, and appointed a special committee consisting of Senators Chytil, Peterson (Ted), Hanna and Knoblauch to escort Miss Washington and her mother, Mrs. Marth, to a place of honor upon the rostrum.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 17, 1967.

Mr. President:

The House has adopted: House Concurrent Resolution No. 35, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

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

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 35, by Representatives Kalich, Jastad and Wolf:

Declaring Miss Washington of 1967 as the state's official hostess.

On motion of Senator Chytil, the rules were suspended, House Concurrent Resolution No. 35 was advanced to second reading and read the second time in full.

On motion of Senator Chytil, the rules were suspended, House Concurrent Resolution No. 35 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

With leave of the Senate, business was suspended to permit Miss Washington to address the Senate and to sing a selection of songs for the Senate.

The Secretary read:

SENATE RESOLUTION

1967 EX - 13

By Senator Uhlman:

Whereas, The federal government, through the Demonstration Cities and Metropolitan Development Act of 1966 (Public Law 89-754), offers an opportunity to selected cities of this nation to focus maximum resources in fighting the physical, social, health and economic problems of the poor and blighted portions of those cities; and

Whereas, This opportunity is extended not only to the largest of our cities, but to cities of all sizes, recognizing that these problems, although concentrated in our largest cities, can occur almost anywhere; and

Whereas, The federal law, recognizing that local governments do not have the resources to carry on these massive battles alone, would make supplemental grants to those cities designated as "Demonstration Cities", returning up to eighty percent of the local moneys, which match the federal programs to these cities, which would be used to create new, imaginative, and innovative programs in these same areas; and

Whereas, Several cities in the state of Washington have indicated a desire to participate in this program and are preparing applications to the federal government and are thus in competition with hundreds of cities from all over the United States to be designated as one of perhaps seventy cities which will ultimately participate in the program. To assist them in this competition and to assure them of maximum impact on the areas which they wish to improve, it is imperative that every agency of the state of Washington which can participate in these areas does its utmost to assist the cities.

Now Therefore, Be It Resolved, by the Senate, that all agencies and departments of the state of Washington and the employees and officials thereof are requested to offer every assistance to local governments in the planning and execution of the Demonstration Cities program and to the plans for Demonstration Cities developed by the citizens of those areas.

And Be It Further Resolved, That the Legislative Budget Committee be requested to make a study into the feasibility and financial impact of leaving with the local agency for further use for said program the funds returned to the local agency by the federal government under the provisions of Public Law 89-754 regardless of the original source of such funds.

On motion of Senator Uhlman, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 16, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 530,

Senate Bill No. 531,

Senate Bill No. 532, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: Frank W. Foley, R. R. Bob Greive, Marshall A. Neill.

Senate Bill No. 547:

Senate Chamber,
Olympia, Wash., March 16, 1967.

Authorizing certain municipal nonprofit corporations (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that Substitute Senate Bill No. 547 be substituted therefor and that the substitute bill do pass.

Gordon Herr, *Chairman.*

We concur in this report: Joe Chytil, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 622:

Senate Chamber,
Olympia, Wash., March 16, 1967.

Authorizing supervisor of banking to fix reserve requirements within prescribed limits (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman,*

August P. Mardesich, *Vice Chairman.*

We concur in this report: John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Had-don Morgan, Marshall A. Neill, Lowell Peterson, Joel Pritchard, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 29:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Changing limitations on property taxes to a dollar amount and authorizing income taxes by the state and municipal corporations (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Fred H. Dore, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 269:

Senate Chamber,
Olympia, Wash., March 16, 1967.

Establishing traffic safety commission (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, Ernest W. Lennart, Lowell Peterson, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 304:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Establishing community mental retardation program (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Frank W. Foley, Gordon Herr, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Gordon Sandison, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE GOVERNOR

State of Washington, President of the Senate,
Olympia, March 17, 1967.

To The Honorable Members of the Senate,
Lady and Gentlemen:

Betty and I have the honor of extending to each of you and the members of your family on this auspicious occasion, my most sincere best wishes and cordial greetings for a pleasant Saint Patrick's Day.

Sincerely,
John A. Cherberg,
Acting Governor.

State of Washington, Office of the Governor,
Olympia, March 16, 1967

To The Honorable, The Senate of the State of Washington,
Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Senate Bill No. 139

Regulating deposits of funds of joint operations of local governments.

Very truly yours,

Raymond W. Haman,

Legal Counsel to the Governor.

State of Washington, Office of the Governor,

Olympia, March 15, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 259

Amending deed of trust act.

Senate Bill No. 376

Supplements constitutional amendment changing what constitutes common school fund and providing for common school construction fund.

Senate Bill No. 53

Providing for the humane slaughter of animals.

Senate Bill No. 36

Amending the motor vehicle code.

Very truly yours,

Raymond W. Haman,

*Legal Counsel to the Governor.***MESSAGES FROM THE HOUSE**

House of Representatives,

Olympia, Wash., March 15, 1967.

Mr. President:

The House has adopted: House Concurrent Resolution No. 33 and Engrossed House Concurrent Resolution No. 34, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,

Olympia, Wash., March 16, 1967.

Mr. President:

The Speaker has signed: Senate Joint Memorial No. 19, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,

Olympia, Wash., March 16, 1967.

Mr. President:

The Speaker has signed: House Concurrent Resolution No. 31, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,

Olympia, Wash., March 17, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 207 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,

Olympia, Wash., March 17, 1967.

Mr. President:

The Speaker has signed: Senate Joint Memorial No. 9,
Senate Joint Memorial No. 20, and the same are herewith transmitted.Malcolm McBeath, *Chief Clerk.*

On motion of Senator Rasmussen, the Senate refused to recede from its amendments to Engrossed House Bill No. 207 and asked the House for a conference thereon.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time and acted upon as indicated:

Senate Bill No. 629, by Senators Greive, McCormack, Marquardt and Faulk:

An Act relating to revenue and taxation; and providing certain tax credits and exemptions for air and water pollution control facilities.

Referred to Committee on Ways and Means.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 629.

FIRST READING OF HOUSE RESOLUTIONS

The following were read first time by title and acted upon as indicated:

House Concurrent Resolution No. 33, by Representatives Hoggins, Holman and Garrett:

Providing for study of LID's and law implementing same by legislative council.

On motion of Senator Metcalf, the rules were suspended, House Concurrent Resolution No. 33 was advanced to second reading and read the second time in full.

On motion of Senator Metcalf, the rules were suspended, House Concurrent Resolution No. 33 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

Engrossed House Concurrent Resolution No. 34, by Representatives Cunningham, Mahaffey and Hoggins:

Providing for a study of pay status of noncertificated public school employees.

Referred to Committee on Education.

APPOINTMENTS OF SPECIAL COMMITTEES

The President Pro Tempore announced the presence within the bar of the Senate of former State Senator Edward F. Riley, and appointed a special committee consisting of Senator Knoblauch and Senator Lennart to escort former Senator Riley to a place of honor upon the rostrum.

The President Pro Tempore announced the presence within the bar of the Senate of former State Senator Michael J. Gallagher, and appointed a special committee consisting of Senators Gissberg and Peterson (Ted) to escort former Senator Gallagher to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit former Senators Riley and Gallagher to address the Senate.

APPOINTMENT OF CONFERENCE COMMITTEE

The President Pro Tempore announced the appointment of Senators Durkan, Dore and Neill as Senate members of the Conference Committee on Engrossed House Bill No. 207.

On motion of Senator Greive, the appointments were confirmed.

SECOND READING OF BILLS

Senate Joint Resolution No. 13, by Senators McMillan, Lennart, Gissberg, Woodall, Donohue, Guess, Canfield, Redmon, Henry and Talley:

Requiring the assessment of property at twenty-five percent of true value.

On motion of Senator Woodall, Senate Joint Resolution No. 13 on second reading was made a special order of business for 12:30 p.m., Monday, March 20, 1967.

There being no objection, the Senate returned to the fourth order of business.

The Secretary read:

GUBERNATORIAL APPOINTMENT

MESSAGES FROM THE GOVERNOR AND STATE OFFICIAL

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of The State of Washington.
Lady and Gentlemen:

I have the honor to submit the following appointment to the position of member of the State Highway Commission, subject to your confirmation:

Robert L. Mikalson, appointed July 15, 1965, for a term ending July 1, 1971, succeeding himself.

Sincerely,
DANIEL J. EVANS,
Governor.

It was moved by Senator Greive that the rules be suspended and that the appointment of Robert L. Mikalson to the position of member of the State Highway Commission, be now confirmed.

PERSONAL PRIVILEGE

Senator Washington:

"Mr. President:

"Speaking in behalf of the appointment, Commissioner Mikalson served a term under the preceding Governor. He served in an excellent manner. He has certainly conducted his office and conducted himself in a manner which most of us can certainly approve. Much of the excellent work on the highway system, the advances that have been made of course are due to his work and the work of the other members of the commission and I think it was singular again that the new Governor saw fit to reappoint Mr. Mikalson. Having worked closely with him as chairman of the Senate Highways Committee, and as a former chairman of the Joint Interim Committee on Highways, I recommend him highly and certainly hope his appointment will be confirmed."

Senator Redmon:

"Mr. President and members of the Senate:

"I knew Mr. Mikalson when he was a football player and a union business agent. He has been on the highway commission and has done a good job. I thoroughly recommend that you give him your consideration and confirm him as a member of the highway commission."

Senator Bailey:

"Mr. President:

"I would like to second the nomination of the confirmation of Bob Mikalson. He is from our district, southwest Washington. He has been a very good man to contact at any time. There was never any problem that we ever have had in southwest Washington that Bob Mikalson wasn't available to come and settle or try to settle with the Highway Commission. He is a representative of organized labor on the Commission. He is also a good Democrat which is necessary on the Commission. He is a very good member of the Highway Commission."

Senator Chytil:

"Mr. President and members of the Senate:

"I, too, want to add my remarks and concur with those that have been given. I have known Bob Mikalson for a number of years. He not only does a good job on the Commission, but he is also active in community affairs throughout my area in Lewis county and the Centralia-Chehalis area, and I hope that you do confirm Bob Mikalson."

The motion was carried.

APPOINTMENT OF ROBERT L. MIKALSON

The Secretary called the roll and the appointment of Robert L. Mikalson to the position of member of the State Highway Commission, was confirmed by the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Dore, Durkan, Foley, Gissberg, Mardesich, Pritchard—6.

Having received the approval of the Senate, the appointment of Robert L. Mikalson to the position of member of the Washington State Highway Commission, was confirmed.

The Secretary read:

Washington State Highway Commission, Department of Highways,
Olympia, January 17, 1967.

To The Honorable, The Senate of the State of Washington.

Legislative Building
Olympia, Washington

Lady and Gentlemen:

In accordance with the provisions of Section 6, Chapter 1, Laws of 1961, (RCW 41.06.060), the Washington State Highway Commission respectfully submits for confirmation of the Washington State Senate the following appointment to the Highway Personnel Board in the six-year term ending January 2, 1973, as made in official Commission meeting on January 16, 1967:

Dr. R. R. Rathfelder
5741 South Upland Road
Seattle, Washington 98118

Yours very truly,

Washington State Highway Commission,
By: Elmer C. Huntley,
Chairman.

APPOINTMENT BY STATE HIGHWAY COMMISSION

It was moved by Senator Greive that the rules be suspended and that the appointment of Dr. R. R. Rathfelder to the position of member of the Highway Personnel Board, be now confirmed.

PERSONAL PRIVILEGE

Senator Washington:

"Mr. President:

"Dr. Rathfelder appeared before the Senate Highway Committee and demonstrated to the Committee a long and illustrious background in the field of personnel relationships, working with personnel and working in industry. I am sure it was the feeling of

all of the members of the Highway Committee who talked with him that he was eminently qualified for this position and should be confirmed."

The motion was carried.

APPOINTMENT OF DR. R. R. RATHFELDER

The Secretary called the roll and the appointment of Dr. R. R. Rathfelder to the position of member of the Washington State Highway Personnel Board, was confirmed by the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Wood—all—44.

Absent or not voting: Senators Dore, Foley, Herrmann, Mardesich, Morgan—5.

Having received the approval of the Senate, the appointment of Dr. R. R. Rathfelder to the position of member of the Washington State Highway Personnel Board, was confirmed.

The Secretary read:

State of Washington, President of the Senate,
Olympia, March 17, 1967.

To The Members of The Senate.

Lady and Gentlemen:

You are cordially invited to attend a planting of a Sequoia Redwood tree in memory of President John F. Kennedy.

The ceremony will take place at 2:00 p.m. today near the Tivoli Fountain on the Capitol Campus.

I hope that you can be present.

Sincerely,
John A. Cherberg,
Acting Governor.

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

THIRD READING OF BILL AND RESOLUTION

It was moved by Senator Greive that the Senate do now consider Engrossed Senate Bill No. 386 on third reading.

The motion was carried.

Engrossed Senate Bill No. 386, by Senators Neill, Foley and Ryder:

Authorizing regents and trustees of institutions of higher learning to make certain contracts.

On motion of Senator Neill the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 386 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 386 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Atwood, Dore, Foley, Gissberg, McMillan, Morgan—6.

Engrossed Senate Bill No. 386, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

It was moved by Senator Greive that the Senate do now consider Senate Joint Resolution No. 24 on third reading.

The motion was carried.

Senate Joint Resolution No. 24, by Senators Gissberg and Kupka:

Providing for filling of vacancies in partisan offices.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Senate Joint Resolution No. 24 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 24 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senators Dore, Foley—2.

Senate Joint Resolution No. 24, having received the constitutional two-thirds majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

**The President signed: Senate Joint Memorial No. 15,
House Concurrent Resolution No. 31.**

MOTION

At 1:15 p.m., on motion of Senator Greive, the Senate adjourned until noon, Monday, March 20, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

ELEVENTH DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Monday, March 20, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Metcalf.

On motion of Senator Atwood, Senator Metcalf was excused.

The Color Guard, consisting of Pages Gregory Klump, Color Bearer, and Jill Rutherford, presented the Colors.

Reverend Charles Howard Perry, pastor of St. John's Episcopal Church of Olympia offered prayer as follows:

"O God, our Heavenly Father, the source of all wisdom, the giver of all truth, help us to keep from separating our religious convictions from our convictions about life and work. Give us discernment of things spiritual even as we are enabled to discern truth in our material world. We pray for understanding which encompasses knowledge and belief about man even as we seek through the processes of our minds and political structures to order the society of men. Let us not be de-humanized as we seek ways to improve the conditions under which humans work and play, love and sleep, grow in age, learn about and experience the fullness of your creation.

"In this Holy Week when we recall the self-offering of Jesus of Nazareth, help us to contemplate the meaning of holiness and see in the Majesty of His humility the glory of all human selflessness. May we not boast of our power and influence before we have considered the meaning of responsibility and the qualifications of moral leadership.

"Bestow your blessing upon the members of this Senate and grant that they may always turn to you in faith, confidence and hope as they seek to fulfill your will in guiding the affairs of this State.

"All of this, O God, we offer as our prayer this day. May this be a day in which your will is done in this House and your purposes for men and women furthered through the labor of those appointed to serve here. We pray in the name of Jesus Christ who said 'ask and you shall receive; seek and you shall find; knock and the door shall be opened for you.' Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 20, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Memorial No. 6, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank W. Foley, R. R. Bob Greive.

Engrossed House Bill No. 360:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Providing certain guidelines for state participation in federal programs (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank W. Foley, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 20, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 207 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives: Goldsworthy, Saling, DeJarnatt.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 20, 1967.

Mr. President:

The Speaker has signed: House Concurrent Resolution No. 33,
House Concurrent Resolution No. 35, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 17, 1967.

Mr. President:

The House has passed: Engrossed Senate Joint Memorial No. 6, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 20, 1967.

Mr. President:

The Speaker has signed: Senate Joint Memorial No. 15, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 17, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 183,
Reengrossed House Bill No. 261,
Engrossed House Bill No. 413,
Engrossed House Bill No. 492,
Engrossed House Bill No. 498,
Substitute House Bill No. 532,
Substitute House Bill No. 534,
Substitute House Bill No. 572,
Engrossed House Bill No. 656,
House Bill No. 675,
House Bill No. 723,
Engrossed House Bill No. 791,
Engrossed House Bill No. 805,
Engrossed House Bill No. 935,
Engrossed House Concurrent Resolution No. 17,
House Concurrent Resolution No. 18, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 17, 1967.

Mr. President:

The House has passed: Engrossed Substitute House Bill No. 639, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: Senate Joint Memorial No. 6,
House Concurrent Resolution No. 33,
House Concurrent Resolution No. 35.**

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 630, by Senators Dore and Gissberg:

An Act creating boards of legislative ethics; prescribing powers, duties and functions; providing procedures in relation thereto; and declaring an emergency.

Referred to Committee on Rules and Joint Rules.

FIRST READING OF HOUSE BILLS AND RESOLUTIONS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 183, by Representatives Whetzel, Chatalas, McGavick, Ceccarelli and Elicker (by Departmental request):

An Act relating to public assistance; adding a new section to chapter 26, Laws of 1959 and to chapter 74.36 RCW.

Referred to Committee on Rules and Joint Rules.

Reengrossed House Bill No. 261, by Representatives Swayze, Bottiger, Sawyer, Marzano, Humiston, Gallagher, Brouillet, Sheridan, Jueling and Neuschwander:

An Act relating to the superior courts and the number of judges therein in certain counties; and amending section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 48, Laws of 1963, and RCW 2.08.061; and amending section 4, chapter 125, Laws of 1951, as amended by section 2, chapter 48, Laws of 1963, and RCW 2.08.062; and amending section 6, chapter 125, Laws of 1951, as last amended by section 1, chapter 35, Laws of 1963, and RCW 2.08.064; and declaring an emergency.

Referred to Judiciary Committee.

Engrossed House Bill No. 413, by Representatives Perry, Leland and Heavey:

An Act relating to electricians' license bonds; and amending section 4, chapter 169, Laws of 1935 as last amended by section 3, chapter 117, Laws of 1965 extraordinary session and RCW 19.28.120.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 492, by Representatives Berentson, Veroske and Sawyer:

An Act relating to harbor lines; and amending section 1, chapter 139, Laws of 1963 (uncodified).

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 498, by Representatives Humiston, Thompson and Elicker (by Departmental request):

An Act relating to public health; amending section 43.20.010, chapter 8, Laws of 1965 and RCW 43.20.010; amending section 43.20.040, chapter 8, Laws of 1965 and RCW 43.20.040; amending section 43.20.050, chapter 8, Laws of 1965 and RCW 43.20.050; amending section 43.20.060, chapter 8, Laws of 1965

and RCW 43.20.060; adding new sections to chapter 8, Laws of 1965 and to chapter 43.20 RCW; and prescribing penalties.

Referred to Committee on Rules and Joint Rules.

Substitute House Bill No. 532, by Committee on Financial Institutions and Insurance:

An Act relating to motor vehicle insurance; providing a procedure to effect cancellation of a motor vehicle insurance policy; prescribing duties and functions in relation thereto; and adding new sections to chapter 79, Laws of 1947 and to chapter 48.18 RCW.

Referred to Committee on Rules and Joint Rules.

Substitute House Bill No. 534, by Committee on State Government:

An Act relating to state government; providing periods and methods for payment of salaries; amending section 1, chapter 130, Laws of 1891 and RCW 42.16.010; and creating new sections.

Referred to Committee on Rules and Joint Rules.

Substitute House Bill No. 572, by Committee on Natural Resources:

An Act relating to the management of certain tidelands owned by the state of Washington; transferring certain powers and duties to the parks and recreation commission and prescribing powers and duties in relation thereto.

Referred to Committee on Rules and Joint Rules.

Engrossed Substitute House Bill No. 639, by Committee on Revenue and Taxation:

An Act relating to revenue and taxation; establishing a single rate net income tax; amending the state business and occupation tax; amending the state retail sales and use taxes; adding a new chapter to chapter 15, Laws of 1961 and to Title 82 RCW; amending section 1, chapter 7, Laws of 1963 as amended by section 1, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.050; amending section 82.04.230, chapter 15, Laws of 1961 and RCW 82.04.230; amending section 82.04.240, chapter 15, Laws of 1961 as amended by section 5, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.240; amending section 82.04.250, chapter 15, Laws of 1961 and RCW 82.04.250; amending section 82.04.260, chapter 15, Laws of 1961 as amended by section 6, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.260; amending section 82.04.270, chapter 15, Laws of 1961 and RCW 82.04.270; amending section 82.04.280, chapter 15, Laws of 1961 as amended by section 1, chapter 168, Laws of 1963 and RCW 82.04.280; amending section 82.04.290, chapter 15, Laws of 1961 as amended by section 2, chapter 28, Laws of 1963 extraordinary session and RCW 82.04.290; amending section 82.08.020, chapter 15, Laws of 1961 as last amended by section 13, chapter 173, Laws of 1965 extraordinary session and RCW 82.08.020; amending section 82.12.020, chapter 15, Laws of 1961 as last amended by section 18, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.020; repealing section 82.04.295, chapter 15, Laws of 1961 and RCW 82.04.295; repealing section 82.04.296, chapter 15, Laws of 1961, section 2, chapter 293, Laws of 1961 and RCW 82.04.296; and prescribing effective dates.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 656, by Representatives Garrett, Holman and Rosellini:

An Act relating to the state-wide city employees' retirement system; creating a supplemental benefits fund; amending section 10, chapter 71, Laws

of 1947 as last amended by section 1, chapter 99, Laws of 1965 extraordinary session and RCW 41.44.100; amending section 14, chapter 71, Laws of 1947 as last amended by section 4, chapter 99, Laws of 1965 extraordinary session and RCW 41.44.140; amending section 19, chapter 71, Laws of 1947 as last amended by section 8, chapter 99, Laws of 1965 extraordinary session and RCW 41.44.190; and adding new sections to chapter 71, Laws of 1947 and to chapter 41.44 RCW.

Referred to Committee on Rules and Joint Rules.

House Bill No. 675, by Representatives Brouillet and Clarke (George):

An Act relating to school instructional materials; amending section 2, chapter 68, Laws of 1955 as last amended by section 1, chapter 49, Laws of 1965 extraordinary session and RCW 28.58.100; and repealing sections 1 through 8, pages 316 through 319, Laws of 1909, section 1, chapter 79, Laws of 1929 and RCW 28.23.005 through 28.23.050.

Referred to Committee on Rules and Joint Rules.

House Bill No. 723, by Representatives Taylor and King:

An Act relating to the residence requirements for appointment of police officers in cities of the first class; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.22 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 791, by Representatives Hubbard, Copeland and Goldsworthy:

An Act relating to, providing for and authorizing and regulating thoroughbred and/or standard bred horse racing; and adding a new section to chapter 55, Laws of 1933 and to chapter 67.16 RCW.

Referred to Committee on State Government.

Engrossed House Bill No. 805, by Representatives Newschwander, Kink and Newhouse:

An Act relating to public utilities engaged in the electrical business; declaring a legislative policy against duplication of electric lines and service; and authorizing service agreements between utilities.

Referred to Committee on Public Utilities.

Engrossed House Bill No. 935, by Representatives Hawley, Flanagan and Taylor:

An Act relating to food fish and shellfish and changing certain commercial fishing license fees; amending section 75.18.080, chapter 12, Laws of 1955 and RCW 75.18.080; amending section 1, chapter 171, Laws of 1957 and RCW 75.28.012; amending section 2, chapter 171, Laws of 1957 as amended by section 3, chapter 309, Laws of 1959 and RCW 75.28.013; amending section 75.28.060, chapter 12, Laws of 1955, as last amended by section 1, chapter 30, Laws of Chapter 12, Laws of 1955, as last amended by section 1, chapter 30, Laws of 1965 extraordinary session and RCW 75.28.060; amending section 5, chapter 309, Laws of 1959, as amended by section 1, chapter 73, Laws of 1965 extraordinary session, and RCW 75.28.085; amending section 6, chapter 309, Laws of 1959 and RCW 75.28.087; amending section 75.28.130, chapter 12, Laws of 1955, as last amended by section 4, chapter 73, Laws of 1965 extraordinary session, and RCW 75.28.130; amending section 75.28.140, chapter 12, Laws of 1955, as last amended by section 5, chapter 73, Laws of 1965 extraordinary session, and RCW 75.28.140; amending section 75.28.190, chap-

ter 12, Laws of 1955, as last amended by section 10, chapter 73, Laws of 1965 extraordinary session and RCW 75.28.190; amending section 75.28.220, chapter 12, Laws of 1955, as last amended by section 12, chapter 73, Laws of 1965 extraordinary session, and RCW 75.28.220; and providing an effective date.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Concurrent Resolution No. 17, by Representatives Kopet and Day:

Pertaining to the Boy Scout World Jamboree.

Referred to Committee on Rules and Joint Rules.

House Concurrent Resolution No. 18, by Representatives Holman, Bagnariol, Elicker, Leckenby, Barden, Clarke (George W.), Kirk, Heavey, Harris, Brazier, Bluechel, Murray, Newschwander, Mahaffey, Chapin, Smythe, Lewis, Wanamaker, Zimmerman, Rosellini, Whetzel, Cunningham, Kiskaddon, Barentson, Bottiger, Flanagan, Wolf, McDougall, Lynch, Adams, McCaffree, Ceccarelli, Gorton, Haussler, McGavick, Hawley, Gladder, Clark (Newman H.) and Hill.

Providing for a study of certain property tax exemptions.

Referred to Committee on Ways and Means.

The President declared the Senate to be at ease.

The President called the Senate to order at 1:20 p.m.

MOTION

At 1:20 p.m., on motion of Senator Gissberg, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The President Pro Tempore called the Senate to order at 2:15 p.m.

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

The Secretary read:

SENATE RESOLUTION

1967 EX - 14

By Senators Herrmann, Connor, McMillan, Uhlman, Kupka, Henry, Cooney, Keefe, Herr, Peterson (Lowell), Donohue, Ridder, Greive, Knoblauch, Bailey, Talley, Foley, Morgan, Rasmussen, Washington, McCormack, McCutcheon, Sandison, Durkan, Dore, Hanna, Hallauer, Gissberg, Mardesich and Lennart:

Whereas, There have been many complaints since its existence in the assigned risk pool for automobile liability insurance within this state, questions being raised as to whether the pool's intended purpose has been achieved and whether it should be continued, many of which complaints were voiced to the interim committee on insurance during its hearings between the thirty-ninth and fortieth sessions of this legislature; and

Whereas, Although such interim committee devoted much time to the study of rating systems and their efficacy in the field of insurance and particular attention was paid to the California system, which allegedly requires proof of competition and relinquishes the requirement of prior rate approval, expert testimony presented proved inadequate to permit a considered judgment by the interim committee and a far more

thorough and detailed study should be made before a legislative decision should be determined upon this vital matter; and

Whereas, Lack of standard provisions in, and general confusion surrounding most school insurance programs has and continues to be a subject of great irritation to the citizens of this state and a phase of the insurance field in particular need of investigation and subsequent remedial legislation; and

Whereas, The admirable job done by the interim committee on insurance prior to the present fortieth session of the legislature was, because of limitations both in time and moneys available for investigatory purposes, but a positive beginning into the investigation and remedy of present inequities in the business of insurance in this state, and the failure to continue such a program of inquiry shall be equivalent to a disavowal of the legitimate economic interest of the majority of this state's citizens; and

Whereas, It appears necessary to determine both the effort put forth and the cost thereof by the insurance industry to influence legislation, or the lack thereof, within this state and more particularly during this fortieth session and extraordinary session of the legislature, and to investigate activities of insurance lobbyists, registered or otherwise, as the case may be, during said period of legislative activity;

Now, Therefore, Be It Resolved, By the members of this Senate, That there be and hereby is created a committee of seven senators, the chairman of such committee to be the present chairman of the standing Senate committee on banks, financial institutions and insurance, and six other members to be appointed by the President of the Senate, and confirmed by the Senate, not more than four of said members on such committee to be from the same political party, to make a study of how the public's interest is being furthered as well as protected, under the present insurance code and the rules and regulations promulgated incident thereto, with particular emphasis on such problems as outlined above; and

Provided Further, That such Senate interim committee on insurance is hereby authorized to sit, hold sessions and meetings and to act during the present extraordinary session of this legislature and at all such times after the adjournment of this legislature, whether or not the Senate has recessed or adjourned, and to hold such hearings, require the attendance of such witnesses and the production of such books, papers, and documents by subpoena or otherwise, and to take such testimony as it deems necessary. Subpoenas shall be issued under the signature of the chairman and shall be served by any person designated by him. The chairman of the committee or any member thereof may administer oaths to witnesses. That in case of disobedience of any person to comply with any subpoena issued in behalf of the committee, or on the refusal of any witness to testify to any matters germane to the subject matter of the committee's study, it shall be the duty of the superior court of any county, or the judge thereof, on application of the committee, to compel obedience by proceedings for contempt, as in the case of disobedience of the requirements of a subpoena issued from such court or a refusal to testify therein; and

Be It Further Resolved, That the committee may accept grants, gifts or donations from any source whatsoever and expend the same in such manner as the committee deems best to carry out the purposes of this Senate Resolution; and

Be It Further Resolved, That the committee may employ such help and technical and legal assistance as the committee deems necessary for the proper and efficient performance of its duties; and

Be It Further Resolved, That the committee and its employees be entitled to their actual traveling, lodging and subsistence expenses while absent from their usual places of residence in the service of the State in attendance at committee meetings, hearings, or while in attendance on committee business and for traveling to and from such meetings, hearings, or while in attendance on such committee business; and

Be It Further Resolved, That the committee may fix the salaries of any employees, experts and advisers of such committee, and that all expenses and salaries shall be paid upon vouchers properly approved, and that the payment of all such salaries and expenses shall be paid from any appropriations made for legislative expenses, the total of such salaries and expenses of the committee not to exceed one hundred thousand dollars; and

Be It Further Resolved, That the committee shall make a report of its findings, including therein recommendations for consideration by the forty-first session of the state's legislature, to the Secretary of the Senate prior to the convening of such session of the legislature.

On motion of Senator Greive, the resolution was ordered printed.

On motion of Senator Greive, Senate Resolution Ex - 14 was ordered to retain its place on the first order of business for tomorrow.

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

INTRODUCTION AND FIRST READING OF SENATE JOINT RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Joint Resolution No. 31, by Senators McCormack, Durkan, Marde-sich and Gissberg:

Amending the constitutional property tax structure.

Referred to Committee on Ways and Means.

On motion of Senator Gissberg, the rules were suspended to permit additional names as sponsors to Senate Joint Resolution No. 31.

SECOND READING OF RESOLUTION

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Joint Resolution No. 13 on second reading.

Senate Joint Resolution No. 13, by Senators McMillan, Lennart, Gissberg, Woodall, Donohue, Guess, Canfield, Redmon, Henry and Talley:

Requiring the assessment of property at twenty-five percent of true value.

On motion of Senator Woodall, Senate Joint Resolution No. 13 on second reading was made a special order of business for noon, tomorrow.

PERSONAL PRIVILEGE

Senator McMillan:

"Mr. President, I would like to say a few words about Senate Joint Resolution No. 13 on personal privilege."

President Pro Tempore Henry:

"On personal privilege, you may, Senator."

Senator McMillan:

"Mr. President:

"I just want to inform the members on the other side of the aisle that the determination on the part of the sponsors of Senate Joint Resolution No. 13 is in no way diminished. It is our prime purpose to bring this matter before us just as soon as possible so that we might pass it. It is urgently needed. The sentiment for this resolution is increasing throughout the state. I wish to repeat: In no wise has our resolution diminished to any extent at all on this matter. We expect to act on this in the near future."

Senator Woodall:

"I'm real glad to hear that Senator McMillan is trying to bring some decision out of the admitted indecision among the majority group."

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

THIRD READING OF RESOLUTION

Senate Joint Resolution No. 4, by Senators Herr, Greive and Connor:

Enabling grant of pension to surviving spouse of deceased public servant.

On motion of Senator Herr the rules were suspended, the second reading considered the third, and Senate Joint Resolution No. 4 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 4 and the resolution passed the Senate by the following vote: Yeas, 39; nays, 8; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lenart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington, Williams—39.

Those voting nay were: Senators Canfield, Guess, Neill, Pritchard, Redmon, Ryder, Twigg, Woodall—8.

Absent or not voting: Senator Lewis—1.

Excused: Senator Metcalf—1.

Senate Joint Resolution No. 4, having received the constitutional majority, was declared passed.

MOTION

At 2:40 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, March 21, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWELFTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Tuesday, March 21, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Carl Seltice, Color Bearer, and Rose Zier, presented the Colors.

Reverend Maurice L. Haehlen, pastor of the United Churches of Olympia, offered prayer as follows:

"Eternal God, who didst lead our fathers to bring forth in this land a new nation conceived in liberty; give thy Grace to us their children that we may be ever mindful of Thee without whom no people can prosper or dwell secure.

"We thank Thee for such justice, freedom and goodwill as now exists among us. Uphold us in the high resolve that we might maintain these freedoms won by our fathers. Set us firmly against racial prejudice, lead us to seek a just distribution of wealth and the means of education so that all peoples might be free to fulfill Thy good purposes for them. Thus may our nation and state become a blessing among the peoples of the earth. Amen."

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Resolution 1967 Ex - 14 under the first order of business.

MOTION

On motion of Senator Gissberg, Senate Resolution 1967 Ex-14 was made a special order of business under the first order of business for tomorrow.

The Secretary read:

SENATE RESOLUTION**1967 EX - 15**

By Senators Atwood and Gissberg:

Whereas, The economic growth within our state has made lands suitable for parks and recreational purposes and open spaces extremely expensive and difficult to obtain; and

Whereas, Our expanding population has increased and will continue to increase the need for lands for parks and recreational purposes and open spaces; and

Whereas, The state of Washington has under its control large areas of land which are suitable for parks and recreational purposes and open spaces; and

Whereas, It has proved to be extremely difficult and expensive for the state and its political subdivisions to obtain through purchase or condemnation lands suitable for these purposes; and

Whereas, The legislative council has been directed, by Senate resolution, to undertake a study of public lands under the ownership of the state and its subdivisions,

Now, Therefore, Be It Resolved, By the Senate, that the legislative budget committee in cooperation with the legislative council is authorized and directed to conduct a study and survey of public lands suitable for parks and recreational purposes and open spaces, which study and survey shall contain:

(1) An inventory of all public lands under the control of the state classified as to (a) those lands that are currently being leased or utilized for park and recreational and open spaces purposes; (b) those lands which could be and are suitable for utilization for such purposes in the future in accordance with the statewide plan for outdoor recreation; and (c) those lands which are not suitable for such purposes.

(2) A determination and itemization of all moneys accruing to various public funds, including but not limited to the state general fund, common school fund, permanent school fund, capitol building construction account, and other state, school, or college and university funds and accounts, from income from various sources from such public lands.

(3) A determination of the expense to the state and its political subdivisions of providing funds to acquire suitable lands for parks and recreational purposes and open spaces in comparison with the expense of utilizing suitable public lands for such purposes and reimbursing the various funds for any loss of revenue incurred from so using such lands.

Be It Further Resolved, That the legislative budget committee and the legislative council shall report to the legislature the results of their study and survey together with their recommendations and such drafts of legislation as they may deem necessary on or before December 15, 1968.

On motion of Senator Atwood, the resolution was adopted.

SENATE RESOLUTION

1967 EX - 16

By Senators McCutcheon, McCormack and Stender:

Whereas, The registration procedures and the statutory forms for the use of registering voters have not been changed since being established by the 1931 Legislature; and

Whereas, A substantial number of registration records contain obsolete addresses and no longer have adequate space for crediting the voter with the act of casting a ballot as required by law in order to perpetuate the voter's record; and

Whereas, It is not possible to readily obtain a list of names and addresses of currently registered voters as is possible in other states of comparable population; and

Whereas, Great strides have been accomplished in the automation and centralization of registration records in other states; and

Whereas, A review of all the election laws would be of great value in the modernization of election procedures;

Now, Therefore, Be it Resolved, By the Senate, That the legislative council be and is hereby instructed to study during the interim between this extraordinary session of the fortieth legislature and the regular session of the forty-first legislature the need for and the expected benefits of the updating and revision of all permanent registration forms, the reviewing of registration and election procedures, and researching in particular the methods of automation of voters' registration records as used in other states and report thereon to the forty-first session of the legislature; and

Be It Further Resolved, That the Secretary of the Senate transmit a copy of this Senate resolution to the executive secretary of the legislative council for action thereon.

On motion of Senator McCutcheon, the resolution was adopted.

SENATE RESOLUTION

1967 EX - 17

By Senators Washington and Donohue:

Whereas, October 27, 1968, will mark the one hundredth anniversary of the founding of the ancient order of United Workmen, America's first fraternal benefit insurance society; and

Whereas, The system of fraternal insurance has, since the establishment of its first lodge at Olympia on January 17, 1879, through the Ancient Order United Workmen, served the citizens of this state; and

Whereas, The State of Washington now hosts the home office of the Supreme Lodge of that Order and as a corporation exists under the laws of this State, and will in the year 1968 be celebrating one hundred years of service to its members;

Now, Therefore, Be It Resolved, That we commend the Ancient Order United Workmen for its good works, congratulate it on its one hundredth birthday, and wish for it and the Institution of Fraternal Insurance continued service and prosperity; and

Be it Further Resolved, That a copy of this resolution be sent to the home office of the Ancient Order United Workmen in Seattle, Washington as a memorial of our interest.

On motion of Senator Washington, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

Senate Joint Resolution No. 31:

Senate Chamber,
Olympia, Wash., March 20, 1967.

Amending the constitutional property tax structure (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, August P. Mardesich, Mike McCormack, David E. McMillan, A. L. Rasmussen, Robert C. Ridder, Wes C. Uhlman.

On motion of Senator Greive, the rules were suspended, Senate Joint Resolution No. 31 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the President declared the Senate to be at ease.

The President called the Senate to order at 11:55 a.m.

Senators Greive, Connor and Bailey demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate. The Senate resumed consideration of Senate Joint Resolution No. 31 on second reading.

It was moved by Senator Ryder that the following amendment be adopted:

On page 1, line 18, after "rate" strike "or graduated"

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Durkan yield to a question:

"Senator Durkan, your particular proposal has no limits whatsoever in it, does it?"

Senator Durkan:

"That is correct, Senator."

Senator Woodall:

"So that if this were adopted, then the next legislature, in the event the people erred, conceivably the sky could be the limit?"

Senator Durkan:

"In reply to your question, Senator, that's correct, but we feel that there will be responsible legislators like yourself in the next legislature as well as in this legislature, that will not err."

Debate ensued.

It was moved by Senator Hallauer that the amendment be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Ryder, Sandison, McCormack, Pritchard, Metcalf, Faulk, Andersen, Connor, Durkan, Hanna, Hallauer and Gissberg.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senator Ryder was laid upon the table by the following vote: Yeas, 29; nays, 20.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Mōrgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—29.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—20.

It was moved by Senator Ryder that the following amendment by Senators Ryder and Lewis be adopted:

On page 1, line 21, after "section:" insert:

"Provided Further, That no tax upon or measured by net income shall be imposed by the state, unless the state also shall impose a tax upon the retail sale or use of tangible personal property; and the sales tax, use tax, and net income tax shall be imposed at the same rate: Provided, That nothing herein shall prevent the legislature from providing for the exemption of certain types of property, services or transactions from the sales or use tax: Provided, That no tax upon income shall be collected pursuant to this section until the assessed valuation of property is stated in section 2 of this article as twenty-five per centum of the true and fair value of property in money."

Debate ensued.

POINT OF INQUIRY

Senator Greive:

"Mr. President, would Senator Ryder yield to a question:

"Senator Ryder, if we were to accept this amendment, could you tell us whether you could give us enough votes to pass the measure, or would you be willing to go into caucus and make this determination, because basically we would like to see it passed and obviously we are not going to do it without your help."

Senator Ryder:

"Well, Mr. President and Senator Greive, I'm not going to make any predictions at this moment on the floor. I can speak for myself, though, and say I will vote against it as long as the graduated net is in it."

Further debate ensued.

It was moved by Senator Hallauer that the amendment be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Rasmussen, Durkan, Hallauer, Hanna, Ridder, Ryder, Peterson (Ted), Canfield, Andersen, Atwood and Neill.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senators Ryder and Lewis was laid upon the table by the following vote: Yeas, 29; nays, 20.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—29.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—20.

It was moved by Senator Lennart that the following amendment by Senators Lennart and Metcalf be adopted:

On page 1, line 21, after "section:" insert: "*Provided, That notwithstanding any other provision of this Constitution, the rate of state income tax shall not exceed seven percent of the federal income tax;*"

Debate ensued.

POINT OF INQUIRY

Senator Kupka:

"Mr. President, would Senator Lennart yield to a question:

"I would like to ask Senator Lennart what his amendment does. What is it intended to do? Is it seven percent of what we pay the federal government or seven percent of the return that we make?"

Senator Lennart:

"Seven percent of the federal income tax that we pay."

Further debate ensued.

Senator Greive:

"Would Senator Lennart yield? Senator, do you mean to say that you want it seven percent of the federal income tax or do you really mean to say seven percent of the income?"

Senator Lennart:

"No, not to exceed seven percent of the federal income tax."

Further debate ensued.

It was moved by Senator Durkan that the amendment be laid upon the table.

Senator Lennart demanded a roll call and the demand was sustained by Senators Ryder, Chytil, Peterson (Ted), Williams, Guess, Canfield, Durkan, Connor, Rasmussen and Cooney.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senators Lennart and Metcalf was laid upon the table by the following vote: Yeas, 29; nays, 20.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—29.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—20.

It was moved by Senator Guess that the following amendment be adopted:

On page 3, after line 25 and before line 26 insert:

"Upon implementation of this resolution, the business and occupation tax rate on all classifications except grain brokers, millers and food and fish processors shall be reduced to one-fifth of one percent; and thereafter, any change in business and occupation tax rates shall be in the same ratio or proportion as any change in the sales, use and net income tax rates; except that the rate of tax for business and occupation tax for grain brokers, millers, food processors and fish processors shall be as provided by the legislature: *Provided*, That nothing shall preclude the legislature from the classification, reclassification, or inclusion of types of businesses or occupations, if any, not now subject to the business and occupation tax."

Debate ensued.

It was moved by Senator Greive that the amendment be laid upon the table.

Senator Woodall demanded a roll call and the demand was sustained by Senators Lennart, Neill, Atwood, Lewis, Pritchard, Peterson (Ted), Greive, Ridder, and Hallauer.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senator Guess was laid upon the table by the following vote: Yeas, 28; nays, 21.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Washington—28.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Uhlman, Williams, Woodall—21.

It was moved by Senator Greive that the following amendment by Senators Greive, Durkan and Hallauer be adopted:

On page 1, line 21, after "section:" insert "*Provided, That not withstanding any other provision of this Constitution, the rate of state income tax shall not exceed seven percent of net income.*"

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Rasmussen, Cooney, Ryder, Connor, Sandison, Pritchard, Metcalf and Atwood.

ROLL CALL

The Secretary called the roll. The motion was lost and the amendment by Senator Greive, Durkan and Hallauer was not adopted by the following vote: Yeas, 24; nays, 25.

Those voting yea were: Senators Andersen, Chytil, Connor, Cooney, Dore, Durkan, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Metcalf, Morgan, Ridder, Washington, Williams—24.

Those voting nay were: Senators Atwood, Bailey, Canfield, Donohue, Faulk, Gissberg, Guess, Lewis, McCormack, McMillan, Mardesich, Marquardt, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Woodall—25.

It was moved by Senator Lewis that the following amendment be adopted:

On page 3, after line 25 and before line 26, insert:

"Upon implementation of this amendment the state business and occupation tax shall be abolished."

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"Mr. President, would Senator Lewis yield to a question:

"Would this limit the cities from levying a business and occupation tax?"

Senator Lewis:

Senator Bailey, the amendment reads: 'Upon implementation of this amendment, the state business and occupation tax shall be abolished.' I did not intend to involve the cities. That's the reason for putting the word, 'state,' in the amendment."

Debate ensued.

It was moved by Senator Hallauer that the amendment by Senator Lewis be laid upon the table.

Senator Lewis demanded a roll call and the demand was sustained by Senators Woodall, Freise, Atwood, Andersen, Metcalf, Guess, Williams, Peterson (Ted), Dore, Durkan and Hallauer.

ROLL CALL

The Secretary called the roll. The motion by Senator Hallauer was lost by the following vote: Yeas, 18; nays, 31.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Durkan, Gissberg, Hallauer, Hanna, Herr, Knoblauch, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Sandison, Washington—18.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Dore, Faulk, Foley, Freise, Greive, Guess, Henry, Herrmann, Keefe, Kupka, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Williams, Woodall—31.

MOTIONS

On motion of Senator Woodall, Senate Joint Resolution No. 31 and the amendment proposed by Senator Lewis were made a special order of business for today immediately following the afternoon recess.

Debate ensued.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 1:10 p.m., on motion of Senator Greive, the Senate recessed until 4:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 4:00 p.m.

Senators Greive, Uhlman and Metcalf demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Connor, Hallauer, Kupka, McCormack and Rasmussen, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

On motion of Senator Durkan, the Senate returned to the sixth order of business to consider Senate Bill No. 633.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title, and acted upon as indicated:

Senate Bill No. 633, by Senators Greive, Bailey, Ryder and Durkan:

An Act relating to the expenses and costs of the legislature including subsistence payments; making appropriations therefor; and declaring an emergency.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 633 was advanced to second reading and read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 633 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 633 and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 0; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Voting nay was: Senator Hanna—1.

Excused; Senators Connor, Kupka, Hallauer, McCormack, Rasmussen—5.

Senate Bill No. 633, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senators Greive, Uhlman and Metcalf demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Connor, Kupka and Rasmussen, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Joint Resolution No. 31 on second reading.

The Senate resumed consideration of the amendment by Senator Lewis.

With the consent of the Senate, Senator Lewis was permitted to withdraw the amendment.

It was moved by Senator Lewis that the following amendment be adopted:

On page 3, line 25, after "resort" add "*: And Provided Further, That during the time there is imposed a graduated or nongraduated state net income tax on both individuals and corporations, no tax measured on gross income shall be imposed by the state on the privilege of doing business in the state unless (1) both the rates and services of the business are regulated by the state, or (2) the business is conducted by a municipal corporation, or (3) the business is conducted by a nonprofit corporation or association, whether mutual, cooperative or otherwise*"

Debate ensued .

It was moved by Senator Gissberg that the amendment by Senator Lewis be laid upon the table.

Senator Atwood demanded a roll call and the demand was sustained by Senators Freise, Neill, Woodall, Ryder, Peterson (Ted), Bailey, Foley, Twigg and Canfield.

ROLL CALL

The Secretary called the roll. The motion by Senator Gissberg was lost by the following vote: Yeas, 22; nays, 24; excused, 3.

Those voting yea were: Senators Bailey, Cooney, Donohue, Dore, Durkan, Gissberg, Greive, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Ridder, Sandison, Washington—22.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Foley, Freise, Guess, Henry, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Talley, Twigg, Uhlman, Williams, Woodall—24.

Excused: Senators Connor, Kupka, Rasmussen—3.

The President declared the question before the Senate to be the adoption of the amendment by Senator Lewis.

The motion was carried and the amendment was adopted.

It was moved by Senator McCormack that the following amendment be adopted:

On page 3, following the amendment by Senator Lewis, insert:

" : And Provided Further, That during the time there is imposed a graduated or nongraduated state net income tax on individuals no tax shall be levied on retail sales in this state on food and food items sold for human consumption off the premises where sold and on sales of prescription drugs."

Debate ensued.

Senator Gissberg demanded a roll call and the demand was sustained by Senators Hanna, Cooney, Dore, Knoblauch, Ridder, Mardesich, Herr, Greive, McCormack and Sandison.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senator McCormack was adopted by the following vote: Yeas, 41; nays, 5; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Those voting nay were: Senators Canfield, Freise, Guess, McMillan, Mardesich—5.

Excused: Senators Connor, Kupka, Rasmussen—3.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Joint Resolution No. 31 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Ryder yield to a question:

"Senator Ryder, I am quite concerned. I've heard several remarks in the debate on this resolution and the statements made leave me quite concerned. What limit do the people have now as a protection from the legislature raising the sales tax?"

Senator Ryder:

"They have no protection and this is just one of the things that I am talking about. The Governor's compromise on this would put a—theoretically at least—ceiling on the sales tax. As it has been admitted in the House, as you know, the sales tax could not be imposed at a higher rate than the proportional income tax to be proposed, so this would substantially put a ceiling not only on the sales tax but on the income tax, also."

Senator Rasmussen:

"One other question:

"What protection through all the years have the business people had from the legislature imposing a business and occupation tax?"

Senator Ryder:

"Mr. President, members of the Senate:

"The legislature has had no limit on imposing additional business and occupation tax on business and the only thing that has stopped the legislature from putting more tax on, I am sure, is the diligent work of the business community in convincing the legislature of the problems that would be caused if they did so."

Debate ensued.

Senators Greive, Connor and Talley demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 31 and the resolution passed the Senate by the following vote: Yeas, 22; nays, 27.

Those voting yea were: Senators Bailey, Connor, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Knoblauch, Kupka, Marde-

sich, Metcalf, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Uhlman, Washington—22.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Faulk, Freise, Guess, Herrmann, Keefe, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Talley, Twigg, Williams, Woodall—27.

Engrossed Senate Joint Resolution No. 31, having failed to receive the constitutional two-thirds majority, was declared lost.

PROTEST

I voted for Senate Joint Resolution No. 31. I am personally opposed to a graduated income tax, however, and if it is put on the ballot I will work and vote against it.

We face a crisis in this state in constantly rising property and sales taxes. Some tax revision is necessary.

I have stated during my last three campaigns that I would vote to put this measure on the ballot so that, if the people want to vote themselves an income tax, they would have the opportunity. I am convinced the people don't want this and will defeat it. Then perhaps meaningful tax reform would more likely become a reality in our state.

(Signed) Senator Jack Metcalf.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator McCormack served notice that he would, at the appropriate time, move that the Senate reconsider the vote by which Senate Joint Resolution No. 31 failed to pass.

It was moved by Senator Greive that the Senate do now consider the special order of business scheduled for noon.

The motion was carried.

SPECIAL ORDER OF BUSINESS

Pursuant to the motion of Senator Greive, the Senate resumed consideration of Senate Joint Resolution No. 13 on second reading.

Senate Joint Resolution No. 13, by Senators McMillan, Lennart, Gissberg, Woodall, Donohue, Guess, Canfield, Redmon, Henry and Talley:

Requiring the assessment of property at twenty-five percent of true value.

REPORT OF STANDING COMMITTEE

Senate Joint Resolution No. 13:

Senate Chamber,
Olympia, Wash., March 1, 1967

Requiring the assessment of property at twenty-five percent of true value (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 1, line 21, after the period following "district" add a new sentence as follows: "*The legislature is authorized by general law to vest in the state board of equalization or any other state agency the power to uniformly value property for state and local taxes.*"

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Sam C. Guess, Ernest W. Lennart, Harry B. Lewis, David E. McMillan, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendment was not adopted.

On motion of Senator Gissberg, the following amendment was adopted:

On page 1, line 21 after "district." add a new sentence as follows: "*The legislature shall have the power, by appropriate legislation, to provide for the enforcement of the provisions of this article by state or local agencies or both.*"

The Secretary read the following amendment by Senator McCormack:

On page 1, strike all of the material of resolution beginning on line 3 and insert:

"That, At the next general election to be held in this state, there shall be submitted to the qualified electors of the state for their approval and ratification, or rejection, an amendment to Article VII of the Constitution of the State of Washington by amending section 2, as amended by Amendment 17, so that said section will read as follows:

Article VII, section 2. (1) Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, shall not in any year exceed [forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty per centum of the true and fair value of such property in money] *ten dollars per one thousand dollars of the current true value of such property: Provided, However,* That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district. The term "taxing district" for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy, or have levied for it, ad valorem taxes on property, other than a port or public utility district. *The legislature shall have the power, by appropriate legislation, to provide for the enforcement of the provisions of this article by state or local agencies or both.* Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) By any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election;

(b) By any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: *Provided,* That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein, *And Provided Further,* That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6, of this Constitution;

(c) By the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on [December 6, 1934] *the date this amendment to this section becomes effective;* or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort.

(2) *The legislature is authorized to impose, and may grant to municipal corporations the authority to impose, graduated or nongraduated taxes upon the net income of every person and corporation and may provide for such deductions and exemptions from such taxes and the computation thereof as it may deem just and proper: Provided, That during the time there is imposed a graduated or nongraduated state net income tax on individuals no tax shall be levied on retail sales in this state on food*

and food items sold for human consumption off the premises where sold and on sales of prescription drugs: and *Provided Further, That during the time there is imposed a graduated or nongraduated state net income tax on both individuals and corporations, no tax measured on gross income shall be imposed by the state on the privilege of doing business in the state unless (1) both the rates and services of the business are regulated by the state, or (2) the business is conducted by a municipal corporation, or (3) the business is conducted by a nonprofit corporation or association, whether mutual, cooperative or otherwise. Income is not property within the meaning of this Constitution and a tax imposed upon or measured by income, from whatever source derived, shall not be deemed an ad valorem tax.*

The legislature may coordinate the administration and collection of state income taxes with the income tax laws and procedures of the United States, and may delegate to such state administrators as it may designate the authority to prescribe the means of coordination of state and United States tax laws and methods for the allocation of income for taxing purposes. The legislature may adopt by reference any federal statutes relating to the determination of taxable income, as existing at time of adoption and as amended from time to time.

Be It Further Resolved, That the foregoing constitutional amendment shall be construed as a separate amendment within the meaning of Article XXIII, section 1 (Amendment 37) of this Constitution. In the event the foregoing amendment is held to be separate amendments, this senate joint resolution shall be void in its entirety and shall be of no further force and effect.

And Be It Further Resolved, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

PERSONAL PRIVILEGE

Senator McCormack:

"Mr. President:

"This amendment I have placed on the desk is an amendment which would completely scalp this resolution and would place on it instead the provisions of Senate Joint Resolution No. 29 but since we have gone over this once today in almost identical language, I shall withdraw this amendment, with the understanding of the Senate that it was my preference and prejudice that the provisions we have just been dealing with and the provisions of Senate Joint Resolution No. 31 should prevail in the Senate, and this is what I intended to do with Senate Joint Resolution No. 13."

With leave of the Senate, Senator McCormack was permitted to withdraw the amendment.

It was moved by Senator Lennart that the following amendment be adopted:

On page 1, line 17, after "district" insert "*: Provided Further, That if any public utility district does not levy such millage, then any fire protection district is empowered to levy such public utility district millage within such fire protection district*".

Debate ensued.

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, would Senator Lennart yield to a question:

"Senator, as I understand it, utility districts are now outside the forty mill limitation."

Senator Lennart:

"This is constitutional millage."

Senator Gissberg:

"And you are asking that in the event that the utilities districts do not levy any tax above the forty mill limitation, that the fire protection district would have that authority?"

Senator Lennart:

"That's right."

Senator Gissberg:

"And there would be no restriction whatsoever in the amount of millage that could be added?"

Senator Lennart:

"Two mills only, two mills constitutional limitation."

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would Senator Lennart yield to another question:

"Isn't this a proposal, Senator, that could very well be handled by law without providing for a constitutional amendment?"

Senator Lennart:

"No, I don't think so because this constitutional millage has long belonged to the public utility districts and only when they are not invoking this millage could this be used, and I think this would be a wonderful opportunity to help out at a place where the millage is really needed. You have only the minor special millage and they have a problem with that. This is a state-wide problem. I think this is a very good way to solve this problem and it in no way disrupts the constitutional rights of the public utility districts to use the millage if they so desire at any time."

Further debate ensued.

It was moved by Senator McMillan that the amendment by Senator Lennart be laid upon the table.

The motion was lost on a rising vote.

POINT OF INQUIRY

Senator Stender:

"Senator, supposing that the fire districts took advantage of this, if we passed this and it became part of our law, supposing that a fire district took advantage of the two mills and was operating and using that money and the PUD decided they wanted the two mills. What happens at that point? Would the fire district have to give it up?"

Senator Lennart:

"You cannot take it away. It's only in case they are not using it. The amendment is quite clear."

Debate ensued.

A division was called for.

Senator McMillan demanded a roll call and the demand was sustained by Senators Gissberg, Kupka, Connor, Bailey, Greive, McMillan, Morgan, Stender, Guess and Woodall.

PARLIAMENTARY INQUIRY

Senator Andersen:

"Mr. President, point of parliamentary inquiry:

"I don't understand this, Mr. President, exactly. A vote was called for. A vote was had. Obviously one side won and the other side lost and after it was obvious that the one side had lost but—I'll grant you—the President had not struck the gavel—then a demand for a roll call vote was made. Now is this in accordance with the rules of this body that after a vote has been had and lost, that the losing side then rises and demands a roll call vote and turns the thing around because it is a recorded vote?"

REPLY BY THE PRESIDENT

The President:

"Senator, in the opinion of the President, a vote had not been had as yet and a roll call demand is in order according to the rules."

PARLIAMENTARY INQUIRY

Senator Andersen:

"A further point, just so it is clarified in my mind for my future edification and the edification of the body, is it correct that any time anybody wants to demand a roll call vote when there is a standing vote, that at any time before the gavel sounds a person can rise and demand a roll call vote regardless of how the standing vote appears to you? Is this right? Any time before the gavel is pounded, you can stand up and demand a roll call vote and if you get the concurrence of the body, then you get the roll call vote?"

REPLY BY THE PRESIDENT

The President:

"The President believes your remarks, Senator, are essentially correct."

Senator Greive:

"Mr. President:

"I would like to call Senator Andersen's attention to our Senate Rule 32 and also Article 2, Section 21 of the State Constitution."

ROLL CALL

The Secretary called the roll. The motion by Senator Lennart was carried and the amendment was adopted by the following vote: Yeas, 29; nays, 20.

Those voting yea were: Senators Andersen, Atwood, Cooney, Dore, Durkan, Faulk, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Talley, Twigg, Uhlman, Washington, Williams—29.

Those voting nay were: Senators Bailey, Canfield, Chytil, Connor, Donohue, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, McMillan, Mardesich, Neill, Redmon, Sandison, Stender, Woodall—20.

It was moved by Senator McCutcheon that the following amendment be adopted:

On page 1, line 15, after "such" and before "property" insert "*real*" and after "money" and before the colon insert "*and thirty-five percentum of the true and fair value of such personal property in money*".

Debate ensued.

POINT OF INQUIRY

Senator Lewis:

"Mr. President, would Senator McCutcheon yield:

"As one who is quite heavily affected with this inventory tax, I am a little bit concerned about the percentage of thirty-five percent that you have chosen in your amendment. Would you, Senator McCutcheon object to an amendment to your amendment reducing that to thirty percent, which I could then willingly support, sir?"

Senator McCutcheon:

"Yes."

Debate ensued.

On motion of Senator Lewis, the following amendment to the amendment by Senator McCutcheon was adopted:

Amend the amendment to page 1, line 15 by striking "*thirty-five*" and inserting "*thirty*".

The President declared the question before the Senate to be the adoption of the amendment as amended.

Debate ensued.

The motion was carried and the amendment by Senator McCutcheon as amended by Senator Lewis was adopted.

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Joint Resolution No. 13 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

Senators McCutcheon, Stender and Twigg demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 13 and the resolution passed the Senate by the following vote: Yeas, 41; nays, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ryder, Sandison, Stender, Talley, Twigg, Woodall—41.

Those voting nay were: Senators Durkan, Mardesich, Pritchard, Redmon, Ridder, Uhlman, Washington, Williams—8.

Engrossed Senate Joint Resolution No. 13, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator McCormack served notice that he would on the next working day move that the Senate reconsider the vote by which Engrossed Senate Joint Resolution No. 13 passed the Senate.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 6:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:30 a.m., Wednesday, March 22, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTEENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, March 22, 1967.

The Senate was called to order at 10:30 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan and Pritchard.

On motion of Senator Bailey, Senator Durkan was excused.

The Color Guard, consisting of Pages George Thieme, Color Bearer, and Rose Zier, presented the Colors.

Reverend Maurice L. Haehlen, pastor of the United Churches of Olympia, offered prayer as follows:

"Almighty God thou eternal Father of us all, who hast given us the commandment that we should love one another and carry one another's burdens, look, we pray Thee, upon the divisions among Thy people and in Thy perfect wisdom teach us how to live together. To this end guide us in the preparation of just laws by taking from us all blindness of heart and mind and all foolish prides of race or class or party. During this Holy Week and as we look forward to Easter, help us to walk mindful of our eternal destiny with Thee. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 21, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Resolution No. 13,

Senate Joint Resolution No. 31, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: Fred H. Dore, R. R. Bob Greive, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 22, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 633, have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: Fred H. Dore, R. R. Bob Greive, Perry B. Woodall.

Senate Bill No. 97:

Senate Chamber,
Olympia, Wash., March 20, 1967.

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Damon R. Canfield, John L. Cooney, Fred H. Dore, R. R. Bob Greive, Gordon Herr, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 189:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Creating commission to determine feasibility of state participation in World Exposition of 1970 (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, R. R. Bob Greive, Gordon Herr, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, John N. Ryder, Gordon Sandison, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 579:

Senate Chamber,
Olympia, Wash., March 20, 1967.

Regulating junkyards located along certain public highways (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman,*
Al Henry, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, August P. Mardesich, Richard G. (Dick) Marquardt, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 585:

Senate Chamber,
Olympia, Wash., March 21, 1967.

Providing for mandatory insurance against uninsured motorist (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that Substitute Senate Bill No. 585 be substituted therefor and the substitute bill do pass.

Karl Herrmann, *Chairman,*
August P. Mardesich, *Vice Chairman.*

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, Gordon Herr, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 150:

Senate Chamber,
Olympia, Wash., March 20, 1967.

Providing for creation and operation of the Washington correctional institution for women (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, William A. Gissberg, R. R. Bob Greive, Sam C. Guess, Gordon Herr, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, A. L.

Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 576:

Senate Chamber,
Olympia, Wash., March 20, 1967.

Reconstituting tax commission into a department of revenue and board of tax appeals (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Sam C. Guess, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 20, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 241:

Authorizing sale of certain state patrol property in Seattle.

Senate Bill No. 555:

Providing for notice of State debts submitted to vote of people.

Senate Bill No. 159:

Raising from \$100 to \$500 the minimum amount of county purchase or contract which requires posting of notice.

Senate Bill No. 92:

Permitting the recording of instruments by county auditors in order filed.

Senate Bill No. 483:

Regulating explosives.

Substitute Senate Bill No. 239:

Increasing salaries of certain officials in commission form cities.

Senate Bill No. 34:

Providing for collective bargaining between port districts and employee organizations.

Senate Bill No. 621:

Amending supplemental budget to provide for employee benefits.

Senate Bill No. 491:

Providing for the creation of community college development districts.

Senate Bill No. 284:

Providing changes in treatment of sexual psychopaths.

Very truly yours,

Raymond W. Haman,

Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 21, 1967.

Mr. President:

The House has passed: Senate Bill No. 633, and the same is herewith transmitted.
Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 21, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 60,
Reengrossed House Bill No. 87,

Substitute House Bill No. 103,
 Engrossed House Bill No. 224,
 Engrossed House Bill No. 333,
 Engrossed House Bill No. 387,
 Reengrossed Substitute House Bill No. 403,
 Engrossed House Bill No. 449,
 Engrossed House Bill No. 451,
 Engrossed House Bill No. 595,
 Engrossed House Bill No. 913,
 Engrossed House Bill No. 920,
 House Bill No. 960, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash, March 20, 1967.

Mr. President:

The Speaker has signed: Senate Joint Memorial No. 6, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 20, 1967.

Mr. President:

The House has passed: Reengrossed House Bill No. 109,
 Substitute House Bill No. 146,
 Engrossed House Bill No. 228,
 Engrossed House Bill No. 559,
 House Bill No. 646,
 Engrossed Substitute House Bill No. 802,
 Engrossed House Bill No. 941, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 633.

HOUSE AMENDMENTS TO SENATE BILLS

House of Representatives,
 Olympia, Wash., March 20, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 152 with the following amendments:

In line 5 of the title of the printed and engrossed bill, after "46.29.550" and before the period insert "; and providing an effective date"

On page 6 of the printed and engrossed bill, add a new section following section 5 as follows:

"NEW SECTION. Sec. 6. This amendatory act shall take effect on July 1, 1968.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Woodall, the Senate concurred in the House amendments to Engrossed Senate Bill No. 152.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 152, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Voting nay was: Senator Rasmussen—1.

Absent or not voting: Senators Hallauer, McCormack, McMillan, Morgan, Pritchard—5.

Excused: Senator Durkan—1.

Engrossed Senate Bill No. 152, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive the Senate returned to the second order of business for the purpose of receiving committee reports.

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 22, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 152, have inspected same and find it correctly reengrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., March 22, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 152, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 152.

House of Representatives,
Olympia, Wash., March 22, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 152,
Senate Bill No. 633, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 20, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 282 with the following amendment:

Strike the Senate amendment to section 1, line 9 by Senator Freise and in section 1, line 9 of the printed bill, being section 1, line 8 of the engrossed bill, after "creditor" strike the remainder of the section and insert ", or [ten] *twelve* thousand *five hundred* dollars, whichever is less. Nor shall the amount repayable under the contract of indebtedness extend over a period in excess of [five] *seven* years.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

It was moved by Senator Herrmann that the Senate refuse to concur in the House amendments to Engrossed Senate Bill No. 282, and asks the House to recede therefrom.

Debate ensued.

The motion was carried.

INTRODUCTION AND FIRST READING OF BILLS AND MEMORIAL

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 631, by Senator McCutcheon:

An Act relating to state government; and providing for the transfer of certain property at Western State Hospital, Steilacoom, to the Steilacoom School District Number 1.

Referred to Committee on Public Institutions.

Senate Bill No. 632, by Senators Greive, Cooney, Keefe, Rasmussen and Bailey:

An Act relating to industrial insurance; amending section 51.32.070, chapter 23, Laws of 1961 as last amended by section 1, chapter 166, Laws of 1965 extraordinary session, and RCW 51.32.070; adding a new section to chapter 23, Laws of 1961 and to chapter 51.32 RCW; making an appropriation; and declaring an effective date.

Referred to Committee on Labor and Social Security.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 632.

Senate Joint Memorial No. 21, by Senators Peterson (Lowell), Hallauer and Redmon:

Memorializing Congress to implement recommendations of the North Cascades Study Committee.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Joint Memorial No. 21 was advanced to second reading and read the second time in full.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Joint Memorial No. 21 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 21 and the memorial passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lenart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—45.

Absent or not voting: Senators Donohue, McCutcheon, Uhlman—3.

Excused: Senator Durkan—1.

Senate Joint Memorial No. 21, having received the constitutional majority, was declared passed.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 60, by Representatives Garrett, Lux and Hawley (by Legislative Council request):

An Act relating to state and local government; amending section 6, chapter 5, Laws of 1965, and RCW 43.99.060; amending section 11, chapter 5, Laws of 1965; and RCW 43.99.110; amending section 13, chapter 5, Laws of

1965, and RCW 43.99.130; and adding new sections to chapter 5, Laws of 1965, and to chapter 43.99 RCW.

Referred to Committee on Rules and Joint Rules.

Reengrossed House Bill No. 87, by Representatives Kink and Flanagan (by Departmental request):

An Act relating to food fish and shellfish; adding a new section to chapter 12, Laws of 1955, and to chapter 75.28 RCW; repealing section 75.28.090, chapter 12, Laws of 1955 as amended by section 4, chapter 212, Laws of 1955 and RCW 75.28.090; and providing an effective date.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Substitute House Bill No. 103, by Committee on Natural Resources:

An Act relating to food fish and shellfish; providing for a personal use salmon license; designating the uses of moneys received from license fees; adding new sections to chapter 12, Laws of 1955 and to chapter 75.28 RCW; creating a fisheries account within the general fund; providing penalties; and providing an effective date.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Reengrossed House Bill No. 109, by Representatives Mahaffey, Kirk and Holman:

An Act relating to education and the support thereof; and adding a new section to chapter 28.47 RCW.

Referred to Committee on Rules and Joint Rules.

Substitute House Bill No. 146, by Committee on Agriculture:

An Act relating to commercial fertilizers, including customer-formula fertilizers; repealing sections 15.54.010 through 15.54.250 and section 15.54.900, chapter 11, Laws of 1961 and RCW 15.54.010 through 15.54.250 and RCW 15.54.900; and providing penalties.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 224, by Representatives Bottiger, Sawyer and Harris:

An Act relating to commercial transactions; and adding a new section to chapter 157, Laws of 1965 extraordinary session and to Article 62A.3 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 228, by Representatives McDougall, Smythe, Beck, Kirk, Bozarth, Mahaffey, Reese, Lux and Farr (by Executive request):

An Act relating to motor vehicles; amending section 60, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.505; amending section 27, chapter 121, Laws of 1965 and RCW 46.20.311; and adding a new section to chapter 46.61. RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 333, by Representatives McDougall, Conner, Le-land, Garrett and Kiskaddon (by Executive request):

An Act relating to state government; creating a department of transportation and prescribing its powers and duties; creating a state transportation commission and prescribing its powers and duties; abolishing the state aeronautics commission and transferring its powers and duties; abolishing the

Washington toll bridge authority and transferring its powers and duties; abolishing the division of toll facilities in the state highway commission and the state highway commission, and transferring their powers and duties; abolishing the highway department personnel board and transferring its powers and duties; providing for state transportation commission representation in lieu of Washington toll bridge authority representation on the marine employee commission; abolishing certain state employee and official positions and transferring their powers and duties; providing for the transfer of certain employees, funds, appropriations, books, documents, records, papers, files or other writings, cabinets, furniture, office equipment and other tangible property; providing for the promulgation of certain orders, rules and regulations; renaming Title 47 RCW "Public Highways and Transportation"; amending sections 47.01.010, 47.01.050, 47.01.060, 47.01.070, 47.01.080, 47.01.090, 47.01.100, 47.01.110, 47.01.120, 47.01.140, 47.01.190, 47.01.210 and 47.01.220, chapter 13, Laws of 1961 and RCW 47.01.010, 47.01.050, 47.01.060, 47.01.070, 47.01.080, 47.01.090, 47.01.100, 47.01.110, 47.01.120, 47.01.140, 47.01.190, 47.01.210 and 47.01.220; amending section 47.01.030, chapter 13, Laws of 1961 as amended by section 1, chapter 1, Laws of 1965 extraordinary session, and RCW 47.01.030; amending section 47.01.040, chapter 13, Laws of 1961 as amended by section 31, chapter 170, Laws of 1965 extraordinary session and RCW 47.01.040; amending section 47.01.130, chapter 13, Laws of 1961 as amended by section 10, chapter 307, Laws of 1961, and RCW 47.01.130; amending section 47.01.160, chapter 13, Laws of 1961 as amended by section 29, chapter 170, Laws of 1965 extraordinary session, and RCW 47.01.160; amending section 43.17.010, chapter 8, Laws of 1965 as amended by section 20, chapter 156, Laws of 1965, and RCW 43.17.010; amending section 43.17.020, chapter 8, Laws of 1965 as amended by section 21, chapter 156, Laws of 1965 and RCW 43.17.020; adding new sections to chapter 47.01 RCW; amending sections 2 and 8, chapter 1, Laws of 1961 and RCW 41.06.020 and 41.06.080; adding new sections to chapter 41.06 RCW; amending sections 47.56.040, 47.56.042, 47.56.050, 47.56.060, 47.56.070, 47.56.075, 47.56.080, 47.56.090, 47.56.100, 47.56.110, 47.56.120, 47.56.130, 47.56.150, 47.56.160, 47.56.170, 47.56.180, 47.56.190, 47.56.200, 47.56.210, 47.56.220, 47.56.230, 47.56.240, 47.56.247, 47.56.248, 47.56.250, 47.56.252, 47.56.253, 47.56.254, 47.56.255, and 47.56.256, chapter 13, Laws of 1961 and RCW 47.56.040, 47.56.042, 47.56.050, 47.56.060, 47.56.070, 47.56.075, 47.56.080, 47.56.090, 47.56.100, 47.56.110, 47.56.120, 47.56.130, 47.56.150, 47.56.160, 47.56.170, 47.56.180, 47.56.190, 47.56.200, 47.56.210, 47.56.220, 47.56.230, 47.56.240, 47.56.247, 47.56.248, 47.56.250, 47.56.252, 47.56.253, 47.56.254, 47.56.255 and 47.56.256; amending section 47.56.030, chapter 13, Laws of 1961 as amended by section 8, chapter 278, Laws of 1961, and RCW 47.56.030; amending section 47.56.140, chapter 13, Laws of 1961 as amended by section 45, chapter 3, Laws of 1963 extraordinary session, and RCW 47.56.140; amending section 47.56.245, chapter 13, Laws of 1961 as amended by section 53, chapter 170, Laws of 1965 extraordinary session, and RCW 47.56.245; adding new sections to chapter 47.56 RCW; amending sections 47.60.010, 47.60.015, 47.60.020, 47.60.030, 47.60.040, 47.60.050, 47.60.060, 47.60.080, 47.60.090, 47.60.100, 47.60.110, 47.60.113, 47.60.114, 47.60.115, 47.60.120, 47.60.122, 47.60.124, 47.60.126, 47.60.130, 47.60.150, 47.60.160, 47.60.170, 47.60.180, 47.60.190, 47.60.200, 47.60.210, 47.60.220, 47.60.230, 47.60.240, 47.60.250, 47.60.260, 47.60.270, 47.60.280, 47.60.290, 47.60.300, 47.60.310 and 47.60.320, chapter 13,

Laws of 1961 and RCW 47.60.010, 47.60.015, 47.60.020, 47.60.030, 47.60.040, 47.60.050, 47.60.060, 47.60.080, 47.60.090, 47.60.100, 47.60.110, 47.60.113, 47.60.114, 47.60.115, 47.60.120, 47.60.122, 47.60.124, 47.60.126, 47.60.130, 47.60.150, 47.60.160, 47.60.170, 47.60.180, 47.60.190, 47.60.200, 47.60.210, 47.60.220, 47.60.230, 47.60.240, 47.60.250, 47.60.260, 47.60.270, 47.60.280, 47.60.290, 47.60.300, 47.60.310 and 47.60.320; amending section 23, chapter 3, Laws of 1963 extraordinary session and RCW 47.60.045; amending section 47.60.140, chapter 13, Laws of 1961 as amended by section 58, chapter 170, Laws of 1965 and RCW 47.60.140; amending sections 18, 19, 20, 21, and 22, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.350, 47.60.360, 47.60.370, 47.60.380 and 47.60.390; amending sections 1, 2, 3, 6, and 9, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.400, 47.60.410, 47.60.420, 47.60.450 and 47.60.470; amending section 5, chapter 9, Laws of 1961 extraordinary session as amended by section 42, chapter 3, Laws of 1963 extraordinary session, and RCW 47.60.440; adding new sections to chapter 47.60 RCW; adding a new section to chapter 47.64 RCW; repealing sections 3, 5, and 6, chapter 165, Laws of 1947 and RCW 14.04.030, 14.04.050 and 14.04.060; repealing section 4, chapter 165, Laws of 1947 as amended by section 1, chapter 289, Laws of 1961, and RCW 14.04.040; repealing section 47.01.020, chapter 13, Laws of 1961 and RCW 47.01.020; repealing sections 6 and 9, chapter 1, Laws of 1961 and RCW 41.06.060 and 41.06.090; repealing section 47.56.020, chapter 13, Laws of 1961 as amended by section 1, chapter 278, Laws of 1961 and RCW 47.56.020; repealing sections 2, 5, 6, 7 and 9, chapter 278, Laws of 1961 and RCW 47.56.021, 47.56.025, 47.56.027, 47.56.029 and 47.56.032; repealing section 4, chapter 278, Laws of 1961 as amended by section 32, chapter 170, Laws of 1965 extraordinary session and RCW 47.56.023; repealing section 10, chapter 278, Laws of 1961 as amended by section 30, chapter 170, Laws of 1965 extraordinary session and RCW 47.56.034; repealing section 47.56.077, chapter 13, Laws of 1961 and RCW 47.56.077; and making an effective date.

Referred to Committee on Highways.

Engrossed House Bill No. 387, by Representatives Bluechel, O'Brien and Wolf (by Executive request):

An Act to promote the commerce and economic development of the state; creating a commission to study the feasibility of state participation in the World Exposition of 1970; prescribing powers and duties.

Referred to Committee on Rules and Joint Rules.

Reengrossed Substitute House Bill No. 403, by Committee on State Government and Legislative Procedures:

An Act relating to state government; providing for payment of moving expenses of deputies and other employees; authorizing payment of travel expenses of state officials and employees and of prospective employees called for interviews; authorizing certain advance expenditures; amending section 43.03.060; chapter 8, Laws of 1965 and RCW 43.03.060; amending section 43.03.110, chapter 8, Laws of 1965 and RCW 43.03.110; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.03 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 449, by Representatives Cunningham, Garrett and Mahaffey (by Departmental request):

An Act relating to the purchase, lease, or other acquisition of surplus property of the federal government; amending section 1, chapter 205, Laws of

1945 and RCW 39.32.010; amending section 2, chapter 205, Laws of 1945 and RCW 39.32.020; amending section 3, chapter 205, Laws of 1945 and RCW 39.32.030; amending section 4, chapter 205, Laws of 1945 and RCW 39.32.035; amending section 5, chapter 205, Laws of 1945 and RCW 39.32.040; and amending section 7, chapter 205, Laws of 1945 and RCW 39.32.060.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 451, by Representatives Bottiger, Mahaffey and Jueling:

An Act relating to schools and school districts; providing for the acquisition and construction of safe walkways; and adding a new section to chapter 154, Laws of 1965 extraordinary session and to chapter 28.24 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 559, by Representatives Lewis, Garrett, Whetzel, Gallagher, Jastad, Hawley, Leckenby and Barden:

An Act relating to a study of a mass transportation system for the major urban areas of Washington state; and prescribing powers and duties of the joint committee on highways in relation thereto.

Referred to Committee on Highways.

Engrossed House Bill No. 595, by Representatives Leland, Conner, Cunningham and Whetzel:

An Act relating to highways; providing for the distribution of highway construction funds, to be derived from additional excise taxes on motor vehicle fuels and the sale of limited obligation bonds as authorized herein, to the state, counties and cities, pursuant to prescribed administrative procedures and conditions; creating an urban arterial board and an urban arterial trust account in the motor vehicle fund; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 2, chapter 79, Laws of 1965 extraordinary session and RCW 82.36.020; amending section 82.36.100, chapter 15, Laws of 1961 as amended by section 2, chapter 7, Laws of 1961 extraordinary session and RCW 82.36.100; amending section 3, chapter 22, Laws of 1963 extraordinary session and RCW 82.37.030; amending section 19, chapter 22, Laws of 1963 extraordinary session and RCW 82.37.190; amending section 82.40.020; chapter 15, Laws of 1961 as amended by section 3, chapter 7, Laws of 1961 extraordinary session and RCW 82.40.020; amending section 82.40.290, chapter 15, Laws of 1961 as last amended by section 2, chapter 113, Laws of 1963 and RCW 82.40.290; amending section 46.68.100, chapter 12, Laws of 1961 as amended by section 6, chapter 7, Laws of 1961 extraordinary session and RCW 46.68.100; amending section 36.81.121, chapter 4, Laws of 1963 and RCW 36.81.121; amending section 35.77.010, chapter 7, Laws of 1965 and RCW 35.77.010; adding a new section to chapter 46.68 RCW; declaring an emergency and providing effective dates.

Referred to Committee on Highways.

House Bill No. 646, by Representatives Thompson, DeJarnatt and Zimmerman:

An Act making an appropriation for operation of the Puget Island Ferry.

Referred to Committee on Highways.

Engrossed Substitute House Bill No. 802, by Committee on State Government and Legislative Procedures:

An Act relating to elections; providing for election of legislative district chairman; amending section 29.42.050, chapter 9, Laws of 1965 as amended by

section 3, chapter 103, Laws of 1965 extraordinary session and RCW 29.42.050; and adding a new section to chapter 9, Laws of 1965 and to chapter 29.42 RCW.

Referred to Committee on State Government.

Engrossed House Bill No. 913, by Representatives Holman, Backstrom and Bledsoe:

An Act relating to revenue and taxation; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.21 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 920, by Representatives Holman, Backstrom and Bledsoe:

An Act relating to revenue and taxation; and amending section 36.32.120, chapter 4, Laws of 1963 and RCW 36.32.120.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 941, by Representatives Holman, Kopet and May:

An Act relating to cities and towns; amending section 35.45.030, chapter 7, Laws of 1965 and RCW 35.45.030; adding new sections to chapter 7, Laws of 1965 and to chapter 35.45 RCW; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 960, by Representatives Whetzel and Lux:

An Act relating to state and local government; and amending section 5, chapter, Laws of 1967 (SHB 37).

Referred to Committee on Cities, Towns and Counties.

SECOND READING OF BILLS AND RESOLUTIONS

Senate Joint Resolution No. 20, by Senators Ridder, Metcalf and Gissberg: Amending Constitution to change voting requirements as to excess levies. The resolution was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Joint Resolution No. 20 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon:

"Mr. President, would Senator Ridder yield:

"Would you explain to me the restrictions? Do I understand this is only for the general election that the forty percent is stricken?"

Senator Ridder:

"This is for all of them, Senator McCutcheon. This is to take off the forty percent of the last general election requirement for all of the elections, special and others."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 20 and the resolution passed the Senate by the following vote: Yeas, 38; nays, 9; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna,

Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams,—38.

Those voting nay were: Senators Canfield, Chytil, Donohue, Guess, McMillan, Neill, Redmon, Twigg, Woodall—9.

Absent or not voting: Senator Lennart—1.

Excused: Senator Durkan—1.

Senate Joint Resolution No. 20, having received the constitutional majority, was declared passed.

Senate Joint Resolution No. 23, by Senators Uhlman, Williams, Marquardt and Gissberg:

Reducing school levy vote requirements.

On motion of Senator Ryder, Senate Joint Resolution No. 23 was ordered to retain its place on second reading immediately following consideration of Senate Bill No. 122.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Miss Becky Lovestrand, Queen of the Yakima Sun Fair, and appointed a special committee consisting of Senators Redmon, Canfield, Kupka and Knoblauch to escort Queen Becky to the rostrum.

With leave of the Senate, business was suspended to permit the Yakima Sun Fair Queen to address the Senate.

Senate Bill No. 630, by Senators Dore and Gissberg:

Creating a board of ethics in each house of the legislature.

The bill was read the second time by sections.

On motion of Senator Dore, the rules were suspended, Senate Bill No. 630 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich:

"Mr. President, would Senator Dore yield to a question:

"Senator Dore, on page 4 of this measure, beginning on line 9, it says that any member of the board may administer oaths or affirmations, examine witnesses and receive evidence. Would any member be allowed to do that without the concurrence of the majority of that board? The next line following that implies that any member of the board has the power of subpoena only with the concurrence of the majority of the board. Now that would not seem to apply to line 9, and I wonder if that is intended so that it may be possible for some one member who has a dislike for someone in this body to take off on a witch hunt without the concurrence of the majority?"

Senator Dore:

"I would say no, Senator. You have to read the entire thing in context. It gives them the authority the same as any member here can initiate complaints. This is a confidential board. This isn't going to be any witch hunting deal. It has to be confidential to hear complaints and make decisions. There is a provision for hearings. There is a section on that, but that has to be with the concurrence of the majority like any other committee. If you have any concern, I would be happy to accept an amendment. It's on third reading, but you can move it back if you would like."

Debate ensued.

On motion of Senator Mardesich, the rules were suspended and Senate Bill No. 630 was returned to second reading for the purpose of amendment.

On motion of Senator Mardesich, the following amendment was adopted:

On page 4, line 9, after "board" insert ", with the concurrence of the majority of the board."

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 630 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Further debate ensued.

POINTS OF INQUIRY

Senator Peterson (Ted):

"Mr. President, I wanted to ask Senator Dore a question on this bill.

"Senator Dore, I know you have been adamant on this and you have been researching all during the session and I have heard of the code of ethics and sometimes I think that maybe this could be just a witch hunt and I wonder why, if a lay committee of twenty-seven suggest this and proposed legislation came through them, why you didn't have someone outside of the legislature on this committee? Now is this information going to be made public so that we will know, instead of something coming up like Hagist where we are still in the dark and still hearing rumors, or will this be out to the press and the public or are you going to keep this secret?"

Senator Dore:

"Mr. President, I wonder if he would divide the question. Are you interested in going to the Hagist point or—"

Senator Peterson (Ted):

"I just used that illustration as to how much we can be kept in the dark. Is this going to be public knowledge so that we know the facts and will these be published or is it going to be kept within the confidence of the committee of ethics?"

Senator Dore:

"That will be up to the discretion of the majority of the board whether or not it will be made public. It is hoped that these things will be kept confidential, that they should be kept confidential, and if the facts are a matter of public concern and the public is involved, then the report should be made public. But that's up to the members of the board. On this board there will be three from the Republican side and three from the Democratic side and the President of the Senate, so we have a great deal of confidence in these men and we feel that by this measure of confidence that we can better regulate our own conduct, rather than transferring that responsibility to a third party.

"As I said before, by the passage of this bill, we would become the second state in America to have a code of ethics bill. The only other state is New York, and I think we can be proud of that fact if this bill is passed."

Senator Peterson (Ted):

"Mr. President, I would like to pursue this a little further with another question:

"Now one day here on a vote, a member stepped off the floor and didn't vote on a certain bill. Would anything like this come under the disclosure? Would this be under this at all, or would this not be under the code of ethics?"

Senator Dore:

"Under the State Constitution, I think the provisions would be the same that we all live with here, Senator. It says, 'No member shall vote in any matter in which he has a personal interest.' That's in the Constitution, and yet we have a situation where it requires at least twenty-five Senators to vote on every measure and fifty House members to vote on every measure. We know that every tax measure we vote on here affects all of us. We all have an interest. It seems incongruous and the question is how can this be resolved. I asked the attorney general for an opinion some time ago. He has not evidently had time to answer me yet as to the meaning of 'interest.' We don't know. We keep guessing. Under the provisions of this bill, the seven men would be authorized to study the problem anew and come up with a code of ethics recommendation to the legislature. There are many problems and there are no answers. It is in a

discretionary, gray field and I think it would be of benefit to all of us and to the public if we had a minimum guide line in order to guide us, because if we are going to have a part time, 'citizens' legislature, we are going to have conflicts. There's no question about that. The thing is we must control these conflicts and disclose them. That's the main point, and by this board we give the authority to our own body, just like the Congress does—they have a code of ethics committee there, too, and you are familiar with their work. In this body we would not be able to handle an Adam Clayton Powell affair or a Senator Dodd affair because we have no machinery to act."

Senator Peterson (Ted):

"Just one further question:

"You didn't feel that there should be anyone on the board or the committee outside of the legislature?"

Senator Dore:

"I would feel that a couple of outside members on the board—if the majority sentiment of this body thought so—would be fine, but I think we should take it a step at a time. I think we are making a tremendous stride here in adopting this particular procedure. Now if later on next session it develops we should have public members on the board, I certainly would welcome them. I have discussed this with Mr. Horowitz who served as committee chairman of the advisory committee, and Fred Orth. They recommended this procedure which was the recommended procedure of the state of Illinois, that is having a lay board outside of the legislature to examine these things. As yet it has not been passed in Illinois. It was introduced twice. I discussed this with Mr. Horowitz and he said he is very satisfied with this board. In fact he says that he thinks it may be superior to having an outside board looking over the shoulder of the legislature which possibly might interfere with their work. I think the legislators understand our particular problems. I think we have men here of the highest caliber. We have men that go on to be judges, Congressmen, maybe even President of our country. I don't know. But we have the highest type people right here in this body right now and I have great confidence they can fairly and equitably handle any problems. The main thing is this board is going to be a help to us. In other words, if we have a problem, we can go to this body and get an advisory opinion without telling somebody about it and then the next time we hear about it, it's in the newspapers. This could be a confidential situation and we would be able to go and say, 'I have a situation here, I have a possible conflict, what do you think? Should I disqualify myself or not?'

"We have no such body now and at the present time if you mention it to anyone, as I say, it may end up in the newspapers."

Debate ensued.

Senator Rasmussen:

"Mr. President, would Senator Dore yield to a question:

"Senator Dore, I notice in your original bill that Mr. Horowitz worked on that matter whenever the board would find unethical conduct, the board should report the findings to the House Committee on Rules and Order or the Senate Committee on Rules and Joint Rules and the report 'shall also be sent to the attorney general.'

"Now my question is, in the proposed bill on which we are working, Senate Bill No. 630, it merely provides for the report to the Committee on Rules and Joint Rules without a copy being filed with the attorney general. Now all of the other elected officials in municipalities and so forth, when the state auditor makes an audit and finds some discrepancies, he is required by law to file his report with the attorney general and then the attorney general decides to take the appropriate action on the elected officials.

"Why did you decide in your substitute bill to drop that portion?"

Senator Dore:

"I have no particular objection to it, but I think the theory of this bill is under the Constitution that each body shall be exclusive judge of the qualifications of its members and the purpose of this is to have a confidential determination and to keep it in the Committee on Rules and Joint Rules unless someone is to be subject to charges. In many cases just the very fact a person makes a disclosure may point toward some indication of guilt. The thought is to protect the members who need protection as much as possible. Of course those who should be exposed, the Committee on Rules and

Joint Rules I suppose would expose them and then the attorney general would read it in the papers or secure a copy of the report. There wouldn't be any reason why he shouldn't receive it. But it's just like the Bar Association or the Dental Association. In other words, we have disbarment proceedings or hearings. They are held on a confidential basis until such time as action is taken and then when the action is taken and there is disbarment, it then comes out in the newspapers and the information is presented but if they find the charges are not grounded, they don't publicize anything one way or the other because sometimes innocent men are damaged by the fact that they are charged."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 630 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; excused, 1.

Those voting yea were: Senators Anderson, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Durkan—1.

Engrossed Senate Bill No. 630, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Dore, the rules were suspended to permit the name of Senator Marquardt as a sponsor to Engrossed Senate Bill No. 630.

Senate Bill No. 122, by Senators Dore, Kupka, Keefe, Washington, Rasmussen, Knoblauch and Hallauer (by Facilities and Operations Committee request):

Regulating legislative lobbying.

The bill was read the second time by sections.

It was moved by Senator Dore that the following amendment be adopted:

Strike everything after the enacting clause and insert:

"**NEW SECTION.** Section 1. When used in this act:

(1) The term "contribution" includes a gift, subscription, loan, advance, or deposit of money or anything of value and includes a contract, promise or agreement, whether or not legally enforceable, to make a contribution;

(2) The term "expenditure" includes a payment, distribution, loan, advance, deposit, or gift of money or anything of value, and includes a contract, promise, or agreement, whether or not legally enforceable, to make an expenditure: *Provided*, That "expenditure" shall not include expenditures for meals or refreshments;

(3) The term "person" includes an individual, partnership, committee, association, corporation, and any other organization or group of persons;

(4) The term "legislation" means bills, resolutions, amendments, nominations, and other matters pending or proposed in either house of the Legislature, and includes any other matter which may be the subject of action by either house.

NEW SECTION. Sec. 2 (1) Any person who shall engage himself, for pay or for any consideration or without pay or other consideration, for the purpose of attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington or the approval or veto of any legislation by the governor of the state of Washington shall, before doing anything in furtherance of such object, register with the president of the senate and speaker of the house and shall give to such officers in writing and under oath, (a) his name and business address, (b) the name and address

of the person or persons by whom he is employed and in whose interest he appears or works, (c) the duration of such employment, and (d) a statement whether he is or is not to be compensated for his services, and if he is to be compensated, by whom, and whether he is paid on a permanent basis with a lobbying assignment as a partial, temporary or incidental part of his duties, or whether his compensated employment is solely for lobbying purposes. He shall also, at the time of registering, submit to the president of the senate and speaker of the house a written authorization from each person by whom he is employed to act to influence legislation, and shall file a statement describing the general area or areas of his legislative interest. Such person shall again register at each succeeding regular session of the legislature and again submit at that time the information and authorization required by this subsection (1) unless he at that time is no longer engaged in the activities hereinabove specified.

(2) Each person who is required to register under subsection (1) of this section shall also file with the president of the senate and speaker of the house following the adjournment of the legislature and not later than sixty days thereafter a sworn, detailed, statement showing:

(a) All contributions or expenditures made, incurred, or expended in furtherance of the objects described in subsection (1) of this section except that such statement need not include amounts expended for personal living and travel expenses; and

(b) A detailed statement of any money loaned or promised to legislators or to anyone in their behalf.

Lobbyists who are not compensated for their services and whose expenditures in furtherance of the objects described in subsection (1) of this section do not exceed personal living and travel expenses shall be exempt from the provisions of this subsection (2).

(3) The information required by this section shall be upon forms prescribed by the president of the senate and speaker of the house for their respective houses and shall be preserved by the president of the senate and speaker of the house for a period of two years as a public record open to public inspection.

NEW SECTION. Sec. 3. The following activities shall not be deemed to require compliance with section 2 of this act:

(1) The activities or appearance of a person promoting or opposing the passage of any legislation or its approval or veto by the governor, in his own behalf and not as a representative, agent or employee of another person;

(2) Providing professional services in the drafting of legislative measures or in advising clients and rendering opinions as to the construction and effect of proposed or pending legislation, if the professional services are not otherwise connected with legislative action;

(3) Appearing or testifying before a committee of the legislature in support of or in opposition to any legislation;

(4) Giving testimony at committee hearings upon the request of the legislature or a committee or a member thereof;

(5) Giving testimony or contacting legislators by government employees as a part of their official duties; or

(6) News or feature reporting activities by working members of the press, radio, or television.

NEW SECTION. Sec. 4. Former state legislators, former members of congress, and all elective and appointive public officials who may be engaged in the activities regulated by this act shall be subject to all of the provisions of this act and such privileges as may be ordinarily extended by the legislature to such persons by reason of their office or prior service shall be suspended for the duration of such activities.

NEW SECTION. Sec. 5. No action shall be brought to enforce any agreement to employ or otherwise engage the services of any person to accomplish any of the purposes for which registration is by this act required, for a compensation the payment of which is dependent in any manner upon the passage or defeat or executive approval or veto of any legislation, or upon any other contingency in connection with legislation.

NEW SECTION. Sec. 6. (1)(a) Any person who violates any of the provisions of sections 1, 2, 3 or 4 of this act, and any person who wilfully files any document provided for in this act that contains any materially false statement or material omission, or any person who wilfully omits to comply with any material requirement of the foregoing sections of this act, shall be guilty of a gross misdemeanor, and shall be punished by a fine of not more than five thousand dollars or imprisonment in the

county jail for not more than twelve months, or by both such fine and imprisonment; and

(b) In addition he shall be liable for compensatory and punitive damages for all damage caused by such violation to any person or persons adversely affected thereby.

(2) Any person convicted of a crime as specified herein is hereby prohibited, for a period of ten years from the date of such conviction, from attempting to influence, directly or indirectly, the passage or defeat of any proposed legislation or from appearing before a committee of the legislature in support of or opposition to proposed legislation; and any person who violates any provision of this subsection shall, upon conviction thereof, be guilty of a gross misdemeanor, and shall be punished by a fine of not more than five thousand dollars, or imprisonment in the county jail for no more than twelve months, or by both such fine and imprisonment.

NEW SECTION. Sec. 7. The attorney general shall enforce the provisions of this act and shall prosecute or may delegate to the appropriate prosecuting attorney the prosecution of, all violations of this act: *Provided*, That this section shall not preclude private actions for the recovery of compensatory and/or punitive damages."

Debate ensued.

On motion of Senator Ryder, Senate Bill No. 122 was ordered to retain its place on the second reading calendar for tomorrow.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

The President called upon President Pro Tempore Al Henry to preside.

SECOND READING OF BILLS

Senate Joint Resolution No. 23, by Senators Uhlman, Williams, Marquardt and Gissberg:

Reducing school levy vote requirements.

REPORT OF STANDING COMMITTEE

Senate Joint Resolution No. 23:

Senate Chamber,

Olympia, Wash., February 22, 1967.

Reducing school levy vote requirements (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass with the following amendments:

On page 1, line 24, after "school" and before "districts" on line 25 strike "and library"

On page 2, line 7, after "district" and before "when" strike "or library district"

John T. McCutcheon, *Chairman*.

We concur in this report: Larry Faulk, Karl Herrmann, George W. Kupka, Ernest W. Lennart, Jack Metcalf, Mike McCormack, Joel M. Pritchard, Perry Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the following amendment by Senators Uhlman and Williams was adopted:

On page 2, line 13, after "shall" strike the remainder of the sentence down to the semicolon on line 15 and insert "meet the requirements of subsection (a) of this section".

It was moved by Senator Stender that the following amendment be adopted:

On page 1, line 15 after "money:" insert:

"*Provided*, That the state board of education may levy an additional ten mills on the state equalized assessment basis over and above the forty mill limit for maintenance and operations purposes only and the proceeds of such levy shall be apportioned among the local school districts of the state in accordance with the number of students registered in K-12 program; and *Provided, Further*, That in any year in which the state board of education levies such additional ten mills local school districts shall not propose special maintenance and operation levies for vote of the people."

Debate ensued.

On motion of Senator McCutcheon, the amendment was laid upon the table.

Senators Greive, McCutcheon and Morgan demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Joint Resolution No. 23 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 23 and the resolution passed the Senate by the following vote: Yeas, 35; nays, 14.

Those voting yea were: Senators Andersen, Bailey, Chytil, Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Williams—35.

Those voting nay were: Senators Atwood, Canfield, Donohue, Faulk, Freise, Guess, Lewis, McMillan, Neill, Redmon, Ryder, Twigg, Washington, Woodall—14.

Engrossed Senate Joint Resolution No. 23, having received the constitutional majority, was declared passed.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

On motion of Senator Greive, Senators Dore and Hallauer were excused.

APPOINTMENT OF SPECIAL COMMITTEE

The President Pro Tempore announced the presence of the Port Townsend Rhododendron Festival Princesses and appointed a special committee consisting of Senators Sandison, Bailey, Chytil and Lewis to escort the princesses to a place of honor upon the rostrum.

MOTION

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

THIRD READING OF BILLS

Engrossed Senate Bill No. 192, by Senators Lewis, Uhlman, Atwood and Knoblauch:

Authorizing advances to state employees for travel expenses.

On motion of Senator Neill, Engrossed Senate Bill No. 192 was referred to the Committee on Rules and Joint Rules.

Senate Bill No. 193, by Senators Stender, Ridder and Peterson (Ted) (by Executive request):

Establishing prevailing wage for public works contracts.

On motion of Senator Peterson (Ted) the rules were suspended, the second reading considered the third, and Senate Bill No. 193 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 193 and the bill passed the Senate by the following vote: Yeas, 40; nays, 1; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Washington, Woodall—40.

Voting nay was: Senator Guess—1.

Absent or not voting: Senators Lennart, Marquardt, Pritchard, Talley, Uhlman, Williams—6.

Excused: Senators Dore, Hallauer—2.

Senate Bill No. 193, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Gissberg, Senator Durkan was excused.

Senate Bill No. 363, by Senators Pritchard, Mardesich and Lennart (by Executive request):

Preserving historic sites.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Senate Bill No. 363 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 363 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf,

Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Pritchard, Talley—2.

Excused: Senators Dore, Durkan, Hallauer—3.

Senate Bill No. 363, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 401, by Senators Atwood, Neill and Hallauer:

Revising certain provisions of the excise tax on real estate sales.

On motion of Senator Williams, Engrossed Senate Bill No. 401 was ordered to retain its place on the third reading calendar for today immediately following consideration of Engrossed Senate Bill No. 503.

Engrossed Senate Bill No. 370, by Senators Durkan, Greive and Woodall:

Providing for a data processing and communications committee and abolishing the state voting machine committee.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 370 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 370 and the bill passed the Senate by the following vote: Yeas, 27; nays, 19; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—27.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams—19.

Absent or not voting: Senator Woodall—1.

Excused: Senators Dore, Durkan—2.

Engrossed Senate Bill No. 370, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 437, by Senators Foley, Mardesich, Atwood and Henry:

Deleting requirement that cities match certain gas tax and use fuel tax allocations.

On motion of Senator Foley the rules were suspended, the second reading considered the third, and Senate Bill No. 437 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 437 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield,

Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams—42.

Absent or not voting: Senators McCutcheon, Morgan, Rasmussen, Talley, Woodall—5.

Excused: Senators Dore, Durkan—2.

Senate Bill No. 437, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 503, by Senators Greive, Connor, Marquardt, Herr, Ridder, Williams, Pritchard, Peterson (Ted), Ryder, Andersen, Uhlman and Dore:

Reducing taxes (stadium air rights).

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 503 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 503 and the bill passed the Senate by the following vote: Yeas, 40; nays, 3; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams—40.

Those voting nay were: Senators Canfield, Metcalf, Stender—3.

Absent or not voting: Senators Guess, Hallauer, Morgan, Woodall—4.

Excused: Senators Dore, Durkan—2.

Engrossed Senate Bill No. 503, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 401, by Senators Atwood, Neill and Hallauer:

Revising certain provisions of the excise tax on real estate sales.

On motion of Senator Atwood, the rules were suspended and Engrossed Senate Bill No. 401 was returned to second reading for the purpose of amendment.

The bill was read the second time by sections.

It was moved by Senator Williams that the following amendment by Senators Williams, Uhlman, Twigg and Cooney be adopted:

On page 6, line 7, insert a new section as follows:

"NEW SECTION. Sec. 7. There is added to chapter 11, Laws of 1951 first extraordinary session and to chapter 28.45 RCW a new section to read as follows:

Where single family residential property is being transferred as the entire or part consideration for the purchase of other single family residential property and a licensed real estate broker or one of the parties to the transaction accepts transfer of

said property, a credit for the amount of the tax paid at the time of the transfer to the broker or party shall be allowed toward the amount of the tax due upon a subsequent transfer of the property by the broker or party if said transfer is made within nine months of the transfer to the broker or party: *Provided*, That if the tax which would be due on the subsequent transfer from the broker or party is greater than the tax paid for the prior transfer to said broker or party the difference shall be paid, but if the tax initially paid is greater than the amount of the tax which would be due on the subsequent transfer no refund shall be allowed."

Renumber section 7 to read "Sec. 8."

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

On motion of Senator Williams, the following amendment was adopted:

On page 1, line 14 of the title, strike "a new section" and insert "two new sections".

On motion of Senator Atwood, the rules were suspended, Reengrossed Senate Bill No. 401 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 401 and the bill passed the Senate by the following vote: Yeas, 43; nays, 3; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—43.

Those voting nay were: Senators McCutcheon, Rasmussen, Redmon—3.

Absent or not voting: Senator Woodall—1.

Excused: Senators Dore, Durkan—2.

Reengrossed Senate Bill No. 401, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 453, by Senators McCormack, Bailey, Neill and Guess:

Creating a joint committee on nuclear energy.

MOTION

It was moved by Senator Bailey that further consideration of Engrossed Senate Bill No. 453 be deferred until after reconsideration of the vote by which Engrossed Senate Joint Resolution No. 13 was passed.

PERSONAL PRIVILEGE

Senator McCormack:

"Mr. President:

"This is what is known in some areas as blackmail. I do not intend to make any motion for reconsideration on Engrossed Senate Joint Resolution No. 31 or 13."

With leave of the Senate, Senator Bailey was permitted to withdraw his motion.

MOTIONS

On motion of Senator Bailey, Engrossed Senate Joint Resolution No. 13 was ordered immediately transmitted to the House.

It was moved by Senator Foley that Engrossed Senate Joint Resolution No. 31 be immediately transmitted to the House.

REPLY BY PRESIDENT

The President Pro Tempore:

"Senator Foley, the President is of the opinion that Engrossed Senate Joint Resolution No. 31 did not pass; therefore, the House would not be favorably inclined to receive it."

On motion of Senator Uhlman, Engrossed Senate Joint Resolution No. 23 was ordered immediately transmitted to the House.

On motion of Senator McCormack, the rules were suspended and Engrossed Senate Bill No. 453 was returned to second reading.

On motion of Senator McCormack the following amendments were adopted:

On page 1, section 2, line 13 of the printed and engrossed bills, after "nominate" strike all of the matter down to and including "party" on line 15 and insert "four members, two from each major political party"

On page 1, section 2, line 19 of the printed and engrossed bills, after "nominate" strike all of the matter down to and including "party" on line 22 and insert "four members, two from each major political party"

On page 3, section 8, line 8, of the printed bill, being page 3, section 8, line 7 of the engrossed bill, after "committee," strike the remainder of the section and insert "as provided for in RCW 44.04.120."

On motion of Senator McCormack, the rules were suspended, Reengrossed Senate Bill No. 453 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 453 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—44.

Absent or not voting: Senators Atwood, Metcalf, Woodall—3.

Excused: Senators Dore, Durkan—2.

Reengrossed Senate Bill No. 453, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 619, by Senators Greive, Bailey, Ryder, Neill and Uhlman:

Increasing the membership of the legislative budget committee.

On motion of Senator Ryder the rules were suspended, the second reading considered the third, and Senate Bill No. 619 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 619 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—44.

Absent or not voting: Senators Atwood, Connor, Woodall—3.

Excused: Senators Dore, Durkan—2.

Senate Bill No. 619, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Concurrent Resolution No. 6, by Senators McCutcheon, Greive and Lennart (by Intergovernmental Relations Committee request):

Providing for special interim committee for oversight with regard to federal grant programs.

On motion of Senator Lennart the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 6 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 6 and the resolution passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 8; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington—39.

Absent or not voting: Senators Guess, Lewis, McMillan, Pritchard, Rasmussen, Twigg, Williams, Woodall—8.

Excused: Senators Dore, Durkan—2.

Senate Concurrent Resolution No. 6, having received the constitutional majority, was declared passed.

Engrossed Senate Bill No. 355, by Senators Woodall and Washington:

Providing for the issuance of classified driver's license.

On motion of Senator Washington the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 355 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill

No. 355 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 7; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Washington, Williams—40.

Absent or not voting: Senators McCormack, McMillan, Neill, Pritchard, Twigg, Uhlman, Woodall—7.

Excused: Senators Dore, Durkan—2.

Engrossed Senate Bill No. 355, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 165, by Senators Woodall, Chytil and Guess:

Extending certain veterans' benefits to those participating in military campaigns.

On motion of Senator Greive, Engrossed Senate Bill No. 165 was ordered to retain its place at the beginning of the third reading calendar for tomorrow.

Engrossed Senate Bill No. 309, by Senators Hanna, Talley, Foley and Chytil.

Pertaining to formation of public utility districts and changing boundaries of commissioner's districts.

On motion of Senator Hanna, Engrossed Senate Bill No. 309 was ordered to retain its place on the third reading calendar for tomorrow.

Engrossed Senate Bill No. 286, by Senators Knoblauch and Freise (by Departmental request):

Regulating motor vehicle wreckers.

On motion of Senator Knoblauch the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 286 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 286 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams—43.

Absent or not voting: Senators McCormack, McMillan, Neill, Twigg, Woodall—5.

Excused: Senator Dore—1.

Engrossed Senate Bill No. 286, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 442, by Senators Gissberg, Metcalf, Canfield, Ridder, Henry and Mardesich:

Pertaining to intermediate school district.

On motion of Senator Hallauer, the rules were suspended, and Engrossed Senate Bill No. 442 was returned to second reading.

On motion of Senator Hallauer, the following amendment by Senators Bailey, Henry and Hallauer was adopted:

On page 2, section 2, line 17, strike all of the matter down to and including "superintendent." on line 20 and insert:

"Where the prosecuting attorney for the county in which the office of the intermediate district is located is required by law to devote full time to the duties of his office, he shall, as part of his official duties, be legal adviser to the intermediate district superintendent and the intermediate district board in all matters relating to their official business. Accordingly, he shall when requested draw up all instruments of an official nature for the use of such officers and appear for and represent such officers in all proceedings in which the intermediate district or the officers thereof may be a party.

Where the prosecuting attorney for the county in which the office of the intermediate district is located is not required by law to devote full time to his duties of office, the intermediate district superintendent and the intermediate district board shall have authority to contract for legal services."

On motion of Senator Hallauer, the rules were suspended, Reengrossed Senate Bill No. 422 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 442 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams—43.

Absent or not voting: Senators McCutcheon, Peterson (Ted), Redmon, Twigg, Woodall—5.

Excused: Senator Dore—1.

Reengrossed Senate Bill No. 442, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 354, by Senators Durkan, Lennart, Andersen and Atwood:

Preserving of lands for public recreation purposes.

On motion of Senator Lennart the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 354 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 354 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Talley, Uhlman, Washington, Williams—41.

Absent or not voting: Senators Canfield, Durkan, McCutcheon, Redmon, Stender, Twigg, Woodall—7.

Excused: Senator Dore—1.

Engrossed Senate Bill No. 354, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate Bill No. 360, by Committee on Cities, Towns and Counties:

Authorizing civil service for employees in certain counties.

On motion of Senator Talley the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 360 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 360 and the bill passed the Senate by the following vote: Yeas, 34; nays, 9; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington, Williams—34.

Those voting nay were: Senators Atwood, Freise, Guess, Hallauer, Lennart, McMillan, Neill, Ryder, Woodall—9.

Absent or not voting: Senators Canfield, Durkan, Metcalf, Redmon, Twigg—5.

Excused: Senator Dore—1.

Substitute Senate Bill No. 360, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Greive, the Senate returned to the seventh order of business.

SECOND READING OF BILLS

Senate Bill No. 375, by Senators Dore, Durkan, Foley and Connor (by Departmental request):

Authorizing issuance of bonds for construction and modernization of common and vocational technical school plant facilities.

On motion of Senator Greive, Senate Bill No. 375 was ordered to retain its place on the second reading calendar for tomorrow.

Engrossed House Bill No. 269, by Representatives Berentson, Veroske, May, Thompson and Barden:

Establishing traffic safety commission.

On motion of Senator Washington, Engrossed House Bill No. 269 was ordered to retain its place on second reading immediately following consideration of Engrossed Substitute House Bill No. 304.

Engrossed House Bill No. 107, by Representatives Holman, Mahaffey and DeJarnatt:

Prescribing legal investments for the permanent common school fund.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Engrossed House Bill No. 107 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 107 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Canfield, Durkan, McCutcheon, McMillan, Redmon—5.

Excused: Senator Dore—1.

Engrossed House Bill No. 107, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Reengrossed House Bill No. 355, by Representatives Lynch, McCaffree and Brouillet (by Departmental request):

Authorizing participation in Title VI of the Higher Education Facilities Act of 1965.

The bill was read the second time by sections.

It was moved by Senator Lennart that the following amendment be adopted:

On page 2, following section 1, add a new section as follows:

"Sec. 2. Section 3, chapter 147, Laws of 1957 and RCW 28.81.020 are each amended to read as follows:

The government of each of the state colleges shall be vested in a board of trustees consisting of five members. They shall be appointed by the governor with the consent of the senate and shall hold their offices for a term of six years *from the second Monday in March next succeeding their appointment* and until their successors are appointed and qualified. In case of a vacancy the governor shall fill the vacancy for the unexpired term of the trustee whose office has become vacant.

The trustees incumbent as of the effective date of this 1967 amendatory act shall serve during the term of their original appointment.

The term of the first appointees under this 1967 amendatory act shall commence upon the expiration of the term of the particular incumbent for which the appointment is made and shall expire six years from the second Monday of March next succeeding the effective date of the appointment.

To assure that no more than the terms of two members will expire simultaneously on the second Monday of March in any one year, the term of not more than one trustee incumbent on the effective date of this 1967 amendatory act shall be extended by the governor for one year at which time an appointment shall be made for a term expiring six years from the second Monday in March next succeeding the effective date of that appointment."

POINT OF ORDER

Senator McCormack:

"Mr. President, point of order:

"I would question whether the amendment is germane to Engrossed House Bill No. 355. The title is, 'Authorizing participation in Title VI of the Higher Education Facilities Act of 1965,' and I question the germaneness of the amendment."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"The President, ruling upon the point of order, believes that the amendment is germane to the title."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Lennart, the following amendment to the title was adopted:

On page 1, line 1 of the title of both the printed and engrossed bill, after "education" strike "facilities commission", and on line 3 after "040" insert "; and amending section 3, Laws of 1957 and RCW 28.81.020".

On motion of Senator Lennart, the rules were suspended, Reengrossed House Bill No. 355 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed House Bill No. 355 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Canfield, Donohue, Durkan, Herr, Lewis, McCutcheon, Redmon—7.

Excused: Senator Dore—1.

Reengrossed House Bill No. 355 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 295, by Representatives Harris, Chatalas, Garrett, Smythe and Barden (by Executive request):

"The President feels that there is no question that the amendment is a little bit beyond the scope and object of the particular bill, but on the other hand, it is a method of financing."

Senator Keefe:

"Mr. President:

"I move the amendment be laid upon the table."

Providing for comprehensive community health centers.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 295 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 295 and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hal-lauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Low-ell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandi-son, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Voting nay was: Senator Guess—1.

Absent or not voting: Senators Donohue, Durkan, Lennart, McCutcheon, Morgan, Stender—6.

Excused: Senator Dore—1.

House Bill No. 295, having received the constitutional majority, was de-clared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTE

I was called from the floor of the Senate during the final passage of House Bill No. 295. I would have voted for this bill if I had been present.

(Signed) Senator Mike McCormack.

Engrossed Substitute House Bill No. 303, by Committee on Public Health and Welfare:

Establishing community mental health program.

The bill was read the second time by sections.

It was moved by Senator Guess that the following amendment be adopted:

On page 8, section 19, line 4, after "reimbursement." insert:

"Every plan shall provide that no child shall be subjected to examination, diagnosis or treatment without prior written permission from the parents or guardian of such child: *Provided*, That such permission shall not be required when the child has been referred by a superior court judge."

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Would Senator Guess yield to a question:

"Senator Guess, would your amendment have the effect of requiring school authorities to have a child referred by the superior court before they could have tests?"

Senator Guess:

"No, Senator Rasmussen, this hasn't anything to do with schools. That is found in House Bills No. 301 and 302. But I think this would be the same type of protection that we have when a child goes into a hospital, the parent is asked to give written consent for an operation or blood transfusion or some other treatment and this is no more than the same protection that is offered for a minor. A minor cannot own property and cannot contract and this is one of the fundamental basic protections of the state of Washington statutes to protect minors and this applies in a new field that is coming into being. We just want to make sure that this child and minor is protected in this type of operation as well as any other type of operations where they are protected."

Senator Rasmussen:

"How would a child get into this clinic without the parent bringing him there?"

Senator Guess:

"Well, I don't know, Senator Rasmussen, how the child may get in but the only thing we want to do here is, had the child gotten into the clinic, then they would be protected and this is only so the county commissioners in making rules and regulations will take this into consideration."

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 1, line 23, following subsection (2) add a new subsection as follows:

"(3) "Community Mental Health Program" means any consciously adopted program designed to help people learn to avoid mental crisis. "Crisis" is any personal distress, acute or chronic."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Freise, the rules were suspended, Engrossed Substitute House Bill No. 303 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Further debate ensued.

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Kupka yield:

"Senator Kupka, you say it would be very easy for us to drop the program if it doesn't seem to work out. I'd like to ask you in all frankness and candor if you have ever known of our dropping a federal program where once it got started? Is it possible ever to drop the federal handout?"

Senator Kupka:

"Oh, I'm sure that it is possible. If you don't get the money to carry it out, it automatically drops. If something isn't good, you don't furnish the money and you know what happens to it. We do that within the state. We pass laws from time to time that are never supported by the budget or the appropriations and consequently that's the cure right there."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute

House Bill No. 303 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—41.

Those voting nay were: Senators Gissberg, Guess—2.

Absent or not voting: Senators Durkan, Hallauer, McCutcheon Morgan, Twigg, Uhlman—6.

Engrossed Substitute House Bill No. 303 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 304, by Committee on Public Health and Welfare:

Establishing community mental retardation program.

REPORT OF STANDING COMMITTEE

Substitute House Bill No. 304:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Establishing community mental retardation program (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 5, line 4, after "those" and before "individuals" insert "mentally retarded"

On page 5, line 6, after "those" and before "unable" insert "mentally retarded"

On page 6, beginning on line 9, strike all of section 11 and renumber the remaining sections consecutively.

In line 8 of the title, after "purposes;" strike all the material down to and including "RCW 73.08.080;" on line 10.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Frank W. Foley, Gordon Herr, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Gordon Sandison, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendments were adopted.

It was moved by Senator Peterson (Ted) that the following amendment be adopted:

On page 10, line 21, insert the following:

"NEW SECTION. Section 17. There is added to chapter 55, Laws of 1933 and to chapter 67.16 RCW a new section to read as follows: The licensee shall pay to the state treasurer for the community mental health program, the following sums:

(1) All sums accruing by reason of the breakage, that is the difference between the eighty-five percent of the actual sums placed as bets and the amounts paid out on winning tickets, resulting from the practice of computing the payoff to the nearest five cents.

(2) All sums accruing to the licensee by reason of unclaimed winning purses allocated to outstanding tickets, which have not been claimed within thirty days after the right to collect thereon."

Debate ensued.

POINT OF ORDER

Senator Ryder:

"Mr. President, I raise a point of order:

"This vastly expands the scope and object of the bill. I think the amendment is entirely out of order."

President Pro Tempore Henry:

PARLIAMENTARY INQUIRY

Senator Durkan:

"Parliamentary inquiry, Mr. President:

"Didn't you just rule that this was not within the scope and object of the bill?"

President Pro Tempore Henry:

"I said it appears to enlarge the scope and object of it, but on the other hand it is a method of financing mental retardation centers. I hadn't made a ruling yet, Senator. The question is the motion by Senator Keefe that the amendment be laid upon the table."

POINT OF ORDER

Senator Greive:

"Mr. President:

"I would respectfully point out to the President that such a motion is not in order until such time as you have made your ruling. We have a question of a point of order which is a privileged motion and is certainly above a motion to lay on the table, which under Senate Rule 21 is a subsidiary motion, so if you look to Rule 21, you will see we have a right to a ruling first."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"The President, ruling upon the point of order, rules that the amendment by Senator Peterson does enlarge the scope and object of the bill."

On motion of Senator Atwood, Senator Neill was excused.

On motion of Senator Freise, the rules were suspended, Engrossed Substitute House Bill No. 304 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 304 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 8; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—40.

Absent or not voting: Senators Donohue, Gissberg, Guess, Hallauer, McCutcheon, Redmon, Twigg, Uhlman—8.

Excused: Senator Neill—1.

Engrossed Substitute House Bill No. 304 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 269, by Representatives Berentson, Veroske, May, Thompson and Barden:

Establishing traffic safety commission.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 269:

Senate Chamber,
Olympia, Wash., March 16, 1967.

Establishing traffic safety commission (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 2, line 11, of the engrossed bill only, after "governor" insert a comma and strike "and".

On page 2, section 2, line 12 of the engrossed bill only, after "governor" strike the period and insert ", and a representative of the judiciary to be appointed by the governor."

On page 2, section 4, subsection (2), line 30 of the engrossed bill, being line 31 of the printed bill, strike all of subsection (2) and renumber the remaining subsections consecutively.

On page 5, section 13, line 5 of the engrossed bill only, strike all of section 13.

On page 5, section 14, line 13 of the engrossed bill, being page 4, section 12, line 13 of the printed bill, strike all of section 14 as printed in the engrossed bill, being section 12 of the printed bill.

On page 5, following section 16 of the engrossed bill, being section 14 of the printed bill, add a new section as follows:

"NEW SECTION. Sec. 17. The Washington Traffic Safety Commission shall submit a report outlining programs planned and steps taken toward improving traffic safety to the Joint Committee on Highways by July 1, 1968."

On page 5, following section 17, add a new section as follows:

"NEW SECTION. Sec. 18. This act shall expire and the Washington Traffic Safety Commission dissolved on July 1, 1969."

Beginning on line 4 of the title of the engrossed and printed bill, after "commission;" and before "providing for the" on line 5 of the engrossed and printed bill, strike "providing for administration of the driver education programs;".

Beginning on line 10 of the title of the engrossed bill, after "RCW 46.81.070;" being line 9 of the title of the printed bill, after "Safety Act of 1966;" and before "adding a new chapter" on line 11 of the engrossed bill, strike "amending section 47.01.050, chapter 13, Laws of 1961 and RCW 47.01.050;".

Nat Washington, *Chairman*,

....., *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, Ernest W. Lennart, Lowell Peterson, Ted G. Peterson, Fred G. Redmon, Robert C. Ridder, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments to page 2 were adopted.

It was moved by Senator Washington that the committee amendment on page 5, section 13, line 5 be adopted.

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Washington, the remaining committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 269 as amended by the Senate was advanced to third reading,

the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 269 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

The Secretary called the roll on the final passage of Engrossed House Bill No. 269 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Wood—all—44.

Absent or not voting: Senators Dore, Hallauer, McCormack, Twigg—4.

Excused: Senator Neill—1.

Engrossed House Bill No. 269 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator Durkan that House Bills No. 3 and 4 retain their places on the second reading calendar for tomorrow.

The motion was carried.

Senate Bill No. 419, by Senators Dore, Herr, Ryder and Greive:

Providing for the payment of compensation by abutting owners for property acquired through vacation of streets and alleys.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Dore yield to a question:

"I want to know whether this should be amended or not. I wanted to ask you what is the procedure now when a piece of property is platted? Certain areas are designated as streets and are deeded to the city for that purpose?"

Senator Dore:

"I think we are talking about the ends of various streets. This problem arose in Seattle where the city vacated some streets and also charged for them and evidently there was a case last year which arose where someone challenged it and they had no authority to receive money for the property they vacated and therefore, this bill would enable them to receive money for it."

Senator Rasmussen:

"Well, I understand the intent of the bill, but what I was trying to arrive at is whether the bill needed an amendment. It seems that the property owners must deed a portion to the cities to be used for street purposes and when it is vacated it then reverts to the property owner who deeded it to the city in the first place, is this correct?"

Senator Dore:

"I think this probably happened many, many years ago. In other words as I understand you want to have these deeds go back to the real property owner, is that what you want to do?"

Senator Rasmussen:

"I was trying to arrive at the question—the original owner deeded the street and it was not used for that purpose. Would it then go back to the original owner, is that correct?"

Senator Dore:

"If that was in the original deed, it would. Otherwise, not. If it was just an outright acceptance it wouldn't revert back at all. The city would own the title and then could convey it to the new property owner and the practice has been for the city to receive compensation when this is done. Evidently this was done last year at some time and the owner refused to pay and said the city had no authority to make the property owner pay. The court upheld it. The purpose of the bill is to allow the city to charge for the property vacated back."

Senator Rasmussen:

"Mr. President, I'd like to ask Senator Gissberg a question:

"Senator Gissberg, could you enlighten me on what is the present practice if I plat a piece of land?"

Senator Gissberg:

"Yes, Senator, the law now is that if you as a property owner plat a parcel of ground into lots and included in that plat of course is the dedication of streets, and whenever that street or any portion thereof is vacated for some reason by the city, the law is now whoever owns the lots immediately adjacent to the vacated street acquires title out to the middle of the street. If you own lots on both sides of the street, then of course you would acquire title to the entire portion of the street vacated in front of your lots. If you platted a piece of property and it was accepted and you didn't sell any of the lots, but continued to own them all and for some reason the city vacated—which I doubt they would do—but if the city did, then the law is that you would reacquire the ownership of all of that street. Now that's the present posture of the law."

Senator Rasmussen:

"Could you enlighten me further, Senator Gissberg—at the present time this is required either by city or county ordinance or state law that I do dedicate certain areas or streets? I have no chance to escape this?"

Senator Gissberg:

"No, not by statute. Well, there is a provision in the state statutes that if you sell four or more parcels of land from a single parcel, you must plat it and of course platting is controlled by the local planning commission or local county in the absence of a planning commission, and they all have regulations which would require you to provide for streets."

Senator Rasmussen:

"So then under existing city or county ordinances, I have to dedicate the land and then if the city or the county would decide to vacate it, then you are going to attempt to sell it back to me under this bill? They don't pay me any money for it in the first place, do they?"

Senator Gissberg:

"That's correct, Senator."

It was moved by Senator Rasmussen that Senate Bill No. 419 be referred to the Judiciary Committee.

Debate ensued.

The motion was lost on a rising vote.

The bill was read the second time by sections.

It was moved by Senator Hallauer that the following amendment be adopted:

On page 1, section 1, line 20, after "which" strike "does not exceed one-half" and insert "is not less than"

Debate ensued.

The motion was lost and the amendment was not adopted.

It was moved by Senator Hallauer that the following amendment be adopted:

In line 24, after "services" insert ": *Provided Further, That no city or town shall be authorized or have authority to vacate such street, or alley, or any parts thereof if any portion thereof abuts on a body of salt or fresh water.*"

Debate ensued.

The motion was carried and the amendment was adopted.

MOTIONS

On motion of Senator Keefe, Senator Hanna was excused.

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 419 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would Senator Atwood yield:

"I raised the question earlier about the fact the cities or counties are not named in this bill at all. Was there another act to your knowledge to cover it applying within the county areas?"

Senator Atwood:

"No, Senator Stender, this is an act peculiar to cities. When the counties vacate, each of the abutting property owners acquire to the middle of the street."

Senator Stender:

"Then this act would apply to the county as well as the city under this amendment?"

Senator Atwood:

"No."

Senator Stender:

"It wouldn't apply to the county at all?"

Senator Atwood:

"No."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 419 and the bill passed the Senate by the following vote: Yeas, 33; nays, 12; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Connor, Cooney, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf,

Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Talley, Twigg, Washington, Williams, Woodall—33.

Those voting nay were: Senators Atwood, Canfield, Chytil, Donohue, Gissberg, McCormack, McMillan, Rasmussen, Redmon, Sandison, Stender, Uhlman—12.

Absent or not voting: Senators Durkan, Lennart, Morgan—3.

Excused: Senator Hanna—1.

Engrossed Senate Bill No. 419, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 5:00 p.m., on motion of Senator Greive, the Senate adjourned until 11:30 a.m., Thursday, March 23, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FOURTEENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Washington, Thursday, March 23, 1967.

The Senate was called to order at 11:30 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Herr.

On motion of Senator Peterson (Lowell), Senator Herr was excused.

The Color Guard, consisting of Pages Frank Pritchard, Color Bearer, and Betty Kupka, presented the Colors.

Reverend Maurice Haehlen, pastor of United Churches of Olympia, offered prayer as follows:

"Almighty and Everlasting Father of us all, Thou who hast made of one blood all peoples to dwell together in peace. Forgive us and all mankind of our foolish ways and grant that we might do those things that will enable all families of men to live in a spirit of true brotherhood.

"Let us pray Thee our great state and nation be as one serving Thee. To that end fill our minds and hearts with understanding sympathy, and teach us that no duty is so small that it is unimportant but enable us by Thy spirit to do well that which is at hand each hour of each day. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of

Thurston County Seafair Queen Linda Kohout and appointed a special committee consisting of Senators Lewis, Sandison, Gissberg and Foley to escort Queen Linda to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit the Seafair Queen to address the Senate and present each Senator with an honorary Doctor of Legislative Arts Degree.

The Secretary read:

SENATE RESOLUTION
1967 EX - 18

By Senators Hanna, Talley, Lennart and Chytil:

Whereas, Dairy products are essential and necessary articles of food for human consumption, and are vital to the health and welfare of citizens of the state of Washington; and

Whereas, Our dairy farmers and creameries, a paramount industry of the state, are being destroyed by unfair trade practices and the lack of economic opportunity; and

Whereas, The majority of the dairy industry, recognizing the need to protect the industry and the public, has asked this legislature for help in governing its activities for the benefit of itself, is willing to accept legislation beneficial to itself and the consuming public; and

Whereas, Such measures are necessary to save our dairy industry and protect the consumer; and

Whereas, The critical problems of the dairy farmer and creameries in this state have been clearly reflected by the recent outbreaks of wanton waste of milk and industrial intimidation and terrorism in twenty-five other sovereign states;

Now, Therefore, Be It Resolved, That this fortieth session of the Washington State Legislature accept the responsibility of saving our important dairy industry from destruction by enactment of legislation designed to implement by statute the purpose of this resolution.

On motion of Senator Lennart, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 19

By Senators Pritchard and Peterson (Ted):

Whereas, The construction of the Lake Washington Ship Canal and the Hiram Chittenden Locks system was a major engineering feat and gave great impetus to the growth of Seattle and surrounding Puget Sound areas; and

Whereas, Seattle is the boating capital of the United States and the Lake Washington Ship Canal and the Hiram Chittenden Locks have been an integral part of this boating boom; and

Whereas, The joining of fresh water and salt water in the Puget Sound area has been of great economic value; and

Whereas, The economy of the state owes a debt to this unique shipping and tourist attraction; and

Whereas, The citizens of the city of Seattle are preparing a city-wide fete to mark the fiftieth anniversary of the construction of the Hiram Chittenden Locks and the Lake Washington Ship Canal;

Now, Therefore, Be It Resolved, That the Senate of the state of Washington hereby offers its sincerest congratulations and best wishes to the city of Seattle and the United States Corps of Army Engineers and joins with other units of government and the thousands of the state's citizens in the anniversary celebration to be held during the month of July, 1967.

On motion of Senator Pritchard, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 20

By Senators Lennart, Redmon and Durkan:

Whereas, Senate Bill No. 389, providing for appointment of a local bank to act as

the agent of the state of Washington and its political subdivisions, in the servicing of the bonds issued thereby, has for its purposes, promoting the convenience of local bondholders, saving them time and expense in obtaining payment of interest coupons and the redemption of the bonds, preserving to the state the right to use the money needed for such payment and redemption until due, owing and claimed, and providing that the advantage, if any, from delay in presentation of coupons for payment or bonds for redemption, accrue to the state of Washington, if possible, and if not, then to a local bank rather than a New York City bank; and

Whereas, There was insufficient time to develop and verify the facts and test the various theories advanced as to the implications of the bill, as proposed, to form a conclusion whether change in the system would result in higher bond interest costs or in savings in the form of increased earnings from bond redemption funds; and

Whereas, The potential advantages to the state and to the political subdivisions thereof is great enough to justify an in depth study;

Now, Therefore, Be It Resolved, That the Senate recommend that the legislative budget committee study the bond servicing requirements of the state and its political subdivisions, especially as they relate to the appointment of an agent to service the same, bearing in mind that there are hundreds of millions of dollars in bonds authorized, issued and outstanding, and, the probability that there will be additional issues authorized and issued in the future by all segments of government, and that the servicing costs thereof are a significant and important budgetary item, and, the servicing practices have been unchanged for many years although communication is easier and our local financial institutions stronger and more capable of performing the services historically ceded, by default, to New York City banks.

On motion of Senator Lennart, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

Senate Chamber,

Olympia, Wash., March 22, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 401,

Engrossed Senate Bill No. 442, have inspected same, and find them correctly reengrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive.

Senate Chamber,

Olympia, Wash., March 22, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 419, Senate Bill No. 453, Senate Bill No. 630, and

Senate Joint Resolution No. 23, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive.

House Bill No. 960:

Senate Chamber,

Olympia, Wash., March 23, 1967.

Establishing the terms of members on boundary review boards. (Reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Fred H. Dore, George Kupka, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

REPORT OF FREE CONFERENCE COMMITTEE

Senate Chamber,

Olympia, Wash., March 21, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred engrossed Substitute House Bill No. 548, establishing community college districts, have had the same under

consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

Senate Members:

Mike McCormack
Gordon Sandison
John N. Ryder

House Members:

Marjorie Lynch
Frank B. Brouillet
Charles E. Newschwander

An Act Relating to education; adding new sections to chapter 28.09 RCW; adding new sections to chapter 28.10 RCW; amending section 7, chapter 1, Laws of 1961 as amended by section 1, chapter 179, Laws of 1961 and RCW 41.06.070; amending section 2, chapter 1, Laws of 1961 and RCW 41.06.020; amending section 43.88.160, chapter 8, Laws of 1965 and RCW 43.88.160; amending section 1, chapter 212, Laws of 1957 and RCW 28.76.390; amending section 43.19.190, chapter 8, Laws of 1965 and RCW 43.19.190; amending section 1, chapter 160, Laws of 1919 as amended by section 1, chapter 183, Laws of 1939 and RCW 28.09.070; amending section 2, chapter 160, Laws of 1919 and RCW 28.09.080; amending section 6, chapter 160, Laws of 1919 and RCW 28.09.090; amending section 2, chapter 176, Laws of 1933 as last amended by section 2, chapter, Laws of 1967 (SSB 409) and RCW 28.10.010; amending section 3, chapter 176, Laws of 1933, as last amended by section 5, chapter, Laws of 1967 (SSB 409) and RCW 28.10.030; amending section 5, chapter 176, Laws of 1933, as last amended by section 6, chapter, Laws of 1967 (SSB 409) and RCW 28.10.050; amending section 1, chapter, Laws of 1967 (SSB 409) amending section 4, chapter, Laws of 1967 (SSB 409) amending section 8, chapter, Laws of 1967 (SSB 409); amending section 5, chapter 169, Laws of 1947, as last amended by section 1, chapter 105, Laws of 1965, and RCW 28.58.360; repealing section 1, chapter 115, Laws of 1945 and RCW 28.84.119; repealing section 2, chapter 115, Laws of 1945, section 13, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.120; repealing section 3, chapter 115, Laws of 1945, section 15, chapter 2, Laws of 1963 extraordinary session, section 16, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.130 and 28.84.140; repealing section 4, chapter 115, Laws of 1945 and RCW 28.84.150; repealing section 2, chapter 198, Laws of 1961, section 1, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.180; repealing section 3, chapter 198, Laws of 1961, section 2, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.190; repealing section 4, chapter 198, Laws of 1961, section 3, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.200; repealing section 4, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.205; repealing section 6, chapter 198, Laws of 1961 and RCW 28.84.220; repealing section 7, chapter 198, Laws of 1961 and RCW 28.84.230; repealing section 8, chapter 198, Laws of 1961 and RCW 28.84.240; repealing section 9, chapter 198, Laws of 1961 and RCW 28.84.250; repealing section 7, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.280; repealing section 8, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.290; repealing section 11, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.300; repealing section 17, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.310; repealing section 10, chapter 198, Laws of 1961 and RCW 28.84.900; repealing section 3, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.910; repealing section 18, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.920; repealing section 1, chapter 198, Laws of 1961, section 2, chapter 159, Laws of 1965 extraordinary session and RCW 28.84.170; repealing section 2, chapter 89, Laws of 1965 extraordinary session and RCW 28.84.211; repealing section 10, chapter 2, Laws of 1963 extraordinary session, section 5, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.215; repealing section 11, chapter 198, Laws of 1961, section 9, chapter 2, Laws of 1963 extraordinary session, section 1, chapter 159, Laws of 1965 extraordinary session and RCW 28.84.260; repealing section 2, chapter 20, Laws of 1961 extraordinary session, section 6, chapter 2, Laws of 1963 extraordinary session, section 2, chapter 146, Laws of 1965 extraordinary session and RCW 28.84.270; repealing section 1, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.500; repealing section 2, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.501; repealing section 3, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.502; repealing section 4, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.503; repealing section 2, chapter 179, Laws of 1957 and RCW 28.09.010; repealing section 2, chapter 136, Laws of 1965 and RCW 28.09.130; repealing section 7, chapter 160, Laws of 1919 and RCW 28.09.110; repealing section 3, chapter 179, Laws of 1957 and RCW 28.09.020; repealing section 4, chapter 179, Laws of 1957 and RCW 28.09.030; repealing section 5, chapter 179; Laws of 1957 and RCW 28.09.040; repealing section 5, chapter 160, Laws of 1919 as last amended by section 3, chapter 183, Laws of 1939 and RCW 28.09.050; repealing section 1, chapter 136, Laws of 1965 and RCW

28.09.120; repealing section 1, chapter, Laws of 1967 (SHB 533); repealing section 3, chapter, Laws of 1967 (SSB 409); repealing section 4, chapter, Laws of 1967 (SSB 409); and declaring an emergency.

Be It Enacted By The Legislature Of The State Of Washington:

NEW SECTION. Section 1. This act shall be known as and may be cited as the Community College Act of 1967.

NEW SECTION. Sec. 2. The purpose of this act is to provide for the dramatically increasing number of students requiring high standards of education either as a part of the continuing higher education program or for occupational training, by creating a new, independent system of community colleges which will:

(1) Offer an open door to every citizen, regardless of his academic background or experience, at a cost normally within his economic means;

(2) Ensure that each community college district shall offer thoroughly comprehensive educational, training and service programs to meet the needs of both the communities and students served by combining, with equal emphasis, high standards of excellence in academic transfer courses; realistic and practical courses in occupational education, both graded and ungraded; and community services of an educational, cultural, and recreational nature;

(3) Provide administration by state and local boards which will avoid unnecessary duplication of facilities or programs; and which will encourage efficiency in operation and creativity and imagination in education, training and service to meet the needs of the community and students;

(4) Allow for the growth, improvement, flexibility, and modification of the community colleges and their education, training and service programs as future needs occur;

(5) Establish firmly that community colleges are, for purposes of academic training, two year institutions, and are an independent, unique, and vital section of our state's higher education system, separate from both the common school system and other institutions of higher learning, and never to be considered for conversion into four-year liberal arts colleges.

NEW SECTION. Sec. 3. As used in this act, unless the context requires otherwise, the term:

(1) "System" shall mean the state system of community colleges, which shall be a system of higher education;

(2) "College board" shall mean the state board for community college education created by this act;

(3) "Director" shall mean the administrative director for the state system of community colleges;

(4) "District" shall mean any one of the community college districts created by this act;

(5) "Board of trustees" shall mean the local community college board of trustees established for each community college district within the state;

(6) "Council" shall mean the coordinating council for occupational education;

(7) "Occupational education" shall mean that education or training that will prepare a student for employment that does not require a baccalaureate degree.

(8) "K-12 system" shall mean the public school program including kindergarten through the twelfth grade.

(9) "Common school board" shall mean the public school district board of trustees.

(10) "Community college" shall include where applicable, vocational-technical and adult education programs conducted by community colleges and vocational-technical institutes whose major emphasis is in post-high school education.

NEW SECTION. Sec. 4. The state of Washington is hereby divided into twenty-two community college districts as follows:

(1) The first district shall encompass the counties of Clallam and Jefferson;

(2) The second district shall encompass the counties of Grays Harbor and Pacific;

(3) The third district shall encompass the counties of Kitsap and Mason;

(4) The fourth district shall encompass the counties of San Juan, Skagit and Island;

(5) The fifth district shall encompass Snohomish county except for the Northshore common school district;

(6) The sixth district shall encompass the present boundaries of the common school districts of Seattle and Vashon Island, King county;

(7) The seventh district shall encompass the present boundaries of the common school districts of Shoreline in King county and Northshore in King and Snohomish counties;

(8) The eighth district shall encompass the present boundaries of the common school districts of Lake Washington, Bellevue, Issaquah, Lower Snoqualmie, Mercer Island, Skykomish and Snoqualmie, King county;

(9) The ninth district shall encompass the present boundaries of the common school districts of Federal Way, Highline and South Central, King county;

(10) The tenth district shall encompass the present boundaries of the common school districts of Auburn, Black Diamond, Renton, Enumclaw, Kent, Lester and Tacoma, King county;

(11) The eleventh district shall encompass all of Pierce county, except for the present boundaries of the common school districts of Tacoma and Peninsula;

(12) The twelfth district shall encompass the counties of Lewis and Thurston;

(13) The thirteenth district shall encompass the counties of Cowlitz, and Wahkiakum;

(14) The fourteenth district shall encompass the counties of Clark, Skamania and that portion of Klickitat county not included in the sixteenth district;

(15) The fifteenth district shall encompass the counties of Chelan, Douglas and Okanogan;

(16) The sixteenth district shall encompass the counties of Kittitas, Yakima, and that portion of Klickitat county included in United States census divisions 1 through 4;

(17) The seventeenth district shall encompass the counties of Ferry, Lincoln (except consolidated school district 105-157-166J), Pend Oreille, Spokane, Stevens and Whitman;

(18) The eighteenth district shall encompass the counties of Adams and Grant, and that portion of Lincoln county comprising consolidated school district 105-157-166J;

(19) The nineteenth district shall encompass the counties of Benton and Franklin;

(20) The twentieth district shall encompass the counties of Asotin, Columbia, Garfield and Walla Walla;

(21) The twenty-first district shall encompass Whatcom county;

(22) The twenty-second district shall encompass the present boundaries of the common school districts of Tacoma and Peninsula, Pierce county.

NEW SECTION. Sec. 5. There is hereby created the "state board for community college education", to consist of seven members, one from each congressional district, who shall be appointed by the governor, with the consent of the senate. The terms of the initial members shall be as follows: Two members shall serve for a term of one year, two members shall serve for a term of two years, two members shall serve for a term of three years, and one member shall serve for a term of four years, respectively, following the effective date of this act. The successors of the members initially appointed shall be appointed for terms of four years except that any persons appointed to fill a vacancy occurring prior to the expiration of any term shall be appointed only for the remainder of such term. Each member shall serve until the appointment and qualification of his successor. All members shall be citizens and bona fide residents of the state. No member of the college board shall be, during his term of office, also a member of the state board of education or a member of a K-12 board, or be employed by the common school system, or have any direct pecuniary interest in education within this state.

No member of the college board shall receive any salary for his services, but shall receive the sum of twenty-five dollars per diem for each day actually spent in attending to his duties as a member of the college board, and mileage at the rate of ten cents per mile.

The members of the college board may be removed by the governor for inefficiency, neglect of duty, or malfeasance in office, in the manner provided by RCW 28.76.290.

NEW SECTION. Sec. 6. A director of the state system of community colleges shall be appointed by the college board and shall serve at the pleasure of the college board. He shall be appointed with due regard to his fitness and background in education, by his knowledge of and recent practical experience in the field of educational administration particularly in institutions beyond the high school level. The college board may also take into consideration an applicant's proven management background even though not particularly in the field of education.

The director shall devote his entire time to the duties of his office and shall not be actively engaged or employed in any other business, vocation or employment, nor shall he have any direct pecuniary interest in or any stock or bonds of any business connected with or selling supplies to the field of education within this state.

He shall receive a salary to be fixed by the college board and shall be reimbursed

for all traveling and other expenses incurred by him in the discharge of his official duties in accordance with RCW 43.03.050 and 43.03.060, as now or hereafter amended.

He shall be the executive officer of the college board and serve as its secretary and under its supervision shall administer the provisions of this chapter and the rules, regulations and orders established thereunder and all other laws of the state. He shall attend, but not vote at all meetings of the college board. He shall be in charge of offices of the college board and responsible to the college board for the preparation of reports and the collection and dissemination of data and other public information relating to the state system of community colleges. At the direction of the college board, he shall, together with the chairman of the college board, execute all contracts entered into by the college board.

Subject to the provisions of chapter 41.06 RCW, the state civil service law, the director shall, with the approval of the college board, appoint and employ such field and office assistants, clerks and other employees as may be required and authorized for the proper discharge of the functions of the college board and for whose services funds have been appropriated. All employees of the state board of education who are governed by the provisions of chapter 41.06 RCW, and who are employed exclusively or principally in performing the powers and duties and functions transferred by this act to the state board for community college education, and who are transferred to the state board for community college education, shall continue to be governed by the provisions of chapter 41.06 RCW, the state civil service law, without any loss of rights granted by said law.

The board may, by written order filed in its office, delegate to the director any of the powers and duties vested in or imposed upon it by this act. Such delegated powers and duties may be exercised by the director in the name of the college board.

NEW SECTION. Sec. 7. The governor shall, within thirty days after the effective date of this act, make the appointments to the college board.

The college board shall, within thirty days after its appointment, organize, adopt a seal, and adopt bylaws for its administration, not inconsistent herewith, as it may deem expedient and may from time to time amend such bylaws. At such organizational meeting it shall elect from among its members a chairman and a vice chairman, each to serve for one year, and annually thereafter shall elect such officers; all to serve until their successors are appointed and qualified. The college board shall at its initial meeting fix a date and place for its regular meeting. Four members shall constitute a quorum, and no meeting shall be held with less than a quorum present, and no action shall be taken by less than a majority of the college board.

After organization, the first order of business for the college board shall be to assist the district college boards in the assumption of administration, control and occupancy of the various community college and such other vocational facilities as are covered by this act which are now under the administration, control and occupancy of the common school boards.

Special meetings may be called as provided by its rules and regulations. Regular meetings shall be held at the college board's established offices in Olympia, but whenever the convenience of the public or of the parties may be promoted, or delay or expenses may be prevented, it may hold its meetings, hearings or proceedings at any other place designated by it. The college board shall transmit a report in writing to the governor before December 1st of each year which report shall contain a summary of its proceedings during the preceding fiscal year, a detailed and itemized statement of all revenue and all expenditures made by or on behalf of the college board, such other information as it may deem necessary or useful and any other additional information which may be requested by the governor. The fiscal year of the college board shall conform to the fiscal year of the state.

NEW SECTION. Sec. 8. Suitable offices and office equipment shall be provided by the state for the college board in the city of Olympia, and the college board may incur the necessary expense for office furniture, stationery, printing, incidental expenses, and other expenses necessary for the administration of this act.

NEW SECTION. Sec. 9. The college board shall have general supervision and control over the state system of community colleges. In addition to the other powers and duties imposed upon the college board by this act, the college board shall be charged with the following powers, duties and responsibilities:

(1) Review the budgets prepared by the community college boards of trustees, prepare a single budget for the support of the state system of community colleges, and submit this budget to the governor as provided in RCW 43.88.090; the coordinating

council shall assist with the preparation of the community college budget that has to do with vocational education programs;

(2) Establish guidelines for the disbursement of funds; and receive and disburse such funds for maintenance and operation and capital support of the community college districts in conformance with the state and district budgets, and in conformance with chapter 43.88 RCW;

(3) Ensure, through the full use of its authority,

(a) that each community college district shall offer thoroughly comprehensive educational, training and service programs to meet the needs of both the communities and students served by combining, with equal emphasis, high standards of excellence in academic transfer courses; realistic and practical courses in occupational education, both graded and ungraded; and community services of an educational, cultural, and recreational nature: *Provided*, That notwithstanding any other provisions of this act, a community college shall not be required to offer a program of vocational-technical training, when such a program as approved by the coordinating council for occupational education is already operating in the district;

(b) that each community college district shall maintain an open-door policy, to the end that no student will be denied admission because of the location of his residence or because of his educational background or ability; that, insofar as is practical in the judgment of the college board, curriculum offerings will be provided to meet the educational and training needs of the community generally and the students thereof; and that all students, regardless of their differing courses of study, will be considered, known and recognized equally as members of the student body: *Provided*, That the administrative officers of a community college may deny admission to a prospective student or attendance to an enrolled student if, in their judgment, he would not be competent to profit from the curriculum offerings of the community college, or would, by his presence or conduct, create a disruptive atmosphere within the community college not consistent with the purposes of the institution;

(4) Prepare a comprehensive master plan for the development of community college education and training in the state; and assist the state census board in the preparation of enrollment projections to support plans for providing adequate community college facilities in all areas of the state;

(5) Define and administer criteria and guidelines for the establishment of new community colleges or campuses within the existing districts;

(6) Establish and administer criteria and procedures for modifying district boundary lines;

(7) Establish minimum standards to govern the operation of the community colleges with respect to:

(a) qualifications and credentials of instructional and key administrative personnel, except as otherwise provided in the state plan for vocational education,

(b) internal budgeting, accounting, auditing, and financial procedures as necessary to supplement the general requirements prescribed pursuant to chapter 43.88 RCW,

(c) the content of the curriculums and other educational and training programs, and the requirements, degrees and diplomas awarded by the colleges,

(d) standard admission policies.

(8) Establish and administer criteria and procedures for all capital construction including the establishment, installation, and expansion of facilities within the various community college districts;

(9) Encourage innovation in the development of new educational and training programs and instructional methods; coordinate research efforts to this end; and disseminate the findings thereof;

(10) Exercise any other powers, duties and responsibilities necessary to carry out the purposes of this act.

The college board shall have the power of eminent domain.

NEW SECTION. Sec. 10. There is hereby created a community college board of trustees for each community college district as set forth in this act. Each community college board of trustees shall be composed of five trustees, who shall be appointed by the governor from a list of nominees submitted by the nominating committee in accordance with section 11 of this act.

The initial appointees to the board of trustees shall draw lots at the first meeting thereof to determine their respective initial terms. One trustee shall serve for one year, one for two years, one for three years, one for four years, and one for five years.

Thereafter, until July 1, 1969, the successors of the trustees initially appointed shall

be appointed by the governor to serve for a term of five years except that any person appointed to fill a vacancy occurring prior to the expiration of any term shall be appointed only for the remainder of the term.

Every trustee shall be a resident and qualified elector of his community college district. No trustee may serve as a member of the board of directors of any school district, or as an elected officer or member of the legislative authority of any municipal corporation.

Each board of trustees shall organize itself by electing a chairman from its members. The board shall adopt a seal and may adopt such bylaws, rules and regulations as it deems necessary for its own government. Three members of the board shall constitute a quorum, but a lesser number may adjourn from time to time and may compel the attendance of absent members in such manner as prescribed in its bylaws, rules, or regulations. The district president, or if there be none, the president of the community college, shall serve as, or may designate another person to serve as, the secretary of the board, who shall not be deemed to be a member of the board.

NEW SECTION. Sec. 11. In each community college district of the state there is hereby created a nominating committee to select no less than five nominees for consideration by the governor for the initial trustees. The nominating committee shall be composed of each member of the state legislature residing within the boundaries of the community college district to be served.

The senior legislator on each committee shall serve as chairman of the committee and shall call the meeting at some conveniently located place and shall set the time of the meeting.

The members of the nominating committee shall be entitled to per diem and expenses as provided in RCW 44.04.120 and such payments shall be a proper charge to the college board.

NEW SECTION. Sec. 12. Within forty-five days after the effective date of this act each nominating committee shall submit a list of no less than five nominees, who shall be residents of the community college district, to the governor for selection of the community college district board of trustees for that district. In preparing the list of names to be submitted to the governor, the members of the committee shall give consideration to geographical exigencies, and the interests of labor, industry, agriculture and the professions. In the event that the nominating committee from any district fails to submit a list of nominees to the governor by the prescribed date, he shall appoint the trustees for that district from registered voters residing within that district, observing the same considerations as prescribed for the committee in making its nominations.

NEW SECTION. Sec. 13. Within thirty days of their appointment or July 1, 1967, whichever is sooner, the various district boards of trustees shall organize, adopt bylaws for its own government, and make such rules and regulations not inconsistent with this 1967 act as they deem necessary. At such organizational meeting it shall elect from among its members a chairman and a vice chairman, each to serve for one year, and annually thereafter shall elect such officers to serve until their successors are appointed or qualified. The chief executive officer of the community college district shall serve as secretary of the board. Three trustees shall constitute a quorum, and no action shall be taken by less than a majority of the trustees of the board. The first order of business after organization shall be to prepare for the orderly assumption of the duties and responsibilities of the administration and management of the community college district and the facilities thereof. The district boards shall transmit a report in writing to the college board before October 1st of each year which report shall contain a summary of its proceedings during the preceding fiscal year, a detailed and itemized statement of all revenue and all expenditures made by or on behalf of the district boards, such other information as it may deem necessary or useful, and any other additional information which may be requested by the college board. The fiscal year of the district boards shall conform to the fiscal year of the state.

NEW SECTION. Sec. 14. Each community college board of trustees:

(1) Shall operate all existing community colleges and vocational-technical institutes in its district;

(2) Shall create comprehensive programs of community college education and training and maintain an open-door policy in accordance with the provisions of section 9(3) of this act;

(3) Shall employ for a period to be fixed by the board a college president for each community college, a director for each vocational-technical institute or school operated by a community college, a district president in the event there is more than one col-

lege and/or separated institute or school located in the district, members of the faculty and such other administrative officers and other employees as may be necessary or appropriate and fix their salaries and duties;

(4) May establish, under the approval and direction of the college board, new facilities as community needs and interests demand.

(5) May establish or lease, operate, equip and maintain dormitories, food service facilities, bookstores and other self-supporting facilities connected with the operation of the community college;

(6) May, with the approval of the college board, issue and sell revenue bonds for the construction, reconstruction, erection, equipping with permanent fixtures, demolition and major alteration of buildings or other capital assets, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances, for dormitories, food service facilities, and other self-supporting facilities connected with the operation of the community college in accordance with the provisions of RCW 28.76.180 through 28.76.210 where applicable;

(7) May establish fees and charges for the facilities authorized hereunder, including reasonable rules and regulations for the government thereof, not inconsistent with the rules and regulations of the college board; each board of trustees operating a community college may enter into agreements, subject to rules and regulations of the college board, with owners of facilities to be used for housing regarding the management, operation, and government of such facilities, and any board entering into such an agreement may:

(a) Make rules and regulations for the government, management and operation of such housing facilities deemed necessary or advisable; and

(b) Employ necessary employees to govern, manage and operate the same.

(8) May receive such gifts, grants, conveyances, devises and bequests of personal property from private sources, as may be made from time to time, in trust or otherwise, whenever the terms and conditions thereof will aid in carrying out the community college programs as specified by law and the regulations of the state college board; sell, lease or exchange, invest or expend the same or the proceeds, rents, profits and income thereof according to the terms and conditions thereof; and adopt regulations to govern the receipt and expenditure of the proceeds, rents, profits and income thereof;

(9) May establish and maintain night schools whenever in the discretion of the board of trustees it is deemed advisable, and authorize classrooms and other facilities to be used for summer or night schools, or for public meetings and for any other uses consistent with the use of such classrooms or facilities for community college purposes;

(10) May make rules and regulations for pedestrian and vehicular traffic on property owned, operated, or maintained by the community college district;

(11) Shall prescribe, with the assistance of the faculty, the course of study in the various departments of the community college or colleges under its control, and notwithstanding any other provision of law, publish such catalogues and bulletins as may become necessary;

(12) May grant to every student, upon graduation or completion of a course of study, a suitable diploma, nonbaccalaureate degree or certificate;

(13) Shall enforce the rules and regulations prescribed by the state board for community college education for the government of community colleges, students and teachers, and promulgate such rules and regulations and perform all other acts not inconsistent with law or rules and regulations of the state board for community college education as the board of trustees may in its discretion deem necessary or appropriate to the administration of community college districts: *Provided*, That such rules and regulations shall include, but not be limited to, rules and regulations relating to housing, scholarships and discipline: *Provided, Further*, That the board of trustees may suspend or expel from community colleges students who refuse to obey any of the duly promulgated rules and regulations;

(14) May, by written order filed in its office, delegate to the president or district president any of the powers and duties vested in or imposed upon it by this act. Such delegated powers and duties may be exercised in the name of the district board.

(15) May perform such other activities consistent with this act and not in conflict with the directives of the college board; and

(16) Shall perform any other duties and responsibilities imposed by law or rule and regulation of the state board.

NEW SECTION. Sec. 15. Any resident of the state may enroll in any program or

course maintained or conducted by a community college district upon the same terms and conditions regardless of the district of his residence.

NEW SECTION. Sec. 16. In order to facilitate the greatest possible coordination and cooperation between the agencies of the state and the federal government, and to carry out the purposes and intent of this act and the acts of Congress relating to distribution of federal funds for the support of vocational education and vocational rehabilitation, there is hereby created the coordinating council for occupational education to serve as the sole agency of the state for the receipt of federal funds made available by acts of Congress for vocational education and for vocational rehabilitation within this state.

Consistent with the requirements of Public Law 88-210, and other acts of Congress dealing with vocational education, and to the extent necessary to comply therewith the coordinating council shall have power to supervise the administration of the state plan for vocational education in the community college system; and, subject to the supervisory powers of the state superintendent of public instruction, the coordinating council shall have the power to administer the state plan for vocational education in the public schools of the state.

NEW SECTION. Sec. 17. The coordinating council for occupational education shall consist of nine members, who shall be chosen by July 1, 1967. Three of the members shall be selected by the state board of education from its membership; and they shall serve at the pleasure of the state board of education. Three members shall be selected by the community college state board from its membership; and they shall serve at the pleasure of the state board for community college education. Three members shall be appointed by the governor, one of whom shall represent the field of labor, and one of whom shall represent the field of management, both of whom shall have had recent actual experience in or association with the fields of management and labor within the state to assure their familiarity with the vocational education needs of management and labor within the state. The governor's appointees shall serve at his pleasure. No member appointed by the governor shall, during the time he serves on the council, be a member of any other education board, state or local.

No member of the council shall receive any salary for his services, but shall receive the sum of twenty-five dollars per diem for each day actually spent in attending to his duties as a member of the council, and mileage at the rate of ten cents per mile.

NEW SECTION. Sec. 18. The council shall, within thirty days after its appointment, organize, and adopt such bylaws for its own administration, not inconsistent herewith, as it may deem expedient, and may from time to time amend such bylaws. At such organizational meeting it shall elect from among its members a chairman and vice chairman, to serve for one year, and annually thereafter shall elect such officers who are to serve until their successors are appointed and qualified or until their term expires, whichever is sooner. The council shall at its initial meeting fix a date and place for its regular meeting. Five members shall constitute a quorum, and no action shall be taken by less than a majority of the council. Special meetings may be called as provided by its bylaws. Regular meetings shall be held in the city of Olympia, but whenever the convenience of the public may be better served, or delay or expense may be prevented, it may hold its meetings, hearings or proceedings at any other place in the state of Washington. The council shall transmit a report in writing to the state board of education and the state board for community college education before October 1st of each year, which report shall contain a summary of its proceedings during the preceding fiscal year, a detailed and itemized statement of all moneys allocated to the council either by the state or by a branch of the federal government, and all expenditures made by or on behalf of the council, budget projections for the next fiscal year, such other information as is necessary and useful, and any other additional information which may be requested by the boards. The fiscal year of the council shall conform to the fiscal year of the state.

NEW SECTION. Sec. 19. There is hereby established under the direction and control of the coordinating council for occupational education, a division for vocational education and a division for vocational rehabilitation. The purpose of the division of vocational education is to furnish staff services to the coordinating council on carrying out its duties with respect to vocational education under the state plan for vocational education. The purpose of the division of vocational rehabilitation is to furnish staff services to the coordinating council in carrying out its duties with respect to vocational rehabilitation in the state.

NEW SECTION. Sec. 20. A director of the division of vocational education shall be appointed by the coordinating council and shall serve at the pleasure of the coordinat-

ing council. He shall be appointed with due regard to his fitness and background in education, by his knowledge of and recent practical experience in the field of vocational educational administration. The council may also take into consideration an applicant's proven management background even though not particularly in the field of education.

The director shall devote his entire time to the duties of his office and shall not be actively engaged or employed in any other business, vocation or employment, nor shall he have any direct pecuniary interest in or any stock or bonds of any business connected with or selling supplies in the field of education in the state.

He shall receive a salary to be fixed by the council and shall be reimbursed for all traveling and other expenses incurred by him in the discharge of his official duties in accordance with RCW 43.03.050 and 43.03.060, as now or hereafter amended.

He shall be the executive officer of the division of vocational education and under the council's supervision shall administer the provisions of this chapter and the rules, regulations and orders established thereunder and all other laws of the state pertaining to vocational education. He shall attend, but not vote at, all meetings of the council. He shall be in charge of offices of the division of vocational education and responsible to the council for the preparation of reports and the collection and dissemination of data and other public information relating to vocational education in the state. At the direction of the council, he shall, together with the chairman of the council, execute all contracts entered into by the division of vocational education.

The director shall, subject to the approval of the coordinating council, pursuant to chapter 41.06 RCW, the state civil service law, appoint such field and office assistants, clerks and other employees as may be required and authorized for the proper discharge of the functions of the division of vocational education. All employees of the former state board for vocational education who are employed exclusively or principally in performing the powers, duties and functions transferred by this act to the division of vocational education shall, upon the effective date of this act, be transferred to the division of vocational education. All such employees so transferred shall continue to be governed by the provisions of chapter 41.06 RCW, the state civil service law, without any loss of rights granted by said law. The coordinating council, in cooperation with the state board of education and the state board for community college education shall prepare a study for the forty-first legislature evaluating the effectiveness and efficiency of the division of vocational education, including a study of the permanent placement of the employees of the former state board for vocational education.

The coordinating council may, by written order filed in its office, delegate to the director any of the powers and duties relating to vocational education vested in or imposed upon it by this act and the federal vocational education acts. Such delegated powers and duties may be exercised by the director in the name of the council. The coordinating council shall have the power to cooperate with all agencies of government, local, state, and federal, in the promulgation and conducting of public service training with particular reference to fire training and law enforcement training.

NEW SECTION. Sec. 21. A director of the division of vocational rehabilitation shall be appointed by the coordinating council and shall serve at the pleasure of the council. He shall be appointed with due regard to his knowledge of, and recent practical experience in, the field of vocational rehabilitation. The coordinating council may also take into consideration an applicant's proven management background even though not particularly in the field of vocational rehabilitation.

The director shall devote his entire time to the duties of his office and shall not be actively engaged or employed in any other business, vocation or employment, nor shall he have any direct pecuniary interest in or any stock or bonds of any business connected with the field of vocational rehabilitation within the state.

He shall receive a salary to be fixed by the coordinating council and shall be reimbursed for all traveling and other expenses incurred by him in the discharge of his official duties in accordance with RCW 43.03.050 and 43.03.060, as now or hereafter amended.

He shall be the executive officer of the division of vocational rehabilitation and under the council's supervision shall administer the provisions of this chapter and the rules, regulations and orders established thereunder and all other laws of the state. He shall attend, but not vote at, all meetings of the coordinating council. He shall be in charge of offices of the division of vocational rehabilitation and responsible to the council for the preparation of reports and the collection and dissemination of data and

other public information relating to vocational rehabilitation within the state. At the direction of the council he shall, together with the chairman of the council, execute all contracts entered into by the division of vocational rehabilitation.

The director shall, subject to the approval of the coordinating council, pursuant to chapter 41.06 RCW, the state civil service law, appoint such field and office assistants, clerks and other employees as may be required and authorized for the proper discharge of the functions of the division of vocational rehabilitation and for whose services funds have been appropriated. All employees of the former division of vocational rehabilitation of the state board for vocational education who are employed exclusively or principally in performing the powers, duties and functions transferred by this act to the division of vocational rehabilitation of the coordinating council shall, upon the effective date of this act, be transferred to the division of vocational rehabilitation of the coordinating council. All such employees so transferred shall continue to be governed by the provisions of chapter 41.06 RCW, the state civil service law, without any loss of rights granted by said law. The state board of education, the state board for community college education and the coordinating council shall prepare a study for the forty-first legislature for the permanent placement of the employees of the former division of vocational rehabilitation of the state board for vocational education.

The coordinating council may, by written order filed in its office, delegate to the director any of the powers and duties relating to vocational rehabilitation vested in or imposed upon it by this act. Such delegated powers and duties may be exercised by the director in the name of the council.

NEW SECTION. Sec. 22. In addition to its other powers and duties, the coordinating council shall have the following powers and duties:

(1) To prepare, adopt and certify the state plan for vocational education and the state plan for vocational rehabilitation;

(2) To adopt necessary rules and regulations and do such other acts not forbidden by law necessary to carry out the provisions of this act and the federal acts: *PROVIDED*, That the coordinating council shall meet, consult and cooperate with the office of the state superintendent of public instruction on all matters falling within his constitutional supervisory powers in advance of exercising any of the powers or duties granted to the council by this section;

(3) To carry out the aims and purposes of the acts of Congress pertaining to vocational education and vocational rehabilitation.

NEW SECTION. Sec. 23. (1) The coordinating council in preparing the state plan for vocational education shall give consideration to the following:

(a) Vocational education for persons attending high school;

(b) Vocational education for persons who have completed or left high school and who are available for full time study in preparation for entering the labor market;

(c) Vocational education for persons (other than persons who are receiving training allowances under the Manpower Development and Training Act of 1962, Public Law 87-415, the Area Redevelopment Act, Public Law 87-27, or the Trade Expansion Act of 1962, Public Law 87-794) who have already entered the labor market and who need training or retraining to achieve stability or advancement in employment;

(d) Vocational education for persons who have academic, socio-economic, or other handicaps that prevent them from succeeding in the regular vocational education program;

(e) Construction of area vocational educational school facilities, as authorized by the state board for community colleges and the state board of education; and

(f) Ancillary services and activities to assure quality in all vocational education programs, such as teacher training and supervision, program evaluation, special demonstrations and experimental programs, development of instructional materials, and state administration and leadership, including periodic evaluation of state and local vocational education programs and services in the light of information regarding current and projected manpower needs and job opportunities.

(2) In determining the allocation of funds, the council shall comply with federal statute.

NEW SECTION. Sec. 24. The state board of education shall have the power to authorize the school districts to offer vocational education programs which are a part of the high school curriculum and to offer adult education and post-high school vocational educational programs which are not in conflict with community college programs, as determined by the coordinating council.

NEW SECTION. Sec. 25. The state board for community college education is hereby authorized to cooperate with the state board of education to permit, on an ad

hoc basis, the common school districts to conduct a program of vocational education and community service of an educational, recreational or cultural nature which is not a part of the high school curriculum when such program will not conflict with existing programs of the same nature and in the same geographical area conducted by the community college districts.

NEW SECTION. Sec. 26. The council shall conduct business for the division of vocational education separately from its business for the division of vocational rehabilitation, and when so separately considered, the director of the appropriate division shall be the secretary of the council for the conduct of such business.

Sec. 27. Section 1, chapter 160, Laws of 1919, as last amended by section 1, chapter 183, Laws of 1939 and RCW 28.09.070 are each amended to read as follows:

The state of Washington hereby accepts all the provisions and benefits of an act passed by the senate and house of representatives of the United States of America in congress assembled, entitled "An act to provide for the promotion of vocational education, to provide for cooperation with the states in the promotion of such education in agriculture and the trades and industries; to provide for cooperation with the states in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditure," approved February 23, 1917; and of an act of congress entitled "An act to provide for the further development of vocational education in the several states and territories," approved June 8, 1936, and the Vocational Education Act of 1946 and supplemental vocational education acts including but not limited to Public Law 88-210.

Sec. 28. Section 2, chapter 160, Laws of 1919 and RCW 28.09.080 are each amended to read as follows:

The state treasurer is hereby designated and appointed custodian of all moneys received by the state from the appropriations made by the said acts of congress and is authorized to receive and to provide for the proper custody of the same and to make disbursements therefrom in the manner provided in said acts and for the purposes therein specified. He shall also, upon the order of the [state board for vocational education] *appropriate agency in accordance with the provisions of this act*, pay out any moneys appropriated by the state of Washington for the purpose of carrying out the provisions of this chapter.

Sec. 29. Section 6, chapter 160, Laws of 1919 and RCW 28.09.090 are each amended to read as follows:

For the purposes of this chapter vocational schools or classes may be established, (1) as all day schools or classes giving instruction in [agricultural, home economics or trade and industrial] *vocational* subjects; (2) as part time schools or classes giving instruction [as prescribed by the state board for vocational education to promote civic and vocational intelligence] *in vocational subjects*; (3) as evening school classes giving instruction supplemental to the daily employment.

NEW SECTION. Sec. 30. Title to or all interest in real estate, choses in action and all other assets, including but not limited to assignable contracts, cash, deposits in county funds (including any interest or premiums thereon), equipment, buildings, facilities, and appurtenances thereto held as of the date of passage of this act by or for a school district and obtained indistinguishably with federal, state or local funds appropriated for community college purposes or post-high school vocational educational purposes, or used or obtained with funds budgeted for community college purposes or post-high school vocational educational purposes, or used or obtained primarily for community college or vocational education purposes, shall, on the date on which the first board of trustees of each district takes office, vest in or be assigned to the state board for community college education: *Provided*, That cash, funds, accounts or other deposits obtained or raised by a school district to pay for indebtedness, bonded or otherwise, contracted on or before the effective date of this act for community college purposes shall remain with and continue to be, after the effective date of this act, an asset of the school district: *And Provided Further*, That any option acquired by the school district to purchase real property which in the judgment of the school district will be used in the common school program may remain with the school district notwithstanding that such option was obtained in consideration of the purchase by such school district of other property for community college purposes: *And Provided Further*, That unexpended funds of a common school district derived from the sale, prior to July 1, 1967, of bonds authorized for any purpose which includes community college purposes and not committed for any existing construction contract, shall remain with and continue to be an asset of such common school district, unless

within thirty days after said date such common school district determines to transfer such funds to the board of trustees.

For the purposes of this section and to facilitate the process of allocating the assets, the board of directors of each school district in which a community college is located, and the president of each community college, shall each submit to the state board of education, and the state board for community college education within sixty days of the effective date of this act, an inventory listing all real estate, personal property choses in action and other assets, held by a school district which, under the criteria of this section, will become the assets of the state board for community college education: *Provided*, That assets used "primarily" for community college purposes shall include, but not be limited to, all assets currently held by school districts which have been used on an average of at least seventy-five percent of the time during the school year 1965-1966, or if acquired subsequent to July 1, 1966, since its time of acquisition, for community college purposes: *Provided, Further*, That the ultimate decision and approval with respect to the allocation and disposition of the assets under this section shall be made by the governor, or an advisory committee appointed by him for that purpose. The decision of the governor or his advisory committee may be appealed within sixty days after such decision is issued by appealing to the district court of Thurston county. The decision of the superior court may be appealed to the supreme court of the state in accordance with the provision of the Administrative Procedure Act, chapter 34.04 RCW.

NEW SECTION. Sec. 31. The board of trustees of each community college district shall charge to and collect from each of the students registered therein such general tuition, incidental fees and other fees for quarters other than summer session as follows:

- (1) Resident students:
 - (a) general tuition fees, fifty dollars per quarter; and
 - (b) incidental fees not more than twenty dollars per quarter.
- (2) Nonresident students:
 - (a) general tuition fees, one hundred-fifty dollars per quarter; and
 - (b) incidental fees, not more than twenty dollars per quarter.
- (3) Tuition and incidental fees consistent with the above schedules will be fixed by the state board for community colleges for summer school students.
- (4) The board of trustees shall charge such fees for part time students, ungraded courses, noncredit courses, and short courses as it, in its discretion, may determine, not inconsistent with the rules and regulations of the state board for community college education.

The term "resident students" as used in this section shall mean students who have been domiciled in this state at least one year prior to the commencement of the quarter for which he registers, federal employees and military personnel, the children and spouses of federal employees and military personnel residing within the state, and staff members of the community college and their children and spouses. The term "nonresident students" shall mean all students other than resident students.

The term "general tuition fees" as used in this section shall mean the general tuition fee charged students registered at the community college for quarters other than summer session, which fees shall be used as prescribed in sections 32, 36 and 37 of this act. The term "incidental fees" as used in this section shall include the fees other than general tuition fees, charged all students registering at the college for quarters other than summer sessions but shall not include fees for correspondence or extension courses, and individual instruction and student deposits or rentals, disciplinary and library fines, laboratory, gymnasium, health fees, or fee charges, rentals and other income derived from any or all revenue-producing lands, buildings and facilities of the colleges heretofore or hereafter acquired, constructed or installed, including but not limited to income from rooms, dormitories, dining rooms, hospitals, infirmaries, housing or student activity buildings, vehicular parking facilities, land, or the appurtenances thereon or such other special fees as may be established by the board of trustees from time to time.

NEW SECTION. Sec. 32. Sixty percent of all general tuition fees, all incidental fees, and all other income which the trustees are authorized to impose shall be deposited as the trustees may direct. Such sums of money shall be subject to the budgetary and audit provisions of law applicable to state agencies. The depository selected by the trustees shall conform to the collateral requirements required for deposit of other state funds.

Disbursement shall be made by check signed by the president of the community college or his designee appointed in writing, and such other person as may be designated by the board of trustees of the community college district. Each person authorized to sign as provided above, shall execute a surety bond in the sum of not less than the average amount on deposit in the fund during the preceding six months, or ten thousand dollars, whichever is greater. Said bonds shall be filed in the state auditor's office.

NEW SECTION. Sec. 33. The boards of trustees of community college districts are empowered in accordance with the provisions of this act to provide for the construction, reconstruction, erection, equipping, demolition and major alterations of buildings and other capital assets, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances for the use of the aforementioned colleges as authorized by the college board in accordance with section 14 of this act; to be financed by bonds payable out of special funds from revenues hereafter derived from income received from such facilities, gifts, bequests or grants, and such additional funds as the legislature may provide, and payable out of a bond retirement fund to be established by the respective district boards in accordance with rules and regulations of the state board. With respect to building, improvements or repairs, or other work, the trustees shall have and be subject to the same powers or duties as are authorized and imposed upon school directors by the provisions of RCW 28.58.135 as now or hereafter amended.

NEW SECTION. Sec. 34. In addition to the powers conferred under section 9 of this act, the community college state board is authorized and shall have the power:

(1) To permit the district boards of trustees to contract for the construction, reconstruction, erection, equipping, maintenance, demolition and major alterations of buildings and other capital assets, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances of the college as approved by the community college state board.

(2) To finance the same by the issuance of bonds secured by the pledge of up to forty percent of the general tuition fees.

(3) Without limitation of the foregoing, to accept grants from the United States government, or any federal or state agency or instrumentality, or private corporation, association, or person to aid in defraying the costs of any such projects.

NEW SECTION. Sec. 35. For the purpose of financing the cost of any projects, the college board is hereby authorized to adopt the resolution or resolutions and prepare all other documents necessary for the issuance, sale and delivery of the bonds or any part thereof at such time or times as it shall deem necessary and advisable. Said bonds:

(1) Shall not constitute

(a) an obligation, either general or special, of the state; or

(b) a general obligation of the college or of the college board;

(2) Shall be

(a) either registered or in coupon form; and

(b) issued in denominations of not less than one hundred dollars; and

(c) fully negotiable instruments under the laws of this state; and

(d) signed on behalf of the college board with the manual or facsimile signature of the chairman of the board, attested by the secretary of the board, have the seal of the college board impressed thereon or a facsimile of such seal printed or lithographed in the bottom border thereof, and the coupons attached thereto shall be signed with the facsimile signatures of such chairman and the secretary;

(3) Shall state

(a) the date of issue; and

(b) the series of the issue and be consecutively numbered within the series; and

(c) that the bond is payable both principal and interest solely out of the bond retirement fund created for retirement thereof;

(4) Each series of bonds shall bear interest, payable either annually or semi-annually, as the board may determine at an effective rate not to exceed six percent per annum over the life thereof, and no single interest or coupon rate shall exceed six percent per annum;

(5) Shall be payable both principal and interest out of the bond retirement fund;

(6) Shall be payable at such times over a period of not to exceed forty years from date of issuance, at such place or places, and with such reserved rights of prior redemption, as the board may prescribe;

(7) Shall be sold in such manner as the board may prescribe;

(8) Shall be issued under and subject to such terms, conditions and covenants pro-

viding for the payment of the principal thereof and interest thereon and such other terms, conditions, covenants and protective provisions safeguarding such payment, not inconsistent with sections 33 through 40 of this act, and as found to be necessary by the board for the most advantageous sale thereof, which may include but not be limited to:

(a) A covenant that a reserve account shall be created in the bond retirement fund to secure the payment of the principal of and interest on all bonds issued and a provision made that certain amounts be set aside and maintained therein;

(b) A covenant that sufficient moneys may be transferred from the capital projects account of the college board issuing the bonds to the bond retirement fund of the college board when ordered by the board in the event there is ever an insufficient amount of money in the bond retirement fund to pay any installment of interest or principal and interest coming due on the bonds or any of them;

(c) A covenant fixing conditions under which bonds on a parity with any bonds outstanding may be issued.

The proceeds of the sale of all bonds, exclusive of accrued interest which shall be deposited in the bond retirement fund, shall be deposited in the state treasury to the credit of the capital projects account of the college board and shall be used solely for paying the costs of the projects, and for the purposes set forth in (8)(b) above;

(9) Shall constitute a prior lien and charge against forty percent of all general tuition fees of the community colleges.

Sec. 36. There is hereby created in the state treasury a community college bond retirement fund. Within thirty-five days from the date of start of each quarter forty percent of all general tuition fees of each such community college shall be paid into the state treasury, and shall be credited as follows:

(1) On or before June 30th of each year the college board if issuing bonds payable out of general tuition fees shall certify to the state treasurer the amounts required in the ensuing twelve-month period to pay and secure the payment of the principal of and interest on such bonds. The state treasurer shall thereupon deposit the amounts so certified in the community college bond retirement fund which fund as required, is hereby created in the state treasury. The amounts deposited in the bond retirement fund shall be used exclusively to pay and secure the payment of the principal of and interest on the tuition fee bonds issued by the college board as authorized by this act. If in any twelve-month period it shall appear that the amount certified by the college board is insufficient to pay and secure the payment of the principal of and interest on the outstanding general tuition fee bonds, the state treasurer shall notify the college board and such board shall adjust its certificate so that all requirements of moneys to pay and secure the payment of the principal and interest on all such bonds then outstanding shall be fully met at all times.

(2) That portion of the forty percent of all general tuition fees not required for or in excess of the amounts certified to the state treasurer as being required to pay and secure the payment of any of the bonds as provided in subsection (1) above shall be deposited in the community college capital projects account which account is hereby created in the general fund of the state treasury. The sums deposited in the capital projects account shall be appropriated and expended exclusively for the construction, reconstruction, erection, equipping, maintenance, demolition and major alteration of buildings and other capital assets owned by the state board for community college education in the name of the state of Washington, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances in relation thereto, and for the payment of principal of and interest on any bonds issued for such purposes.

NEW SECTION. Sec. 37. For the purpose of paying and securing the payment of the principal of and interest on the bonds as the same shall become due, there shall be paid into the state treasury and credited to the bond retirement fund of the state board for community college education, the following:

(1) Amounts derived from up to forty percent of all general tuition fees as are necessary to pay the principal of and interest on the bonds and to secure the same;

(2) Any grants which may be made, or may become available, for the purpose of furthering the construction of any authorized projects, or for the repayment of the costs thereof;

(3) Such additional funds as the legislature may provide.

Said bond retirement fund shall be kept segregated from all moneys in the state treasury and shall, while any of such bonds or any interest thereon remains unpaid, be available solely for the payment thereof. As a part of the contract of sale of such

bonds, the college board shall charge and collect general tuition fees as established by this act and deposit up to forty percent of such fees in the bond retirement fund in amounts which will be sufficient to pay and secure the payment of the principal of, and interest on all such bonds outstanding.

NEW SECTION. Sec. 38. In accordance with the provisions of section 34 of this act the college board is hereby empowered:

(1) To reserve the right to issue bonds later on a parity with any bonds being issued;

(2) To authorize the investing of moneys in the bond retirement fund and any reserve account therein;

(3) To authorize the transfer of money from the college board's capital projects account to the bond retirement fund when necessary to prevent a default in the payments required to be made; and

(4) To create a reserve account or accounts in the bond retirement fund to secure the payment of the principal of and interest on any bonds.

NEW SECTION. Sec. 39. The college board is hereby empowered to issue refunding bonds to provide funds to refund any or all outstanding bonds payable from the bond retirement fund and to pay any redemption premium payable on such outstanding bonds being refunded. Such refunding bonds may be issued in the manner and on terms and conditions and with the covenants permitted by sections 33 through 40 of this act for the issuance of bonds. The refunding bonds shall be payable out of the bond retirement fund and shall not constitute an obligation either general or special, of the state or a general obligation of the college board. The effective interest cost to maturity on such refunding bonds shall not exceed six percent per annum nor shall any single interest or coupon rate exceed six percent per annum. The board may exchange the refunding bonds at par for the bonds which are being refunded or may sell them in such manner as it deems for the best interest of the college.

NEW SECTION. Sec. 40. The bonds authorized to be issued pursuant to the provisions of sections 33 through 40 of this act shall not be general obligations of the state of Washington, but shall be limited obligation bonds payable only from the special funds created for their payment. The legislature may specify additional means for providing funds for the payment of principal and interest of said bonds. Sections 33 through 40 of this act shall not be deemed to provide an exclusive method for such payment. The power given to the legislature by this section to provide for additional means for raising money is permissive, and shall not in any way be construed as a pledge of the general credit of the state of Washington.

Sec. 41. Section 2, chapter 176, Laws of 1933, as last amended by section 2, chapter, Laws of 1967 (SSB 409), and RCW 28.10.010 are each amended to read as follows:

(1) "Handicapped person" means any individual:

(a) Who has a physical or mental disability, which constitutes a substantial handicap to employment, of such a nature that vocational rehabilitation services may reasonably be expected to render him fit to engage in a gainful occupation consistent with his capacities and abilities; or

(b) Who, because of lack of social competence or mobility, experience, skills, training, or other factors, is in need of vocational rehabilitation services in order to become fit to engage in a gainful occupation or to attain or maintain a maximum degree of self-support or self-care; or

(c) For whom vocational rehabilitation services are necessary to determine rehabilitation potential.

(2) "Physical or mental disability" means a physical or mental condition which materially limits, contributes to limiting or, if not corrected, will probably result in limiting an individual's activities or functioning. The term includes behavioral disorders characterized by deviant social behavior or impaired ability to carry out normal relationships with family and community which may result from vocational, educational, cultural, social, environmental or other factors.

(3) "Vocational rehabilitation services" means goods or services provided handicapped persons to enable such persons to be fit for gainful occupation or to attain or maintain a maximum degree of self-support or self-care and includes every type of goods and services for which federal funds are available for vocational rehabilitation purposes, including, but not limited to, the establishment, construction, development, operation and maintenance of workshops and rehabilitation facilities.

(4) "Self-care" means a reasonable degree of restoration from dependency upon others for personal needs and care and includes but is not limited to ability to live in

own home, rather than requiring nursing home care and care for self rather than requiring attendant care.

(5) "State agency" means the [state board for vocational education or any agency which supersedes the state board for vocational education and which administers or supervises the administration of vocational education in the state] *coordinating council for occupational education*.

Sec. 42. Section 3, chapter 176, Laws of 1933, as last amended by section 6, chapter, Laws of 1967 (SSB 409), and RCW 28.10.030 are each amended to read as follows:

The [office of vocational rehabilitation] *state agency* shall:

(1) Provide vocational rehabilitation services to handicapped persons, including the placing of such persons in gainful occupations;

(2) Disburse all funds provided by law and may receive, accept and disburse such gifts, grants, conveyances, devises and bequests of real and personal property from public or private sources, as may be made from time to time, in trust or otherwise, whenever the terms and conditions thereof will aid in carrying out vocational rehabilitation services as specified by law and the regulations of the state agency; and may sell, lease or exchange real or personal property according to the terms and conditions thereof. Any money so received shall be deposited in the state treasury for investment, reinvestment or expenditure in accordance with the conditions of its receipt and RCW 43.88.180;

(3) Appoint and fix the compensation, and prescribe the duties, of the personnel necessary for the administration of this 1967 amendatory act, unless otherwise provided by law;

(4) Make exploratory studies, make reviews, and do research relative to vocational rehabilitation.

Sec. 43. Section 5, chapter 176, Laws of 1933, as last amended by section 9, chapter, Laws of 1967 (SSB 409), and RCW 28.10.050 are each amended to read as follows:

The state of Washington does hereby:

(1) Accept the provisions and maximum possible benefits resulting from any acts of congress which provide benefits for the purposes of this chapter;

(2) Designate the state treasurer as custodian of all moneys received by the state from appropriations made by the congress of the United States for the purposes of this 1967 amendatory act, and authorize the state treasurer to make disbursements therefrom upon the order of the [office of vocational rehabilitation] *state agency*; and

(3) Empower and direct the state agency to cooperate with the federal government in carrying out the provisions of this 1967 amendatory act or of any federal law or regulation pertaining to vocational rehabilitation, and to comply with such conditions as may be necessary to assure the maximum possible benefits resulting from any such federal law or regulation.

NEW SECTION. Sec. 44. If any part of this 1967 amendatory act shall be found to be in conflict with federal requirements which are a condition precedent to the allocation of federal funds to the state, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such findings or determination shall not affect the operation of the remainder of this act.

Sec. 45. Section 7, chapter, Laws of 1967 (SSB 409) is amended to read as follows:

The [office of vocational rehabilitation] *state agency* shall make available vocational rehabilitation services to the departments of institutions, labor and industries, public assistance, and employment security, and other state or other public agencies, in accordance with cooperative agreements between the [office of vocational rehabilitation] *state agency* and the respective agencies.

Sec. 46. Section 8, chapter, Laws of 1967 (SSB 409) is amended to read as follows:

The [office of vocational rehabilitation] *state agency* may purchase, from any source, by contract, vocational rehabilitation services for handicapped persons, payments for such services to be made subject to procedures and fiscal controls approved by the budget director. The performance of and payment for such services shall be subject to post audit review by the state auditor.

Sec. 47. Section 7, chapter 1, Laws of 1961 as amended by section 1, chapter 179, Laws of 1961 and RCW 41.06.070 are each amended to read as follows:

The provisions of this chapter do not apply to:

(1) The members of the legislature or to any employee of, or position in, the legislative branch of the state government including members, officers and employees of the legislative council, legislative budget committee, statute law committee, and any interim committee of the legislature;

(2) The judges of the supreme court, of the superior courts or of the inferior courts or to any employee of, or position in the judicial branch of state government;

(3) Academic personnel of the institutions of higher learning and other such positions as are exempted under provisions of RCW 41.06.050;

(4) The officers of the Washington state patrol;

(5) Elective officers of the state;

(6) The chief executive officer of each agency;

(7) In the departments of employment security, health, fisheries, institutions and public assistance, the director and his confidential secretary; in all other departments, the executive head of which is an individual appointed by the governor, the director, his confidential secretary, and his statutory assistant directors;

(8) In the case of a multimember board, commission or committee, whether the members thereof are elected, appointed by the governor or other authority, serve ex officio, or are otherwise chosen;

(a) All members of such boards, commissions or committees;

(b) If the members of the board, commission, or committee serve on a part time basis and there is a statutory executive officer: (i) in the secretary of the board, commission or committee; (ii) the chief executive officer of the board, commission, or committee; and (iii) the confidential secretary of the chief executive officer of the board, commission, or committee;

(c) If the members of the board, commission, or committee serve on a full time basis: (i) the chief executive officer or administrative officer as designated by the board, commission, or committee; and (ii) a confidential secretary to the chairman of the board, commission, or committee;

(d) If all members of the board, commission, or committee serve ex officio: (i) the chief executive officer; and (ii) the confidential secretary of such chief executive officer;

(9) The confidential secretaries and administrative assistants in the immediate offices of the elective officers of the state;

(10) Assistant attorneys general;

(11) Commissioned and enlisted personnel in the military service of the state;

(12) Inmate, student, part time or temporary employees, and part time professional consultants, as defined by the state personnel board or the board having jurisdiction;

(13) The public printer or to any employees of or positions in the state printing plant;

(14) Officers and employees of the Washington state fruit commission;

(15) Officers and employees of the Washington state apple advertising commission;

(16) Officers and employees of the Washington state dairy products commission;

(17) Officers and employees of any commission formed under the provisions of chapter 191, Laws of 1955, and chapter 15.66 RCW;

(18) Officers and employees of the state wheat commission formed under the provisions of chapter 87, Laws of 1961 (chapter 15.63 RCW);

(19) Officers and employees of agricultural commissions formed under the provisions of chapter 256, Laws of 1961 (chapter 15.65 RCW);

(20) *Professional education employees of the state board for community college education.*

Sec. 48. Section 2, chapter 1, Laws of 1961 and RCW 41.06.020 are each amended to read as follows:

Unless the context clearly indicates otherwise, the words used in this chapter have the meaning given in this section.

(1) "Institutions of higher learning" are the University of Washington, Washington State University, Central Washington State College, Eastern Washington State College, [and] Western Washington State College, *new, four-year state colleges subsequently authorized, and the various state community colleges;*

(2) "Agency" means an office, department, board, commission or other separate unit or division, however designated, of the state government and all personnel thereof; it includes any unit of state government established by law, the executive officer or members of which are either elected or appointed, upon which the statutes confer powers and impose duties in connection with operations of either a governmental or proprietary nature;

(3) "Board" means the state personnel board established under the provisions of RCW 41.06.110, the personnel committee established under RCW 41.06.050 and the per-

sonnel board established under RCW 41.06.060, except that this definition does not apply to the words "board" or "boards" when used in RCW 41.06.070;

(4) "Classified service" means all positions in the state service subject to the provisions of this chapter;

(5) "Competitive service" means all positions in the classified service for which a competitive examination is required as a condition precedent to appointment;

(6) "Noncompetitive service" means all positions in the classified service for which a competitive examination is not required;

(7) "Department" means an agency of government that has as its governing officer a person, or combination of persons such as a commission, board or council, by law empowered to operate the agency responsible either to (1) no other public officer or (2) the governor.

Sec. 49. Section 43.88.160, chapter 8, Laws of 1965 and RCW 43.88.160 are each amended to read as follows:

This section sets forth the major fiscal duties and responsibilities of officers and agencies of the executive branch. The regulations issued by the governor pursuant to this chapter shall provide for a comprehensive, orderly basis for fiscal management and control, including efficient accounting and reporting therefor, for the executive branch of the state government and may include, in addition, such requirements as will generally promote more efficient public management in the state.

(1) Governor; budget director. The governor, through his budget director, shall devise and supervise a modern and complete accounting system for each agency to the end that all revenues, expenditures, receipts, disbursements, resources and obligations of the state shall be properly and systematically accounted for. The accounting system shall include the development of accurate, timely records and reports of all financial affairs of the state. The system shall also provide for comprehensive central accounts in the central budget agency. The budget director may require such financial, statistical and other reports as he deems necessary from all agencies covering any period.

In addition, the budget director, as agent of the governor, shall:

(a) Make surveys and analyses of agencies with the object of determining better methods and increased effectiveness in the use of manpower and materials; and he shall authorize expenditures for employee training to the end that the state may benefit from training facilities made available to state employees;

(b) Report to the governor with regard to duplication of effort or lack of coordination among agencies;

(c) Review any pay and classification plans, and changes thereunder, developed by any agency for their fiscal impact: *Provided*, That none of the provisions of this subsection shall affect merit systems of personnel management now existing or hereafter established by statute relating to the fixing of qualifications requirements for recruitment, appointment, or promotion of employees of any agency. He shall advise and confer with agencies including the legislative budget committee and the legislative council regarding the fiscal impact of such plans and may amend or alter said plans, except that for the following agencies no amendment or alteration of said plans may be made without the approval of the agency concerned: Agencies headed by elective officials; University of Washington; Washington State University; Central Washington State College; Eastern Washington State College; [and] Western Washington State College; *new, four-year state colleges subsequently authorized, professional education employees of the state board for community college education; and the various state community colleges;*

(d) Fix the number and classes of positions or authorized man years of employment for each agency and during the fiscal period amend the determinations previously fixed by him except that he shall not be empowered to fix said number or said classes for the following: Agencies headed by elective officials; University of Washington; Washington State University; Central Washington State College; Eastern Washington State College; [and] Western Washington State College; *new, four-year state colleges subsequently authorized; professional education employees of the state board for community college education; and the various state community colleges;*

(e) Promulgate regulations to effectuate provisions contained in subsections (a) through (d) hereof.

(2) The treasurer shall:

(a) Receive, keep and disburse all public funds of the state not expressly required by law to be received, kept and disbursed by some other persons: *Provided*, That this subsection shall not apply to those public funds of the institutions of higher learning which are not subject to appropriation;

- (b) Disburse public funds under his supervision or custody by warrant or check;
- (c) Keep a correct and current account of all moneys received and disbursed by him, classified by fund or account;
- (d) Perform such other duties as may be required by law or by regulations issued pursuant to this law.

It shall be unlawful for the treasurer to issue any warrant or check for public funds in the treasury except upon forms duly prescribed by the budget director. Said forms shall provide for authentication and certification by the agency head or his designee that the services have been rendered or the materials have been furnished and the treasurer shall not be liable under his surety bond for erroneous or improper payments so made. The responsibility for recovery of erroneous or improper payments made under this section shall lie with the agency head or his designee in accordance with regulations issued pursuant to this chapter.

(3) The state auditor shall:

(a) Report to the legislature the results of current post audits that have been made of the financial transactions of each agency; to this end he may, in his discretion, examine the books and accounts of any agency, official or employee charged with the receipt, custody or safekeeping of public funds.

(b) Give information to the legislature, whenever required, upon any subject relating to the financial affairs of the state.

(c) Make his official report on or before the thirty-first of December which precedes the meeting of the legislature. The report shall be for the last complete fiscal period and shall include at least the following:

(i) Determinations as to whether agencies, in making expenditures, complied with the will of the legislature; and

(ii) Such plans as he deems expedient for the support of the state's credit, for lessening expenditures, for promoting frugality and economy in agency affairs and generally for an improved level of fiscal management.

(d) Be empowered to take exception to specific expenditures that have been incurred by any agency or to take exception to other practices related in any way to the agency's financial transactions and to cause such exceptions to be made a matter of public record, including disclosure to the agency concerned and to the budget director. It shall be the duty of the budget director to cause corrective action to be taken promptly, such action to include, as appropriate, the withholding of funds as provided in RCW 43.88.110.

(e) Shall promptly report any irregularities to the attorney general.

(4) The legislative budget committee may:

(a) Make post audits of such of the financial transactions as it may determine of any agency and to this end may in its discretion examine the books and accounts of any agency, official, or employee charged with the receipt, custody, or safekeeping of public funds.

(b) Give information to the legislature and legislative council whenever required upon any subject relating to the financial affairs of the state.

(c) Make its official report on or before the thirty-first of December which precedes the meeting of the legislature. The report shall be for the last complete fiscal period and shall include at least the following:

(i) Determinations as to the extent to which agencies in making expenditures have complied with the will of the legislature and in this connection, may take exception to specific expenditures or financial practices of any agencies; and

(ii) Such plans as it deems expedient for the support of the state's credit, for lessening expenditures, for promoting frugality and economy in agency affairs and generally for an improved level of fiscal management; and

(iii) A report on the efficiency and accuracy of the post audit operations of the state government.

Sec. 50. Section 1, chapter 212, Laws of 1957 and RCW 28.76.390 are each amended to read as follows:

The associated students of the University of Washington, the associated students of Washington State University, the student associations of the state community colleges and the student associations of the state colleges shall contract for all purchases for printing of athletic programs, athletic tickets, athletic press brochures, yearbooks, magazines, newspapers and letting of concessions, exceeding one thousand dollars, notice of call for bid on the same to be published in at least two newspapers of general circulation in the county wherein the institution is located two weeks prior to the

award being made. The contract shall be awarded to the lowest responsible bidder, if the price bid is fair and reasonable and not greater than the market value and price, and if the bid satisfactorily covers the quality, design, performance, convenience and reliability of service of the manufacturer and/or dealer. The associated students of the University of Washington, the associated students of Washington State University and the student associations of the state colleges or *community colleges* may require such security as they deem proper to accompany the bids submitted, and they shall also fix the amount of the bond or other security that shall be furnished by the person to whom the contract is awarded. The associated students of the University of Washington, the associated students of Washington State University and the student associations of the state colleges or *community colleges* may reject any or all bids submitted, if for any reason it is deemed for the best interest of their organizations to do so and readvertise in accordance with the provisions of this section. The associated students of the University of Washington, the associated students of Washington State University and the student associations of the state colleges or *community colleges* may reject the bid of any person who has had a prior contract, and who did not, in its opinion, faithfully comply with its terms: *Provided*, That nothing in this section shall apply to printing done on presses owned and operated by the associated students of the University of Washington, the associated students of Washington State University or the student associations of the state colleges or *community colleges*, or to printing done on presses owned or operated by their respective institutions.

Sec. 51. Section 43.19.190, chapter 8, Laws of 1965 and RCW 43.19.190 are each amended to read as follows:

The director of general administration, through the division of purchasing, shall:

(1) Establish and staff such administrative organizational units within the division of purchasing as may be necessary for effective administration of the provisions of RCW 43.19.190 through 43.19.1939;

(2) Purchase all material, supplies and equipment needed for the support, maintenance, and use of all state institutions, colleges, *community colleges* and universities, the offices of the elective state officers, the supreme court, the administrative and other departments of state government, and the offices of all appointive officers of the state: *Provided, However*, That primary authority for the purchase of specialized equipment, instructional and research material for their own use shall rest with the colleges, *community colleges* and universities: *Provided Further*, That primary authority for the purchase of materials, supplies and equipment for resale to other than state agencies shall rest with the state agency concerned;

(3) Provide the required staff assistance for the state purchasing committee through the division of purchasing;

(4) Have authority to delegate to state agencies a limited authorization to purchase or sell, which authorization shall specify restrictions as to dollar amount or to specific types of material, equipment and supplies: *Provided*, That acceptance of the limited purchasing authorization by a state agency does not relieve such agency from conformance with other sections of RCW 43.19.190 through 43.19.1939 or from policies established by the state purchasing committee;

(5) Contract for the testing of material, supplies, and equipment with public and private agencies as necessary and advisable to protect the interests of the state;

(6) Prescribe the manner of inspecting all deliveries of supplies, materials, and equipment purchased through the division;

(7) Prescribe the manner in which supplies, materials, and equipment purchased through the division shall be delivered, stored, and distributed;

(8) Provide for the maintenance of a catalogue library, manufacturers' and wholesalers' lists, and current market information;

(9) Provide for a commodity classification system and may, in addition, provide for the adoption of standard specifications when approved by the purchasing committee;

(10) Provide for the maintenance of inventory records of supplies, materials, equipment, and other property;

(11) Prepare rules and regulations governing the relationship and procedures between the division of purchasing and state agencies and vendors.

NEW SECTION. Sec. 52. The state board for community college education or any community college board of trustees is authorized to receive federal funds made available for the assistance of community colleges, and providing physical facilities, maintenance or operation of schools, or for any educational purposes, according to the provisions of the acts of congress making such funds available.

NEW SECTION. Sec. 53. The district boards of trustees and the common school boards are hereby authorized to enter into agreements for the use by either of the other's services, facilities or equipment and for the presentation of courses of either for students of the other where such agreements are deemed to be in the best interests of the education of the students involved.

NEW SECTION. Sec. 54. The provisions of RCW 28.67.070 applicable to existing teacher contracts between the common school boards and the various teachers in the various community colleges and vocational-technical institutes shall continue to apply with equal effect after the college district boards assume control and supervision of the said community colleges and vocational-technical institutes pursuant to the provisions of this act.

The state board for community college education is hereby directed to prepare a study report on teacher tenure agreements and to recommend legislation to effectuate the best possible teacher tenure plan consistent with the best interests of the state. The study report and proposed legislation shall be presented to the members of the forty-first legislature no later than November 30, 1968.

NEW SECTION. Sec. 55. When the college district boards assume control and supervision of the respective community colleges and vocational-technical institutes, the teachers and nonacademic personnel shall be deemed to remain an employee of the common school board for the purposes of any sick leave credit plan of the common school board until the district board has established a sick leave credit plan for its employees, whereupon the district board shall place to the credit of the employee the sick leave credits standing to his credit in the plan of such common school board. Where applicable, the prior vacation with pay rights of the employees shall be treated in the same manner as above.

The provisions of this section also include the leave provisions of RCW 28.58.100, chapter, Laws of 1967 (SB 135).

NEW SECTION. Sec. 56. (1) When the college district boards assume administration, control and occupancy of the respective community colleges and vocational-technical institutes, the faculty and nonacademic personnel employed therein shall be deemed to remain an employee of the common school board for the purpose of any health care service contract or hospitalization insurance contract provided as a benefit for such faculty or nonacademic personnel, and shall continue to be entitled to all rights thereunder as if they had remained an employee of the common school board.

Until the state board for community college education adopts a new hospitalization insurance contract or health care service contract for all employees in the community college system, the district college boards shall deduct from the remuneration of such employee the amount which such employee is or may be required to pay in accordance with the provisions of any existing hospitalization insurance or health care service contract and the district college boards shall pay to the hospitalization insurance company or health care service contractor the employer's share required to be paid under the provisions of such existing plans by the employer and the employee.

(2) The state board for community college education is hereby directed to secure the best possible health care service plan available under the provisions of RCW 41.04.180 as now or hereafter amended.

NEW SECTION. Sec. 57. (1) When the college district boards assume administration control and occupancy of the respective community colleges and vocational-technical institutes, the faculty and nonacademic personnel employed therein shall be deemed to remain an employee of the common school board for the purpose of any pension plan of such employees, and shall continue to be entitled to all rights and benefits thereunder as if they had remained employed by the common school board.

Until the legislature adopts a new pension plan for such employees, the district boards shall deduct from the remuneration of such employee the amount which such employee is or may be required to pay in accordance with the provisions of the pension plan of the Washington state teachers' retirement system and the district boards shall pay to the retirement system any amounts required to be paid under the provisions of such plan by the employer and the employee.

(2) Faculty hired by the college district boards after the effective date of this act, who are members of a teachers' pension plan in operation in the state of Washington or who are members of a nationwide teachers' pension plan, may continue to retain membership in such plan if they so elect and if the election is not inconsistent with the regulations of such retirement plan.

Until the legislature adopts a new pension plan for such employees, the district

boards shall deduct from the remuneration of such employee the amount which such employee is or may be required to pay in accordance with the provisions of the pension plan he has elected to continue and the college district boards shall pay to the pension plan any amounts required to be paid under the provisions of such plan by the employer and the employee.

(3) The state board for community college education is hereby directed to consult with the public pension commission and prepare a study report on pension plans for faculty and to recommend legislation to adopt a plan for the best interests of the state. The study report shall be presented to the members of the forty-first legislature no later than November 30, 1968.

NEW SECTION. Sec. 58. Whenever the provisions of the professional negotiations law, chapter 28.72 RCW, as now or hereafter amended, applies to the faculty and staff of the said community colleges and vocational-technical institutes, it shall continue to apply after the effective date of this act, but negotiations and appeals shall be conducted with the respective board and the director of the state board for community college education.

The state board for community colleges shall prepare a study for presentation to the members of the forty-first legislature with respect to the applicability of such law to the state system of community colleges.

NEW SECTION. Sec. 59. Whenever, prior to the effective date of this act, the use of a single building facility is being shared between an existing community college program and a K-12 program, hereafter the respective boards shall continue to share the use of the facility until such time as it is convenient to remove one of the two programs to another facility. The determination of convenience shall be based solely upon the best interests of the students involved.

Whenever a community college district board and a common school district board are sharing the use of a single facility, the program occupying the majority of the space of such facility, exclusive of space utilized equally by both, shall determine which board will be charged with the administration and control of such facility. The determination of occupancy shall be based upon the space occupied as of January 1, 1967.

The board which is charged with the administration and control of such facility may share expenses with the other board for the use of the facility.

In the event that the two boards are unable to agree upon which board is to administer and control the facility or upon a fair share of expenses for the use of the facility, the governor shall appoint an arbitrator to settle the matter. The decisions of the arbitrator shall be final and binding upon both boards. The expenses of the arbitration shall be divided equally by each board.

NEW SECTION. Sec. 60. Whenever a common school board has contracted to redeem general obligation bonds used for the construction or acquisition of facilities which are now to be under the administration, control and occupancy of the community college district board, the common school board shall continue to redeem the bonds in accordance with the provisions of the bonds.

NEW SECTION. Sec. 61. In all cases where an existing office, board, commission, bureau, or department of the state is abolished by this act, or where the powers and duties vested in, and required to be performed by, any existing officer, board, commission, common school district board, bureau, or department, are transferred to, vested in and required to be performed by, an existing or a newly created department, council, district board, state board, or a state officer, all books, papers, maps, charts, plans, records, and all other equipment or property in the possession of such existing officer, board, commission, common school district board, bureau or department or any officer or member thereof, and pending business in any way pertaining to the powers and duties of such office, board, commission, bureau, or department abolished by this act, shall be delivered and transferred to the administrative and executive head of the department, the council, district board, state board, or state officer to which his or its powers and duties are transferred. In case such powers and duties are divided between two or more departments, councils, district boards, state boards, committees, or state officers, each shall receive such books, papers, maps, charts, plans, records, other equipment and property, and pending business as pertain to the powers and duties transferred to that department, council, district board, state board, or officer. In all cases where any question shall arise as to the proper custody of any such books, papers, maps, charts, plans, records, other equipment and property, and pending business, the governor shall settle the dispute.

All parties to such transfer are hereby directed to cooperate to the extent that the changeover shall be accomplished in the best interest of education and the people served by such state board, department, council, or district board.

NEW SECTION. Sec. 62. All petitions, hearings, and other proceedings pending before any existing officer, board, commission, bureau, common school district board, or department which is abolished by this act, or the powers and duties of which are vested in, and required to be performed by, an existing or newly created department, or state officer, and all prosecutions, legal or other proceedings and investigations begun by any such officer, board, commission, bureau, or department, and not completed at the time of the taking effect of this act, shall continue and remain in full force and effect notwithstanding the passage of this act, and may be completed before or by the department, board, council or district board, or officer which succeeds to the powers and duties of such office, board, commission, bureau, or department.

NEW SECTION. Sec. 63. All orders, rules, and regulations made by any existing officer, board, commission, bureau, common school district board, or department which is abolished by this act, or the powers and duties of which are vested in, and required to be performed by, an existing or newly created department, board, council, or district board, or a state officer, shall remain in full force and effect until revoked, or modified in accordance with law by the department, board, council, or district board, or officer which succeeds to the powers and duties of such existing office, board, commission, district board, bureau, or department.

NEW SECTION. Sec. 64. All existing contracts and obligations of the officers, boards, commissions, bureaus, departments, common school district boards, abolished by this act, or the powers and duties of which are vested in, and required to be performed by, an existing or newly created department, council, board, district board, or a state officer, shall remain in full force and effect, and shall be performed by the respective departments, council, board, district board, or state officers to which the powers and duties of such existing office, board, commission, bureau, department or district board are transferred.

NEW SECTION. Sec. 65. All reports required by law to be made by any existing office, board, commission, bureau, department, district board, abolished by this act, or the powers and duties of which are vested in, and required to be performed by, an existing or newly created department, board, council, district board, created by this act, or a state officer, shall hereafter be made by the executive and administrative head of the department, or board, council, district board or officer to which the powers and duties of such existing office, board, commission, bureau, department or district board are transferred.

NEW SECTION. Sec. 66. In all cases where by this act power is vested in a department or officer to inspect, examine, secure data or information from, or procure assistance from, another department or officer, it shall be the duty of such other department or officer to submit to such inspection or examination, and to furnish the data, information, or assistance required.

NEW SECTION. Sec. 67. In all cases where any powers and duties, which have heretofore been vested in, or performed by, any existing officer, board, commission, common school district board, bureau or department, or any deputy or subordinate officer thereof, are by this act transferred, either in whole or in part, to, or vested in and required to be performed by, an existing or newly created department, or state officer, such powers and duties shall be vested in, and shall be performed by, the department, council board, district board, or officer to which the same are hereby transferred, and not otherwise. And every act done in the exercise of such powers and duties shall have the same legal effect as if done by the former officer, board, commission, bureau, common school district board, or department or any deputy or subordinate officer thereof. Every person and corporation shall be subject to the same obligations and duties, and shall have the same rights arising from the exercise of such powers and the performance of such duties, as if such powers and duties were exercised and performed by the officer, board, commission, bureau, district board, or department, or any deputy or subordinate officer thereof, designated in the respective laws which are to be administered by the departments, council, board, district boards, or state officers to which such powers and duties are transferred.

NEW SECTION. Sec. 68. In all cases where an existing office, board, commission, bureau, department, or common school district board is abolished by this act, or where the powers and duties vested in, and required to be performed by, any existing officer, board, commission, bureau, department or district board are transferred to, vested in, and required to be performed by an existing or newly created department, council,

state board, or district board, or a state officer, all teachers and other employees of such office, board, common school district board, commission, bureau, or department so abolished, or the powers and duties of which are so transferred, as the director of the department or council, state board, or district board, or officer to which the powers and duties of such office, board, commission, bureau, district board, or department are transferred may select, shall continue to perform their usual duties upon the same terms and conditions as heretofore, until removed, or appointed to positions in accordance with the provisions of this act relative to such department, board, or district board or transferred to some other department, board, or district board. In all cases where the powers and duties of any such existing office, board, commission, bureau, district board, or department are divided between departments, boards, council, district boards, or state officers, each of such departments, committees, or officers shall receive, on the above terms and conditions, such of the employees of said office, board, commission, bureau, or department as are selected by the respective directors of the department, or by the council, state board, or district board, or state officer to which the functions thereof are by this act transferred.

NEW SECTION. Sec. 69. The appropriations made to the state board for vocational education abolished by this chapter shall be transferred to and made available to the coordinating council for occupational education in accordance with the powers, duties and functions assigned to it by this act. Appropriations for the exercise of powers, duties and functions transferred to the state board for community college education from the state board of education shall be transferred to and made available to the state board for community college education in accordance with the provisions of section 70 of this act.

NEW SECTION. Sec. 70. The transfer of equipment, funds and appropriations from the state board of education to the state board for community college education, as provided in sections 59 through 70 of this act, shall be accomplished in accordance with apportionments among the several agencies by the director of the budget, who shall have due consideration to the total of the appropriations to the several agencies, the size and nature of the functions to be transferred and the feasibility of segregating such equipment to the various functions. The director of the budget shall certify such apportionments to the agencies affected and to the state auditor, the state treasurer and department of general administration, each of whom shall make the appropriate transfers and adjustments in their funds and appropriation accounts and equipment records in accordance with such certification.

NEW SECTION. Sec. 71. All funds remaining to the credit of the various special service revolving funds created pursuant to RCW 28.84.290 (herein repealed) shall be disbursed in accordance with the provisions of RCW 28.84.290 until July 1, 1967, thereafter such funds shall be transferred to the community college district boards of trustees.

NEW SECTION. Sec. 72. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 73. The following acts or parts of acts are each hereby repealed:

- (1) Section 1, chapter 115, Laws of 1945 and RCW 28.84.119;
- (2) Section 2, chapter 115, Laws of 1945, section 13, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.120;
- (3) Section 3, chapter 115, Laws of 1945, section 15, chapter 2, Laws of 1963 extraordinary session, section 16, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.130 and RCW 28.84.140;
- (4) Section 4, chapter 115, Laws of 1945 and RCW 28.84.150;
- (5) Section 2, chapter 198, Laws of 1961, section 1, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.180;
- (6) Section 3, chapter 198, Laws of 1961, section 2, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.190;
- (7) Section 4, chapter 198, Laws of 1961, section 3, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.200;
- (8) Section 4, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.205;
- (9) Section 6, chapter 198, Laws of 1961 and RCW 28.84.220;
- (10) Section 7, chapter 198, Laws of 1961 and RCW 28.84.230;
- (11) Section 8, chapter 198, Laws of 1961 and RCW 28.84.240;
- (12) Section 9, chapter 198, Laws of 1961 and RCW 28.84.250;

- (13) Section 7, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.280;
 (14) Section 8, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.290;
 (15) Section 11, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.300;
 (16) Section 17, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.310;
 (17) Section 10, chapter 198, Laws of 1961 and RCW 28.84.900;
 (18) Section 3, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.910;
 (19) Section 18, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.920;
 (20) Section 1, chapter 198, Laws of 1961, section 2, chapter 159, Laws of 1965 extraordinary session and RCW 28.84.170;
 (21) Section 2, chapter 89, Laws of 1965 extraordinary session and RCW 28.84.211;
 (22) Section 10, chapter 2, Laws of 1963 extraordinary session, section 5, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.215;
 (23) Section 11, chapter 198, Laws of 1961, section 9, chapter 2, Laws of 1963 extraordinary session, section 1, chapter 159, Laws of 1965 extraordinary session and RCW 28.84.260;
 (24) Section 2, chapter 20, Laws of 1961 extraordinary session, section 6, chapter 2, Laws of 1963 extraordinary session, section 2, chapter 146, Laws of 1965 extraordinary session and RCW 28.84.270;
 (25) Section 1, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.500;
 (26) Section 2, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.501;
 (27) Section 3, chapter 98, Laws of 1965 extraordinary session and RCW 28.84.502;
 (28) Section 4, chapter 198, Laws of 1965 extraordinary session and RCW 28.84.503;
 (29) Section 2, chapter 179, Laws of 1957 and RCW 28.09.010;
 (30) Section 2, chapter 136, Laws of 1965 and RCW 28.09.130;
 (31) Section 7, chapter 160, Laws of 1919 and RCW 28.09.110;
 (32) Section 3, chapter 179, Laws of 1957 and RCW 28.09.020;
 (33) Section 4, chapter 179, Laws of 1957 and RCW 28.09.030;
 (34) Section 5, chapter 179, Laws of 1957 and RCW 28.09.040;
 (35) Section 5, chapter 160, Laws of 1919, as last amended by section 3, chapter 183, Laws of 1939 and RCW 28.09.050;
 (36) Section 1, chapter 136, Laws of 1965 and RCW 28.09.120;
 (37) Section 1, chapter, Laws of 1967 (SHB 533);
 (38) Section 3, chapter, Laws of 1967 (SSB 409).

NEW SECTION. Sec. 74. Notwithstanding any other statutory provision relating to indebtedness of school districts, bonds heretofore issued by any common school district for the purpose of providing funds for community college facilities shall not be considered as indebtedness in determining the maximum allowable indebtedness under any statutory limitation of indebtedness when the sum of all indebtedness therein does not exceed the maximum constitutional allowable indebtedness applied to the value of the taxable property contained in such school district; *Provided*, That nothing contained herein shall be construed to affect the distribution of state funds under any applicable distribution formula.

NEW SECTION. Sec. 75. Until the community college district board has actually assumed the duties and responsibilities of the administration, management, or development of existing or authorized community college facilities, those duties and responsibilities shall continue to be discharged by the common school district operating or developing such community college facilities on the effective date hereof.

Where contracts have been let by the common school board pursuant to present law for the purpose of acquisition, construction, repair or modification of an existing community college facility such projects shall be completed under the administration of the common school board, superintendent of public instruction and/or the state board of education, and payments thereto shall be made from such funds as are allocated thereto.

Sec. 76. Section 1, chapter 169, Laws of 1947, as last amended by section 1, chapter 103, Laws of 1965 and RCW 28.58.360 are each amended to read as follows:

The school directors' association may establish a graduated schedule of dues for members of the association based upon the number of certificated personnel in each district. Dues shall be established for the directors of each district as a group. The total of all dues assessed shall not exceed twenty-two cents for each one thousand dollars of the state-wide total of all school districts' general fund receipts. The board of directors of a school district shall make provision for payment out of the general fund of the district of the dues of association members resident in the district, which payment shall be made in the manner provided by law for the payment of other claims

against the general fund of the district. The dues for each school district shall be due and payable on the first day of January of each year, and if not paid by any district before the thirty-first day of December of any year the executive committee of the association may present a written request to the county auditor that such payment be made by him by transfer of funds from the general fund of the district. Upon receipt of such request the county auditor shall make such transfer.

NEW SECTION. Sec. 77. Notwithstanding any other provisions of this act, the board of directors of any public school district located in any county of the second, first, A or AA class wherein there is an existing vocational-technical institute, may elect to have such vocational-technical institute remain a part of the public school system rather than have such institute become a part of the state community college system: *Provided*, That within thirty days after the effective date of this act, any school district operating a vocational-technical institute which operates independently of any existing community college as of January 1, 1967 may elect to remain independent of any community college by resolution of the board of directors of such district: *and Provided Further*, That any public school district may relinquish administrative control over a vocational-technical institute at the beginning of any fiscal biennium if by resolution dated before the preceding January 1st it shall so inform the state board of education and the state and district community college boards.

NEW SECTION. Sec. 78. It is the intent of this legislature that the college board provide for the four community colleges authorized by section 3, chapter 159, Laws of 1965 extraordinary session, and for which local funds for construction have been voted as of the effective date of this act, funds equivalent to those that would have been provided by matching ratios and construction costs in effect on January 1, 1967.

NEW SECTION. Sec. 79. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

It was moved by Senator Sandison that the report of the Free Conference Committee on Engrossed Substitute House Bill No. 548 be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Andersen:

"Mr. President, would Senator McCormack yield to a few questions:

"The point of some controversy and I know a lot of concern to the Free Conference Committee, Senator McCormack, as it has been previously here on the floor of the Senate, has been what is now new section 78. This is the section that you just referred to and I would like to ask you a couple of questions concerning the intent of the Free Conference Committee and accordingly the intent of this body if we adopt the Free Conference Committee report concerning new section 78. You said, Senator McCormack, this would provide approximately \$1. million computed in accordance with this for the district that I represent, for the Bellevue Community College, is that approximately correct?"

Senator McCormack:

"That is true."

Senator Andersen:

"Now in connection with this new section 78, it is still my understanding, Senator McCormack, that the scheme of this Free Conference report bill now, Engrossed Substitute House Bill No. 548, that insofar as these funds are concerned, these matching ratios, this is still basically a discretionary matter with the new community college board if this act passes, is that correct?"

Senator McCormack:

"That is correct."

Senator Andersen:

"Then in that connection and in connection with the deliberations of the Free Conference Committee, is it fair to say that you people found it necessary, in order to provide for these four new colleges, including Bellevue, to make a generic category as

it were, rather than picking out each one and providing what you thought each one should get? In other words, you have to pick a general category to put in the law so that you are not specifically legislating relating to each community college?"

Senator McCormack:

"Yes, Senator."

Senator Andersen:

"Now would it be fair to ask you, whether or not it is opinion of the Free Conference Committee that the situation in Bellevue which I went on at considerable length to discuss and which the Free Conference Committee reported on in some considerable length, is really in the most difficulty, the one with the most serious problems of this category of community colleges, to which new section 78 refers?"

Senator McCormack:

"Yes, there is no question of that. We did recognize Bellevue has the most critical situation of any community college in the state."

Senator Andersen:

"Then in the various answers to these various questions that I have proposed and you have been kind enough to answer, do I understand that there is some discretion involved to take care of this situation on the part of the new community college board?"

Senator McCormack:

"That is correct."

POINTS OF INQUIRY

Senator Mardesich:

"Would Senator McCormack yield:

"Senator, I'm sorry I was at the rostrum when you started discussing this. Are we to the point of accepting your conference report at this time?"

Senator McCormack:

"The motion is to accept the Conference Committee report."

Senator Mardesich:

"And this bill, as I understand it as set up would give only to those junior colleges which were established last session the break on the tax money that people locally put into the community college system?"

Senator McCormack:

"No, Senator Mardesich, it is not. The intent of the committee was to draw attention to the inequality that existed during the last two years in these four districts, the new community colleges authorized since the passage of House Bill No. 104 and funded under Referendum No. 15. Because they were funded under Referendum No. 15, they were not supplied with the same matching ratios as the other community colleges. The intent of the Conference Committee report is to call attention to the needs of these community colleges, by suggesting that they be treated the same as other community colleges have been treated in the past in their construction programs. This does not deal in any way with the retirement of the outstanding bonded indebtedness of the common school districts."

Senator Mardesich:

"There is no provision in this bill at all for refunding any outstanding debt of any community college?"

Senator McCormack:

"That is correct."

Senator Mardesich:

"And this indicates the intent is that we should put those authorized at the last session on equal basis with those matching money before?"

Senator McCormack:

"That is correct."

Senator Mardesich:

"Who is to determine what is to be done and how?"

Senator McCormack:

"The state board of community colleges which will be administering the disposition of funds for construction of community colleges."

Senator Mardesich:

"Could they then determine what the formula would be at their own discretion?"

Senator McCormack:

"Yes, they could, and they could provide more money."

Senator Mardesich:

"So in effect they can do anything they want under this bill as it is now drawn? They can refund everything for which those schools contracted?"

Senator McCormack:

"No, all they can do is provide money for construction of community college facilities."

Senator Mardesich:

"The state board of community colleges can decide what will revert to Bellevue area and the total bonded indebtedness that they desire?"

Senator McCormack:

"No, they could not, Senator."

Senator Mardesich:

"Why not? Where is the prohibition?"

Senator McCormack:

"The bill provides that the money for community college construction shall be for community college construction. Now I presume, Senator, that if the Bellevue school board were to decide that it does not want to build a community college at all with any local money and can stop operations and then come in at a later date for a community college, the request might be honored, but it would delay their entire program."

Senator Mardesich:

"But it could be done?"

Senator McCormack:

"Yes."

MOTIONS

It was moved by Senator Kupka that the motion by Senator Sandison be made a special order of business for tomorrow at the beginning of the second reading calendar.

It was moved by Senator McCutcheon that the motion be amended and that the matter be held over for consideration on Monday, March 27, 1967.

Debate ensued.

It was moved by Senator McCormack that the motion by Senator McCutcheon be amended and the matter be made a special order of business for 2:00 p.m. today.

Further debate ensued.

On motion of Senator Faulk, the motion by Senator McCormack was laid upon the table.

It was moved by Senator Stender that the motion by Senator McCutcheon be laid upon the table.

The motion to lay upon the table was lost by a rising vote.

It was moved by Senator McCormack that the motion by Senator McCutcheon be amended and that the matter be made a special order of business for 11:00 a.m., Friday, March 24, 1967.

Further debate ensued.

The motion was carried and the motion by Senator Sandison that the report of the Free Conference Committee be adopted was made a special order of business for 11:00 a.m., Friday, March 24, 1967.

On motion of Senator Gissberg, the Senate returned to the first order of business.

MOTION

It was moved by Senator Gissberg that Senator Durkan make a report as to the progress of Engrossed House Bills No. 207 and 208 under consideration in Free Conference Committee.

Debate ensued.

The motion was carried on a rising vote.

PERSONAL PRIVILEGE

Senator Durkan:

"Mr. President, members of the Senate:

"In response to Senator Gissberg's question, and trying to keep within the rules of the Conference Committee, I would like to say that we have, on the major issues, made absolutely no progress. We have resolved the minor differences. We have come to agreement on most of the things which the Conference Committee has talked about in many areas, but in the real true sense has the Conference Committee made any progress, the answer is absolutely no.

"Now we have met longer on this Conference Committee than any Conference Committee I have been a member of and the one thing, with all due respect to the members of the Conference Committee and I in no way wish to detract from their ability or earnestness in trying to resolve the budget of Engrossed House Bills No. 207 and 208, but the question simply is that every time we get down to start talking about the major issues, the spectre of the Governor's tax package in the House hangs over us and the issue is simply this: Until the Governor has made a determination that his tax bill can or cannot pass, it is absolutely useless for this Conference Committee to meet. I don't want to say anything that would in any way detract from the Republican members who have been on this Conference Committee, but I think we are all in agreement that until the issue of the tax reform, as the Governor calls it on his side, has either been voted up or voted down in the House, we are not going to come to an end in this legislative session.

"Now we are sitting up there and going through the motions on many of the small things, but on the major issue, it still depends upon the Governor. Now how long this session lasts will depend upon when the Governor makes a determination to bring his tax reform on the floor to see whether it has enough votes or not, or whether he makes the determination that he is not going to bring his tax reform out and he so informs the conferees on the committee so we can then go ahead and settle the budget.

"Now I have kept in my committee the sales tax which was passed by the House of Representatives. I have kept it alive and given the Governor that much of a chance in the event that he would get his tax reform over to the Senate. But if it is going to bring this thing to a head, it is my intention that that sales tax will be on the floor in the near future so that we can tell the Governor what position the Senate wants to take on his sales tax.

"Now I am hopeful that the Governor will move his House leadership and either tell them to bring his tax reform to a vote or tell them to tell the minority in the House, the Democrats, that as far as he is concerned this session, his tax increase package is dead. When that is done, we in the Conference Committee as far as the Democrats are concerned, and I am sure as far as the Republicans are concerned, can

come in with a compromise budget which the legislature can then vote on and we can go home because there is no question in my mind we can adjourn just the moment the Governor makes the determination what he wants to do. We are waiting here for his actions."

Senator Neill:

"Mr. President, I guess we are going to be here a while because you boys have seen fit to inject pure politics into a serious problem of our Conference Committee trying to find a sensible solution to the matter of state expenditures for the next two years. This is only part of the story which you have heard. I think you are all aware of this. I think we have worked pretty well in the Conference Committee trying to work out differences and what truly are the relatively minor items of departments and agencies, but we still have the basic issue of a budget that is badly out of balance. Now it is badly out of balance because of the action of this Senate. It is badly out of balance because you have seen fit to put phoney, counterfeit money in. You think the school people are hollering about phoney money. Look what you are doing to our own budget in revenue estimates on this side. We can't pass that out of the Conference Committee in the present status of the income and revenue aspects of this state, with or without the Governor's tax reform package.

"Now, true, I wish we would get some action here, too. I would like to go home. But it seems like every time that our cohorts in the House think maybe they can get things going, that the chairman of the Senate Ways and Means goes over there and peels off the votes. This is part of the game. I'm not critical of this. I think it's all right, but this all takes time, gentlemen. It's all going to have to take a little time. But even if the House does pass or if the House does not pass the Governor's tax reform package, the fact remains that the budget which this Conference Committee is working on is so far out of balance that it's going to be a major job to get this into focus where we can adjourn and go home, so I guess that's the minority report from the Conference Committee, Counsel."

Senator Dore:

"Mr. President:

"I hadn't intended to say anything, Senator, but it is our position, of course, speaking for the Democratic conferees, that the budget is not out of balance. In fact, the evidence we had the other day at our meeting with the economists of the state, the Washington Research Council for one, substantiates the Democratic position that there is an additional thirty or forty million dollars in revenue over and above the estimate by the Governor's Budget Department, so if that figure is accepted, of course, the budget is not out of balance.

"Again just last night I checked with Mr. O'Brien, the State Treasurer, who tells me that instead of \$81 million, there is now \$101 million and by June 30th the surplus figure will be raised further. If that's true, we will have an additional \$30 million. We have heard the testimony of the so-called experts of the Governor, some thirteen in number, as to the estimated revenue for next biennium. Cross examination the other day pointed out that even by your own figures, there is a margin of error of two percent on the surplus side and two percent on the minus side, or a four percent margin even on their own figures, so at least there is \$40 million in that.

"We have been over this very carefully. It is the purpose of the Conference Committee to resolve these differences between the two positions. It seems to me at this time if we can come together and perhaps come part way — maybe our figure is too high, but your figure is certainly too low — perhaps we could agree on a figure in between \$20 or \$25 million. If we can do that perhaps we can come to a new figure on the budget. The truth of the matter is it is just like Senator Durkan has said. So far this has really been a waste of time to me because we have to resolve this tax problem. Perhaps this stand made sense two weeks ago, even perhaps it made sense last week. But now the time has come when we have to ask: Will we ever resolve the problem? Is the Governor going to just stand still and say he refuses to change his position until you give in to my proposition? I don't think that is the democratic process at all. I don't think it is fair to the people of the state of Washington. I feel that under the Democratic version proposed by the Ways and Means Committee and Senator Durkan, we were able to realistically budget our moneys to satisfy the school people and the institutions and so on and to come out with a balanced budget without any new taxes. As I have said before, I think it is chaotic and idiotic to attempt to

tax people further when we have a surplus. Let's spend this surplus first and then tax the people.

"Senator, with those words, I think we can all go to lunch."

Senator Ryder:

"Mr. President, not quite yet:

"I'm not quite as hungry as some. I ate breakfast late.

"Mr. President and members of the Senate, I am sorry that we got into this argument, at this time of the day, and at this point in the session. Now the facts of the matter are this: The budget has been passed by the House and the budget has been passed by the Senate and it is now in Conference Committee, both the capital and the general fund spending budget. It is also true that the taxes to balance the House version of this budget have already been passed by the House and that is over here now. It has not to my knowledge even been considered in the Senate Ways and Means Committee. The problem is not the tax reform package which is now hanging on the calendar or in Rules Committee in the House. The problem is the balancing of the budget, which is in conference, and with the tax package or with the taxes that have been passed by the House. The tax reform bill has nothing to do with the balancing of this biennium budget.

"Now certainly the Governor is trying to get his tax reform package passed so it can go on the ballot and the people can vote on it and we can use it in the next biennium if we so desire, and the spectre of the Governor is, as Senator Durkan has said, in the Conference Committee so far as this tax reform bill is concerned, and in the halls of the House, so far as getting enough votes to pass it, but the spectre of the Governor is continually running up against the spectre of a candidate for Governor who is working on the other side of the street and every time there are enough votes to pass it over there, this other spectre comes along and through some legerdemain has been able to peel off two or three so that the bill cannot be passed.

"Now who is holding things up? Let's get these two spectres working together. Let's get this tax reform bill over here in the Senate where we can take a look at it and where the adverse spectres, shall we call them, can be presented to us on the Senate floor and make a decision whether or not we want to put this into the Constitution or kill it or what. But so far as the Conference Committee on the budget is concerned, it can go ahead and do the job and come out with this report and at the same time we should have another Conference Committee on the tax to balance that budget, so that regardless of what happens to the tax reform bill, we are ready to wind up our business and go home."

MOTION

At 12:50 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 628:

Senate Chamber,
Olympia, Wash., March 20, 1967.

Authorizing bond issue for public school plant facilities (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 22, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

- Senate Bill No. 88**
Permitting aliens to acquire, hold and dispose of lands.
- Senate Bill No. 86**
Authorizing granting of degree of bachelor of science by state colleges.
- Senate Bill No. 324**
Prescribing standard fire fighting equipment.
- Senate Bill No. 215**
Defining "assets" of fire protection district on annexation by city or town.
- Senate Bill No. 80**
Prescribing terminal date of driver's license held by member of armed forces.
- Senate Bill No. 76**
Enacting a model nonprofit corporation code.
- Senate Bill No. 43**
Conforming the motor vehicle title and registration law to the uniform commercial code.
- Senate Bill No. 178**
Relating to mutual savings banks.
- Senate Bill No. 156**
Providing for the detection and prevention of preventable heritable physical and mental disorders.
- Senate Bill No. 91**
Directing free reproduction of certain official documents for members of armed forces.
- Senate Bill No. 65**
Pertaining to banks and trust companies.
- Senate Bill No. 234**
Relating to utilities and transportation commission's authority regarding dividends.
- Senate Bill No. 247**
Enacting the multistate tax compact.
- Senate Bill No. 256**
Amending teachers' retirement provisions to provide credit for service over thirty-five years and extends permissible subsequent service without pension reduction.
- Substitute Senate Bill No. 283**
Authorizing cities and PUD's to cooperate in operation of nuclear and other thermal power plants.
- Senate Bill No. 366**
Prescribing safety regulations for mobile trailer homes.
- Senate Bill No. 371**
Creating Washington state building authority.
- Substitute Senate Bill No. 409**
Pertaining to vocational rehabilitation.
- Substitute Senate Bill No. 405**
Providing for issuance of general obligation bonds to finance construction of sewers.
- Senate Bill No. 364**
Authorizing multi-purpose community centers.
- Senate Bill No. 333**
Increasing food and clothing allowance for members of state soldiers' home colony.
- Senate Bill No. 233**
Establishing probation and parole division.
- Senate Bill No. 251**
Authorizing highway commission to acquire property to construct frontage roads.
- Senate Bill No. 270**
Relating to limitations on indebtedness of certain divisions of local government.
- Senate Bill No. 220**
Prescribing the procedure for selection of veniremen.

- Substitute Senate Bill No. 308**
Changing election procedure for state board of education and powers and duties of superintendent of public instruction.
- Senate Bill No. 204**
Changing rules for exemptions, refunds, etc., relating to motor vehicle fuel tax.
- Senate Bill No. 201**
Increasing membership of the judicial council.
- Senate Bill No. 197**
Placing insurance companies under certain provisions of this consumer protection act.
- Senate Bill No. 168**
Implementing transportation functions of metropolitan municipal corporations.
- Senate Bill No. 161**
Authorizing cities and counties to contract for mental health services.
- Senate Bill No. 120**
Authorizing destruction of certain juvenile records by director of institutions.
- Senate Bill No. 106**
Prohibiting littering.
- Substitute Senate Bill No. 103**
Limiting juvenile court's authority to commit children to department of institutions.
- Senate Bill No. 93**
Permitting certain property owners to utilize existing port district sewer and water utilities.
- Senate Bill No. 90**
Removing expiration date of urban transportation gas tax refunds.
- Senate Bill No. 89**
Making uniform the collateral security requirements for depositaries of the state and political subdivisions.
- Substitute Senate Bill No. 78**
Establishing public bidding procedures.
- Senate Bill No. 62**
Requiring apportionment of forest reserve funds according to proportional number of weighted students.
- Senate Bill No. 41**
Deleting prohibition against for hire pool or billiards games on or about University of Washington grounds.
- Senate Bill No. 40**
Providing that the estates over \$1,000 of patients at state residential schools shall be liable for the cost of care.
- Substitute Senate Bill No. 33**
Authorizing donation of state lands for San Juan Island National Historical Park.
- Senate Bill No. 143**
Creating a department of water resources.
- Senate Bill No. 169**
Extending regulation of housing standards.
- Senate Bill No. 200**
Changing compensation of judges pro tempore of the superior court.
- Senate Bill No. 212**
Amending law authorizing insurance and health care programs for public employees.
- Senate Bill No. 311**
Pertaining to compensation of public utility district commissioners.
- Substitute Senate Bill No. 414**
Providing for a Washington state seashore conservation area.
- Substitute Senate Bill No. 15**
Regulating motorcycles.
- Senate Bill No. 60**
Allowing attorneys to appear at grand jury proceedings.
- Senate Bill No. 68**
Regulating expenses of and granting powers to the public pension commission.
- Senate Bill No. 69**
Employing of investment counsel by pension commission.

Substitute Senate Bill No. 74

Authorizing consolidation or contracting between diking districts and drainage districts.

Senate Bill No. 96

Revising state employees' retirement system laws.

Substitute Senate Bill No. 18

Pertaining to justice court garnishment.

Substitute Senate Bill No. 19

Pertaining to superior court garnishment.

Senate Bill No. 381

Authorizing counties to acquire land for highways and open spaces.

Senate Bill No. 315

Providing additional funds for the law enforcement officers' training fund.

Senate Bill No. 250

Authorizing sale of land for R. H. Thomson expressway.

Senate Bill No. 285

Concerning motor vehicle excise taxes.

Senate Bill No. 252

Amending law concerning city or town streets used as part of state highways.

Senate Bill No. 390

Authorizing joint rights of way for highways and urban public transportation systems.

Substitute Senate Bill No. 199

Supplementing insurance code.

Senate Bill No. 175

Requiring registration and beneficial use of water rights.

Senate Bill No. 133

Implementing constitutional authority for promotional activities by port districts.

Senate Bill No. 245

Preserving certain rights of action foreclosed under contractor's registration act.

Senate Bill No. 221

Providing for filing of copies of mortgage or deeds of trust containing references to a master form on file.

Senate Bill No. 184

Authorizing a lien for towing and storage of vehicles.

Senate Bill No. 486

Authorizing conversion of overhead electric and communications facilities to underground facilities in cities and towns.

Substitute Senate Bill No. 63

Regulating retail installment sales.

Senate Bill No. 505

Establishing a stadium commission.

Senate Bill No. 11

Empowering state patrol to spot check vehicles.

Substitute Senate Bill No. 42

Amending Uniform Commercial Code.

Senate Bill No. 101

Eliminating termination date on nonresidents' retail sales tax exemption.

Senate Bill No. 181

Amending the electrical installations law.

Senate Bill No. 121

Amending law providing conditional licensure to practice medicine of certain employees of department of institutions.

Senate Bill No. 163

Authorizing warrants and arrests by teletype.

Senate Bill No. 119

Extending permissible limits for construction of water and sewer facilities.

Senate Bill No. 104

Requiring cities to record ordinances, which vacate real property, in the office of the county auditor.

Substitute Senate Bill No. 52

Amending administrative procedure act.

Senate Bill No. 107

Enacting the interstate compact for education and providing for commissioners.

Very truly yours,
 Raymond W. Haman,
Legal Counsel to the Governor.

State of Washington, Office of the Governor,
 Olympia, March 23, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Senate Bill No. 633:

Relating to legislative expenses of the extraordinary session.

Very truly yours,
 Raymond W. Haman,
Legal Counsel to the Governor.

GUBERNATORIAL APPOINTMENTS

State of Washington, Office of the Governor,
 Olympia, March 22, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the position of Member, State Parks and Recreation Commission, subject to your confirmation:

James G. McCurdy, appointed March 20, 1967, for a term ending December 31, 1972, succeeding Ted R. McTighe.

Sincerely,
 DANIEL J. EVANS,
Governor.

Referred to Committee on Natural Resources.

State of Washington, Office of the Governor,
 Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the position of Member, Board of Regents of Washington State University, subject to your confirmation:

Lyle W. Neff, appointed March 9, 1967, for a term ending March 9, 1973, succeeding Dr. Harry H. Pitluck.

Sincerely,
 DANIEL J. EVANS,
Governor.

Referred to Committee on Higher Education and Libraries.

State of Washington, Office of the Governor,
 Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the position of Regent of Washington State University of the State of Washington, subject to your confirmation:

Harold A. Romberg, appointed March 9, 1967, for a term ending March 9, 1973, succeeding Dr. Milton W. Durham.

Sincerely,
 DANIEL J. EVANS,
Governor.

Referred to Committee on Higher Education and Libraries.

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the position of Director, State Department of Fisheries, subject to your confirmation:

Thor C. Tollefson, appointed May 1, 1965, for a term ending at the Governor's pleasure, succeeding George C. Starlund.

Sincerely,

DANIEL J. EVANS,
Governor.

Referred to Committee on Natural Resources.

Washington State Highway Commission, Department of Highways,
Olympia, March 21, 1967.

The Honorable, The Senate of the State of Washington.

Legislative Building
Olympia, Washington

Ladies and Gentlemen:

The Washington State Highway Commission is pleased to transmit herewith a copy of our Resolution No. 1815 adopted on March 20, 1967, designating the Mercer Island Floating Bridge as the "Lacey V. Murrow Memorial Bridge" in accordance with the request set forth in Resolution No. 1967-21 of the Washington State Senate.

A plaque will be installed at a suitable location at the bridge denoting this name.

Very truly yours,

Washington State Highway Commission,
Elmer C. Huntley, *Chairman*.

RESOLUTION NO. 1815

By Washington State Highway Commission:

Whereas; Lacey V. Murrow served as Director of Highways for the State of Washington from 1933 to 1940, a period during which the Mercer Island Floating Bridge on Lake Washington was conceived, designed and constructed; and

Whereas; This notable engineering achievement received worldwide recognition for its pioneering of a new concept in over-water structures; and

Whereas; The Washington State Senate by Resolution No. 1967-21 dated February 25, 1967, proposed that this bridge be named in honor of the engineer whose leadership turned this daring proposal into a reality:

Now, Therefore Be It Resolved, That the Washington State Highway Commission does hereby designate the Mercer Island Floating Bridge on Lake Washington as the "Lacey V. Murrow Memorial Bridge"; and

Be It Further Resolved, That a copy of this resolution be transmitted to the Honorable Senate of the State of Washington.

Dated this 20th day of February, 1967.

Washington State Highway Commission,
Elmer C. Huntley, *Chairman*

ATTEST:

C. G. Prah, *Director of Highways*,
Lorenz Goetz, *Secretary*.

APPROVED AS TO FORM:

Delbert W. Johnson,
Assistant Attorney General.

James M. Blair, *Member*

Harold Walsh, *Member*

Robert L. Mikalson, *Member*

George D. Zahn, *Member*

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 23, 1967.

Mr. President:

The Speaker has signed: House Bill No. 107; and
House Bill No. 295; and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 22, 1967.

Mr. President:

The House has passed: House Concurrent Resolution No. 37 and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 22, 1967.

Mr. President:

The House refuses to recede from its amendment to Engrossed Senate Bill No. 282 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 282 and the House amendment thereto: Representatives O'Dell, Gladder, Bagnariol.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Woodall that the request of the House for a conference on Engrossed Senate Bill No. 282 be granted and that the President appoint a Conference Committee thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 282: Senators Herrmann, Freise and Herr.

On motion of Senator Ryder, the Conference Committee appointments were confirmed.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 107,
House Bill No. 295.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 37, by Representatives Swayze, Cunningham, Bottiger, Marzano, Bluechel, Bledsoe, Copeland, Chapin, Day, Lux, Johnson, O'Brien, Farr, Harris, Perry, Hawley, McGavick, Smythe, Barden and Kopet:

Creating a legislative council advisory committee on legislative ethics.
Referred to Committee on State Government.

SECOND READING OF BILLS

Senate Bill No. 122, by Senators Dore, Kupka, Keefe, Washington, Rasmussen, Knoblauch and Hallauer (by Facilities and Operations Committee request):

Regulating legislative lobbying.

The Senate resumed consideration of Senate Bill No. 122 on second reading and the amendment proposed by Senator Dore.

It was moved by Senator Dore that the following amendment by Senator Uhlman to the amendment by Senators Dore and Gissberg be adopted:

On page 2, section 3, subsection (2), line 16 of the amendment by Senators Dore and Gissberg, after "legislation" insert "or in corresponding and/or telephoning with members of the legislature or the governor in connection therewith"

POINT OF INQUIRY

Senator Uhlman:

"Would Senator Dore yield:

"Senator Dore, this bill came out very hastily without apparently too much chance for study by the members of the legislature. I have several questions, one of which is

under section two where it says, with or without pay or compensation, so I would presume that would cover a person who came down here on his own representing another group, representing persons other than himself. I notice in section three, subsection one, it reads here on behalf of himself, so he is excluded then, but otherwise, let's take the example of Senator Jackson who comes to the legislature not only on his own behalf, but on behalf of the very active and able committee against meddling with the forty mill limit, would he have to register as a lobbyist?

Senator Dore:

"No."

Senator Uhlman:

"Well, would any individual who came down here free, accepting no compensation, on behalf of the retarded children's association or the P.-T.A. have to register?"

Senator Dore:

"Senator, in answer to your first question with reference to Senator Jackson, he would be exempt under section three, subsection five."

Senator Uhlman:

"No, no you've got the wrong Senator Jackson. I mean former Senator Jackson of this body, 'Forty Mill Jackson.'"

Senator Dore:

"Oh, 'Forty Mill Jackson.' Yes, he would have to register."

Senator Uhlman:

"Why should he register if he is down here on good government and he's down here representing himself and others who agree with him?"

Senator Dore:

"Senator, all lobbyists are in Olympia for good government but thirty-eight states have language that spells out this problem and have a registration of lobbyists. This is just a registration of lobbyists to give their name and address and who they represent and if they spend any money that they file returns sixty days after the session ends. If they don't spend any money, they are relieved of any obligation to file anything. They have to do that now. If they come down and lobby, they have to register with the respective houses, the President of the Senate and the Speaker of the House, so the only thing we are adding to it, in the event they spend money, within sixty days after the session they must file expenses. If they spend no money, this particular bill has no application."

Debate ensued.

The motion was carried and the amendment to the amendment was adopted.

It was moved by Senator Dore, that the following amendment by Senator Mardesich to the amendment by Senators Dore and Gissberg be adopted:

On page 1, section 1, subsection (3), line 13 of the amendment by Senators Dore and Gissberg, after "persons" strike the semicolon and insert ". The term does not include a member or member-elect of either house of the state legislature."

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Rasmussen that the following amendment to the amendment by Senators Dore and Gissberg be adopted.

On page 2, section 2, subsection (3) the last line thereof, strike "two" and insert "six"

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator Dore yield to a question:

"Senator, I'm still a little confused about the first subsection in section three which says 'that the activities of a person promoting the passage, legislative approval, or veto by the Governor in his own behalf and not as a representative, agent or employee of another person.'

"Now many times we have interested people who come to the legislature who are not particularly representing themselves but who have been urged by some friends or groups to make presentations to a member of the legislature they may happen to know on a certain bill, and maybe they come here just once or maybe they call once or maybe write a letter once. Now they are not representing themselves really on this. Many times they are representing some group who has urged them to do this, for instance, some of the P.-T.A. groups or something like that. Now is this person going to have to register and file expenses and all this sort of thing?"

Senator Dore:

"Mr. President:

"In answering Senator Ryder, the answer is, no. He is not exempt under the section you have read, but he is exempt under section three, subsection three, appearing or testifying before a committee in support of any legislation."

Senator Ryder:

"The person I described would not necessarily be appearing before a committee. They may only write a letter or make a phone call to a legislator, or perhaps send in a note and say they would like to talk to you about it."

Senator Dore:

"Senator, we exempted out letters and phone calls. If you exempt out compensation, you strip the bill of any meaning. We exempted out letters and phone calls at Senator Uhlman's suggestions, even though you are compensated, and appearing and testifying for or against a measure before a committee, we exempted this out. When you start contacting legislators personally, then you are lobbying under the terms of this act then you should register as is now required. The only thing this really requires you to do that you don't do now, is that if you spend any money you file this report."

Senator Ryder:

"One more question: As a concrete example, supposing a member of the P.-T.A. in my district came down and sent in a note saying, 'I'm for Bruno's budget on schools.' Now this person doesn't register at this time. He doesn't register with the President of the Senate or the Speaker of the House. He merely comes to Olympia more or less on his own but still representing the P.-T.A. you might say, and he says, 'I would like to have you support this or that particular school legislation.' That may be the only time he is down here."

Senator Dore:

"Senator, in answering the question, the example you gave me would not be under the act because in that case your party would be acting on behalf of herself. In other words, she probably has children and thinks it is to her interest to support the Bruno budget, and this type of person certainly could say, 'I'm for Bruno's budget,' so the example you gave me would not meet the requirement of this act nor is there now any requirement. This is not going to be any more rigid than the requirements we now have under our own rules except this act does require within sixty days after the session, the lobbyists give a statement of the contributions or the money they spent to influence legislation. Now that's the only additional thing over the requirements we now have, that they have to file this financial statement at the end of the session. In the type of example you gave me of course they spend no money at all and so that type of person does not register or file a statement. They do not register now, so they would not register under this act."

Senator Ryder:

"One further question: Suppose the person we just spoke about was the President of the P-T.A. and they had a meeting and directed the President to come down and contact me and urge me to vote yes or no on a certain bill, and the President of the P-T.A. came down representing them and maybe was paid for mileage and lunch when he came down by the funds of the P-T.A. but just down and back in one day. Is he going to have to register and is he going to have to file?"

Senator Dore:

"My answer would be the same. In other words, if it is just the personal expenses and meals, they are exempted out of this act entirely. They are not required to register now. The President of the P-T.A. I would say is merely reflective of his own thinking."

Debate ensued.

MOTION

It was moved by Senator Metcalf that Senate Bill No. 122 be referred to the Judiciary Committee.

Debate ensued.

It was moved by Senator Gissberg that the motion by Senator Metcalf be laid upon the table.

Senator Dore demanded a roll call and the demand was sustained by Senators Mardesich, Connor, Rasmussen, Talley, Gissberg, Hanna, Peterson (Lowell) and Ryder.

Senators Dore, Connor and Mardesich demanded a Call of the Senate.

The motion for a Call of the Senate was lost on a rising vote.

ROLL CALL

The Secretary called the roll on the motion by Senator Gissberg. The motion was carried and the motion by Senator Metcalf was laid upon the table by the following vote: Yeas, 25; nays, 19; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Hallauer, Hanna, Herrmann, Keefe, Knoblauch, Kupka, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Washington—25.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Freise, Guess, Lennart, Lewis, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Uhlman, Williams, Woodall—19.

Absent or not voting: Senators Durkan, Henry, McCormack, McCutcheon—4.

Excused: Senator Herr—1.

It was moved by Senator Uhlman that the following amendment by Senator Uhlman to the amendment by Senators Dore and Gissberg be adopted:

On page 1, Sec. 2 (1), line 19 of the amendment by Senators Dore and Gissberg, after "consideration" strike "or without pay or other consideration"

Debate ensued.

The motion was carried and the amendment by Senator Uhlman to the amendment by Senators Dore and Gissberg was adopted.

On motion of Senator Mardesich, Senate Bill No. 122 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 375, by Senators Dore, Durkan, Foley and Connor (by Departmental request):

Authorizing issuance of bonds for construction and modernization of common and vocational-technical school plan facilities.

REPORT OF STANDING COMMITTEE

Senate Bill No. 375:

Senate Chamber,
Olympia, Wash., February 23, 1967.

Authorizing issuance of bonds for construction and modernization of common and vocational-technical school plant facilities (reported by Committee on Education):

MAJORITY recommends that it do pass with the following amendments:

On page 4, section 8, line 21, after "the" and before "regulations" strike "state board of education".

On page 5, section 8, line 1, after "of" and before "adjusted" insert "total".

On page 5, section 8, between lines 1 and 2, after "to" and before "number" insert "total".

On page 6, section 9, line 33, after "amount" and before "as" insert "higher or lower".

On page 7, section 10, line 11, after "fund" and before the period insert ": *Provided*, That no part of the \$32,000,000 bond issue shall be sold unless there are insufficient funds in the common school construction fund to meet appropriations authorized by this Act as evidenced by a joint agreement entered into between the governor and the superintendent of public instruction"

Robert C. Ridder, *Chairman*

We concur in this report: Reuben A. Knoblauch, Jack Metcalf, John T. McCutcheon, David E. McMillan, Ted G. Peterson, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Dore, the committee amendments were laid upon the table.

On motion of Senator Dore, the following amendments by Senators Dore, Durkan, Foley and Ryder were adopted:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. For the purpose of furnishing funds for state assistance to school districts in providing common school plant facilities and modernization of existing common school plant facilities, there shall be issued and sold limited obligation bonds of the state of Washington in the sum of twenty-two million dollars to be paid and discharged not more than twenty years after the date of issuance. The issuance, sale and retirement of said bonds shall be under the general supervision and control of the state finance committee: *Provided*, That no part of the twenty-two million dollar bond issue shall be sold unless there are insufficient funds in the common school construction fund to meet appropriations authorized by this act as evidenced by a joint agreement entered into between the governor and the superintendent of public instruction.

The state finance committee is authorized to prescribe the forms of such bonds; the provisions of sale of all or any portion or portions of such bonds; the terms, provisions, and covenants of said bonds, and the sale, issuance and redemption thereof. None of the bonds herein authorized shall be sold for less than the par value thereof.

The committee may provide that the bonds, or any of them, may be called prior to the maturity date thereof under such terms, conditions, and provisions as it may determine and may authorize the use of facsimile signatures in the issuance of such bonds and upon any coupons attached thereto. Such bonds shall be payable at such places as the state finance committee may provide.

NEW SECTION. Sec. 2. The common school building construction account of the general fund is hereby created as an account of the general fund and the proceeds from the sale of the bonds authorized by this act shall be deposited therein and shall be used exclusively for the purposes of carrying out the provisions of this act, and for payment of the expense incurred in the printing, issuance and sale of such bonds.

NEW SECTION. Sec. 3. Bonds issued under the provisions of this act shall distinctly state that they are not a general obligation bond of the state, but are payable in the manner provided in this act from that portion of the common school construction fund derived from the interest on the permanent common school fund. That portion of the common school construction fund derived from interest on the permanent common school fund is hereby pledged to the payment of any bonds and the interest thereon issued under the provisions of this act.

NEW SECTION. Sec. 4. The common school building bond redemption fund of 1967 is hereby created in the state treasury which fund shall be exclusively devoted to the retirement of the bonds and interest authorized by this act. The state finance committee shall, on or before June thirtieth of each year, certify to the state treasurer the amount needed in the ensuing twelve months to meet interest payments on and retirement of bonds authorized by this act. On July first of each year the state treasurer shall transfer such amount to the common school building bond redemption fund of 1967 from moneys in the common school construction fund certified by the state finance committee to be interest on the permanent common school fund and such amount certified by the state finance committee to the state treasurer shall be a prior charge against that portion of the common school construction fund derived from interest on the permanent common school fund.

The owner and holder of each of said bonds or the trustee for any of the bonds may by mandamus or other appropriate proceeding require and compel the transfer and payment of funds as directed herein.

NEW SECTION. Sec. 5. The legislature may provide additional means for raising funds for the payment of interest and principal of the bonds authorized by this act and this act shall not be deemed to provide an exclusive method of payment. The power given to the legislature by this section is permissive and shall not be construed to constitute a pledge of general credit of the state of Washington.

NEW SECTION. Sec. 6. The bonds herein authorized shall be fully negotiable instruments and shall be legal investment for all state funds or for funds, under state control and all funds of municipal corporations, and shall be legal security for all state, county and municipal deposits.

NEW SECTION. Sec. 7. For the purpose of carrying out the provisions of this act funds appropriated to the state board of education from the common school building construction account of the general fund or the common school construction fund shall be allotted by the state board of education in accordance with the provisions of sections 7 through 15, chapter 3, Laws of 1961, extraordinary session: *Provided*, That no allotment shall be made to a school district for the purpose aforesaid until such district has provided funds for school building construction purposes through the issuance of bonds or through the authorization of excess tax levies or both in an amount equivalent to ten percent of its taxable valuation or such amount as may be required by the state board of education. The state board of education shall prescribe and make effective such rules and regulations as are necessary to equate insofar as possible the efforts made by school districts to provide capital funds by the means aforesaid.

NEW SECTION. Sec. 8. There is hereby appropriated to the state board of education the following sums, or so much thereof as may be necessary, for the purpose of carrying out the provisions of the act: (1) twenty-two million dollars from the common school building construction account and (2) twenty-nine million, seven hundred forty-four thousand five hundred and fifty-four dollars from the common school construction fund.

In accordance with section 7, the state board of education is authorized to allocate for the purposes of carrying out the provisions of this act the sum of sixty-three million nine hundred thousand dollars: *Provided*, That expenditures against such allocation shall not exceed the amount appropriated in this section: *Provided Further*, That no part of the allocation provided in this section in excess of the total amount appropriated by this act shall be allocated unless joint agreement of its necessity shall be determined by the governor and the superintendent of public instruction.

NEW SECTION. Sec. 9. If any section, paragraph, sentence, clause, phrase or word of this act should be held to be invalid or unconstitutional, such act shall not affect nor impair the validity or constitutionality of any other section, paragraph, sentence, clause, phrase or word of this act. It is hereby declared that had any section, paragraph, sentence, clause, phrase or word as to which this act is declared invalid been eliminated from the act at the time the same was considered, the act would have nevertheless been enacted with such portions eliminated.

NEW SECTION. Sec. 10. This act is necessary for the immediate preservation of the public peace, health and safety, and for the support of state government and its existing public institutions, and shall take effect immediately."

Beginning on line 1 of the title strike all of the title and insert the following:

"AN ACT Relating to the common schools and the support thereof; authorizing the sale of limited obligation bonds and the use of the proceeds for needed common school plant facilities, modernization of existing common school facilities; providing ways and means to pay said bonds; making appropriations; and declaring an emergency."

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, would Senator Ryder yield to a question:

"Would you just indicate what formula you would now be using for the distribution of these funds?"

Senator Ryder:

"Yes, Senator Gissberg, I should have mentioned that point.

"The formula for the distribution of these funds to the local school districts will be the same formula that we have been using for the past several bienniums. The formula which was contained in the original Senate Bill No. 375 has been stricken out of this bill and the bill directs the State Board of Education to distribute money to the districts on the same basis, using the same formula that we had been using previous to this biennium."

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 375 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Ridder:

"Mr. President, would Senator Ryder yield to a question:

"I notice in section 9, there will be allocated \$64 million rather than \$71 million which was originally provided. Excuse me. It is \$63,900,000 rather than the \$71 million originally allocated. Could you explain that reduction here?"

Senator Ryder:

"The reason for this is the estimate that will be available to the investment of the permanent school fund, the bonding capacity and the amount of the money that can be used without bonding adds up to \$64 million. \$29 million of course will be in cash without bonds, plus another \$12 million which would be accumulated by the end of the biennium, plus the \$22 million which is bonded, and would be supported by the common school construction fund. This adds up to \$64 million instead of the \$71 previously talked about."

Senator Ridder:

"This has been checked out and found to be accurate?"

Senator Ryder:

"This is right. This is agreed on by the Superintendent of Public Instruction and by the Central Budget Agency."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 375 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Conney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 375 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

It was moved by Senator Durkan that House Bill No. 3 be considered immediately following House Bill No. 4.

Debate ensued.

The motion was carried.

It was moved by Senator Greive, that House Bills No. 3 and 4 retain their place on the second reading calendar for tomorrow.

The motion was carried.

Substitute Senate Bill No. 584, by Committee on Cities, Towns and Counties:

Providing for the annexation of territory to a sewer district.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Substitute Senate Bill No. 584 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 584 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Conney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Herr—1.

Substitute Senate Bill No. 584 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 219, by Senators Peterson (Lowell), Ryder and Dore (by State Capitol Committee request):

Amending boundaries of the east capitol site.

On motion of Senator Bailey, Senate Bill No. 219 was ordered to retain its place on the second reading calendar for tomorrow.

Engrossed House Bill No. 360, by Representatives McDougall, Leckenby, Garrett, King, Johnson, Gladder, Barden, Kirk and Jolly (by Executive request):

Providing certain guidelines for state participation in federal programs.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 360:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Providing certain guidelines for state participation in federal programs (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 1, after line 27 of the printed bill, being after line 25 of the engrossed bill, add the following new section:

"NEW SECTION. Sec. 4. There is added to chapter 8, Laws of 1965 and to chapter 43.88 RCW a new section to read as follows:

(1) The term "agency", as used in this section, shall not include any state university or state college now existing or hereafter to be established.

(2) Whenever an agency makes application, enters into a contract or agreement, or submits state plans for participation in, and for grants of federal funds under any federal law which are not appropriated by the legislature, the agency making such application shall at the time of such action, notify the budget director, the chairman of the legislative budget committee, and the chairman of the legislative council on such forms and in such manner as may be prescribed by the budget director.

(3) Whenever any such application, contract, agreement, or state plan is amended, such agency shall notify each such officer of such action in a manner prescribed by the budget director.

(4) Such agency shall furnish to each such officer a progress report in relation to each such application, contract, agreement, or state plan, at least once in each six months period following the date of the filing of the application, contract, agreement, or state plan; and shall also file with each such officer a final report as to the final disposition of each such application, contract, agreement, or state plan.

(5) No agency shall make application, enter into a contract or agreement, submit a state plan, or amend such application, contract, agreement, or state plan, for participation in and for grants of federal funds under any federal law which are not appropriated by the legislature, when the use of state funds to match or supplement such federal funds is a condition for receipt of such federal funds, unless:

(a) it shall first have submitted such proposal to the chairman of the legislative committee, and

(b) if notified by the chairman, by notice mailed to the agency within ten days following receipt of the proposal that approval of the legislative budget committee will be required, such approval is subsequently granted by the committee."

On page 1, line 4 of the title of the printed and engrossed bills, after "programs;" strike "and"

On page 1, line 6 of the printed bill, being line 5 of the engrossed bill, after "part" insert "; requiring reporting by state agencies participating in certain federal programs; and adding a new section to chapter 8, Laws of 1965, and to chapter 43.88 RCW"

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank W. Foley, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments were adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 360 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Durkan yield to a question:

"Senator Durkan, could you tell us how many federal funds are available for this states participation?"

Senator Durkan:

"Mr. President:

"In terms of dollars, Senator, I don't know the exact amount."

Senator Rasmussen:

"Not dollars — the number of different funds."

Senator Durkan:

"Well, I know now that the state is presently participating in some sixty-two different federal programs within the state."

Senator Rasmussen:

"This would probably be expanded this session to another twenty-five or thirty?"

Senator Durkan:

"Mr. President:

"I don't know the answer, but I do know this: That for us to participate in certain federal aid and grant programs which are necessary and which are desirable, that these guidelines have to be enacted by the state. Otherwise, we cannot participate. Now, will this enlarge the number of federal aid programs in which the state is going to participate? The answer is yes, it will enlarge it as to the new, but probably those which we have participated in, they will cease, and so while it has had a flexibility, over the past four years the numbers have stayed approximately the same and that is somewhere between fifty and seventy."

Senator Rasmussen:

"And this will not stop them from participating but they just have to notify the Budget Committee so you will have some idea of the amount you will have to appropriate?"

Senator Durkan:

"That's what the amendment says, yes."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 360 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lenart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Connor, Hallauer—2.

Excused: Senator Herr—1.

Engrossed House Bill No. 360 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING OF BILLS

Engrossed Senate Bill No. 165, by Senators Woodall, Chytil and Guess:

Extending certain veterans' benefits to those participating in military campaigns.

On motion of Senator Guess the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 165 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 165 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield,

Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Hallauer, Herrmann, McMillan, Peterson (Ted)—4.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 165 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator Woodall that all bills passed thus far today be immediately transmitted to the House.

The motion was carried.

Engrossed Senate Bill No. 309, by Senators Hanna, Talley, Foley and Chytil:

Pertaining to formation of public utility districts and changing boundaries of commissioner's districts.

It was moved by Senator Hanna that the rules be suspended and that Engrossed Senate Bill No. 309 be returned to second reading for the purpose of amendment.

Senator Durkan demanded a roll call and the demand was sustained by Senators Dore, Rasmussen, Ridder, Peterson (Lowell), Cooney, Henry, Knoblauch, and Mardesich.

ROLL CALL

The Secretary called the roll. The motion was lost by the following vote: Yeas, 15; nays, 28; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Bailey, Chytil, Connor, Dore, Durkan, Foley, Hanna, Henry, McCutcheon, Mardesich, Rasmussen, Ridder, Sandison, Uhlman, Washington—15.

Those voting nay were: Senators Andersen, Atwood, Canfield, Cooney, Faulk, Freise, Greive, Guess, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Talley, Twigg, Williams, Woodall—28.

Absent or not voting: Senators Donohue, Gissberg, Hallauer, McCormack, Morgan—5.

Excused: Senator Herr—1.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 309 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 309 and the bill passed the Senate by the following vote: Yeas, 30; nays, 17; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney,

Donohue, Faulk, Freise, Greive, Guess, Hanna, Herrmann, Keefe, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Uhlman, Williams, Woodall—30.

Those voting nay were: Senators Bailey, Chytil, Connor, Dore, Durkan, Foley, Hallauer, Henry, Knoblauch, Kupka, McCormack, Morgan, Rasmussen, Ridder, Sandison, Talley, Washington—17.

Absent or not voting: Senator Gissberg—1.

Excused: Senator Herr—1.

Engrossed Senate Bill No. 309 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Hanna gave notice that he would on the next working day move that the Senate reconsider the vote by which Engrossed Senate Bill No. 309 passed the Senate.

MOTION FOR RECONSIDERATION

It was moved by Senator Woodall that the rules be suspended and that the Senate immediately reconsider the vote by which Engrossed Senate Bill No. 309 passed the Senate.

Senator Hanna demanded a roll call and the demand was sustained by Senators Hallauer, Foley, Ridder, Washington, Durkan, Dore, Donohue, Morgan, Mardesich, Rasmussen, McCormack, and Bailey.

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Point of parliamentary inquiry, Mr. President:

"As I understand it, it would take a two-thirds majority to suspend the rules. We are only voting on the suspension of the rules in order that Senator Woodall can put his motion, and not the motion to reconsider, is that correct?"

REPLY BY THE PRESIDENT

The President:

"The President believes the purpose of the motion—well, the President doesn't wish to read any particular meaning into the motion."

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Point of parliamentary inquiry, Mr. President:

"Senator Woodall moved that we do now immediately reconsider and the President ruled that it would require a two-thirds majority for suspension of the rules in order that his motion would prevail. Now if we vote no, then we are only voting on the suspension of the rules, is that correct?"

REPLY BY THE PRESIDENT

The President:

"Senator Rasmussen, in answer to your question, Senator Woodall's motion is a compound motion. It would be necessary to divide the question."

MOTION TO DIVIDE QUESTION

Senator Rasmussen:

"I so move, Mr. President."

The President:

"Senator Rasmussen has moved that the question be divided. The motion is for a suspension of Senate Rule No. 31. The motion before the Senate is that Senate Rule 31 be now suspended. Did you wish the roll call on this, Senator?"

Senator Hanna:

"I do indeed."

The President:

"The President will construe the demand for the roll call as sustained. A vote aye will be to suspend the rules. A vote nay will be not to suspend Senate Rule 31."

ROLL CALL

The Secretary called the roll on the motion to suspend Senate Rule No. 31 and the motion was lost by the following vote: Yeas, 25; nays, 22; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Faulk, Freise, Guess, Herrmann, Keefe, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—25.

Those voting nay were: Senators Bailey, Chytil, Connor, Donohue, Dore, Durkan, Foley, Greive, Hallauer, Hanna, Henry, Knoblauch, Kupka, McCormack, Mardesich, Morgan, Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—22.

Absent or not voting: Senator Gissberg—1.

Excused: Senator Herr—1.

MOTION

At 4:02 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, March 24, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTEENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Friday, March 24, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Sid Snyder II, Color Bearer, and Colleen Convis, presented the Colors.

Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Our God and Father who from the beginning of time hast used the counsels of men to bring Thy will to pass, We thank Thee for the dedication and perseverance of this body. We are grateful that after a slow start they are finishing strongly, handling the difficult problems with wisdom and dispatch. And now as they take the turn of the home stretch be mindful of their individual needs. Those who are weary, strengthen. Those who are disappointed, bless. Those who have difficult decisions yet to make, enlighten.

"Help the legislators now to close ranks and to marshal their remaining resources for one final surge to win the prize of Thy approval and the praise and gratitude of the people. Amen."

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

The Secretary read:

SENATE RESOLUTION 1967 - EX 21

By Senators Mardesich, Andersen, Keefe and Greive:

Whereas, It has been made to appear that various student groups at certain of the community colleges, state colleges and universities have been including the general public in their advertising and showing of entertaining as distinguished from educational motion pictures, for pay admission, which showing is in competition with the public offerings by theatre owners and operators; and

Whereas, Such showings, often involving the employment of non-union labor and the use of public buildings and facilities, is preeminently unfair to local theatre owners and operators, to organized labor, and to the whole tax paying public,

Now, Therefore, Be It Resolved, By the Senate of the state of Washington, in extraordinary session of the fortieth legislature assembled, that the presidents and governing bodies of the community colleges, state colleges and state universities be requested to take appropriate administrative action designed to eliminate the unfair practice of admitting the general public to student showings of entertainment films; and

Be It Further Resolved, That a copy of this resolution be spread upon the Senate Journal and copies thereof be mailed to the presidents and board chairmen of the said community colleges, state colleges and universities.

On motion of Senator Andersen, the resolution was adopted.

SENATE RESOLUTION 1967 - EX 22

By Senators Talley, Bailey and Lennart:

Whereas, The counties of the state of Washington perform county services in connection with income-producing public lands, in return for which no tax revenue is received by the counties; and

Whereas, The counties are hard pressed for necessary funds; and

Whereas, It is only equitable that they receive proper return for their services;

Now, Therefore, Be It Resolved, By the Senate that the legislative council be directed to study the provisions of Senate Bill No. 173, providing for payments in lieu of taxes on public lands; and

Be It Further Resolved, That the results of the study together with recommendations and proposed drafts of legislation be presented to the forty-first session of the legislature in January, 1969.

On motion of Senator Talley, the resolution was adopted.

SENATE RESOLUTION

1967 - EX 23

By Senator Woodall:

Whereas, The administrative procedure act was first enacted in 1959 and has been amended in subsequent sessions, including the 1967 regular session; and

Whereas, Laws relating to the procedures of particular administrative agencies remain in conflict with the administrative procedure act, as amended, and have not been amended to conform to such Act; and

Whereas, There are approximately one hundred sixty state agencies in varying degrees of conformity with the administrative procedure act; and

Whereas, The recent state supreme court case of Washington State Board Against Discrimination v. Board of Directors, Olympia School District casts doubt as to the extent the administrative procedure act prevails over conflicting special legislation relating to particular agencies;

Now, Therefore, Be It Resolved, By the Senate that the legislative council conduct the study required by RCW 34.04.160 of statutes authorizing specific agencies to enact rules and regulations and to prepare legislation eliminating conflict therein with the provisions of the administrative procedures act and the rules and regulations promulgated thereunder.

On motion of Senator Woodall, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Bailey, Greive, Atwood and Ryder to escort Senator Marshall A. Neill to a place of honor upon the rostrum.

The Secretary read:

SENATE RESOLUTION

1967 - EX 24

By Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, Mardesich, Marquardt, McCormack, McCutcheon, McMillan, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams and Woodall:

Whereas, The Senate has long recognized the judicial temperament, legal skill, political wisdom, and leadership ability of Senator Marshall A. Neill; and

Whereas, In 1959, the members of the Senate recommended to the President of the United States of America that Senator Neill be appointed to a vacancy then existing in the United States District Court for the Eastern District of Washington; and

Whereas, We regard the announcement of his appointment to the State Supreme Court as a proper reward well deserved for faithful service to the people of the state, a reward full of promise of continuing even if not greater service to the people of the state in years ahead on the bench;

Now, Therefore, Be It Resolved, By the Senate, that we hereby congratulate the Governor on the announcement of his appointment of Senator Neill to the Supreme Court; we take vicarious pleasure in the recognition of Senator Neill's skill, judgment

and learning; and, we express our concern for the imminent loss of his counsel on the floor of the Senate, in committee and in the halls, we wish him well in his new venture, and while we recognize there are those who would dispute which is the higher calling, we nevertheless regard the appointment the attainment of the highest of goals in the service of his profession and the people of the state, and take pleasure in the satisfaction it will bring.

MOTION

It was moved by Senator Ryder that the resolution be adopted.

PERSONAL PRIVILEGE

Senator Ryder:

"Mr. President, members of the Senate:

"We all have served many years with Senator Neill. I first served with him in the House of Representatives some fourteen years ago and since my coming to the Senate and his coming to the Senate, have served with him here. Most of us who have been in the Senate a few sessions have come to appreciate the tremendous ability that Senator Neill has, the ability to compromise, the ability to work things out, the ability to get things done in the interest of the people of the state.

"Certainly we in the legislature are going to miss him terrifically and miss his judicial judgment. But I would like to join and add to this resolution the well deserved congratulations and praise that he should have in going to the Supreme Court. Here we will have a man who has the right kind of temperament, a man who has the judicial temperament to make the right decisions in the interest of the people and in the interest of the law, and I think the people of the state of Washington should be very proud that they have such a man as Senator Neill available for appointment to the highest court in the state. I hope that you will all join with me and with all of his associates in congratulating him not only for the fine work that he has done in the public service, but in the fine work that we know he will do as a member of the Supreme Court of the state of Washington."

Senator Knoblauch:

"Mr. President and members of the Senate:

"I think the real heart of the resolution is a proper and prompt reward well deserved for faithful service to the people of the state. I cannot think of a person more deserving than Senator Marshall Neill to this appointment to the state Supreme Court. I do not know of a member of the Senate who has been more fair and more dedicated a worker than Marshall Neill, and a man that has the respect of both sides of the aisle.

"Senator, many years ago I saw a poem that I liked so well, called, '*Friends*,' that I memorized it, and I think perhaps this poem could have been written in honor of Senator Marshall Neill because he has made so many friends throughout the state of Washington in his many long years of public service, and so, Senator Marshall Neill, let me repeat these few words and dedicate them to you:

Life is sweet because of the friends we have made,
And the things which in common we share.
We want to live on, not because of ourselves
But because of the people who care.

It's giving and doing for somebody else,
On that all of life's splendor depends,
And the joy of this world,
When you've summed it all up
Is found in the making of friends.'

"So, Marshall Neill, one friend to another, my sincere congratulations!"

Senator Greive:

"Mr. President, members of the Senate:

"I would like to add my word, and I am sure that of a number of other Democrats, to the words which Senator Ryder has said in behalf of Senator Neill. It seems to me that in thinking of Senator Neill, the one thing that has struck me throughout the years in working with him is that he is sympathetic. By that I mean that even if he didn't agree, he seemed to have the patience and understanding and the willingness to

listen to our story. Whether or not he came to the same conclusion is another thing. A wise man once said that sympathy is the communicating of my pain to your poverty. I suppose one of the many qualities he will need on the Supreme Court is sympathy.

"If there is any one good appointment which Governor Evans made, and I am sure there have been many, I think Justice Neill will be among the best if not the best. I am very impressed with the thought that today or when he takes that particular position, Justice Neill will descend from the ranks of the active legislator to that of elder statesman on the Supreme Court. And, I suppose the mark of good government, whether Democrat or Republican, is whether or not we can manage to retain the counsel and wisdom of our elder statesmen while looking forward to new ideas.

"I would say that Justice Neill has demonstrated throughout the years his ability to give a little touch of understanding, sympathy, and maybe a bit of spice to our proceedings and I am sure that the Supreme Court will be the better for his work.

Senator Washington:

"Mr. President, members of the Senate, Justice Neill:

"I can perhaps speak of Marshall Neill in two respects: One, I'm going to miss him as a Senator who also represents a very important part of the Columbia Basin Area that has many legislative problems, and it was always a real pleasure to me during this session when we had several bills that needed to move, that I was able to work with Senator Neill. Just thinking, one of the best compliments we can pay is not so much in words, but how many times Senator Neill's name appears on bills, and I know I felt that to have his name on a bill along with mine would perhaps expedite it without people doing a whole lot of studying on the bill. Many here in this Senate and in the House, both in Rules Committee and on the floor, would be inclined to vote for that particular bill, and this is very important particularly in the final days of the session when members don't have the time to study all measures and a name that commands a great deal of respect is highly important on the bill. I am thinking of one bill in particular that was somewhat controversial relating to community colleges, Senate Bill No. 491, but it passed quickly in the House and several people talked to me, and I just felt that Senator Neill's real close connection with the colleges and the respect he holds in both Houses helped that very controversial bill pass.

"Marshall, I'm going to miss you. I felt I had a wonderful relationship working on the Columbia Basin problems with Senator Raugust and then I was fortunate enough to have you step in. Of course, I feel eventually you will have a worthy replacement, but I am going to miss you as a Senator and as a lawyer.

"One other thing I think we should also consider. Many times we elevate to the United States Supreme Court and to the Supreme Court of the state of Washington superior court judges or men who have had judicial experience. I think it is highly important that occasionally we do have a man on the bench who is well grounded in law but who has also had a public experience, because so much of what comes before the Supreme Court relates to matters of public importance, public issues, constitutional questions that depend so much more on a man's thinking, his political understanding, his knowledge generally, than having served as a superior court judge or federal judge, as the case may be. I look upon Marshall's appointment as giving and bringing to that court an extremely important background of knowledge to handle the many important public questions that the Supreme Court is called upon to answer. And certainly, Marshall, as a fellow attorney, as a fellow Senator, and as one who has respected you, as a member of the other party, I congratulate you from the bottom of my heart and know we are all pleased, and I express it for all of the members of the Senate."

Senator McMillan:

"Mr. President, fellow members of the Senate:

"I offer my congratulations and sincere best wishes to Senator Neill on this happy occasion of his elevation to this important post. I think it is very fitting that a justice of the type and quality and the integrity of Justice Ott should be succeeded by a man of the caliber of Senator Neill. My part of the country, I believe, is particularly honored on this occasion because of the fact that Senator Neill's mother is a Colville girl. He has other relatives in that area with whom I am well acquainted. Senator Neill makes frequent or at least occasional trips to that part of the country to visit us. I might also say that in earlier times in my Senate experience two cousins of Senator Neill were on my staff, so to speak, here in the State Senate, so without further belat-

boring the subject, I just wanted to say it's a happy occasion for Senator Neill and his good friends here in the Senate."

Senator Lennart:

"Mr. President, Marshall, fellow Senators:

"I have studied the great John Marshall considerably. He was a great man, and every time I call Marshall Neill just 'Marshall' it is because it seems to me so natural even from that angle that he should be on the Supreme Court. I have been here many long years and I have met and known all the leaders of note in the state of Washington during these many years, and there are many, many in here, but none are taller than Marshall Neill: height in intelligence, height in character, height in purpose and height in good will and respect and confidence of the people, which is probably what we all strive for.

"I sometimes wish that it had been my fortune to have had law as my training so I could come down before him and see his magnanimities as he has used to me here in treating me as an equal, which I didn't deserve. I haven't that privilege, but I remember just a few days ago or a couple of weeks ago, Marshall, that you gave me a rich tribute which I perhaps did not deserve, and you said that time will come to all men when he will leave the Senate. I didn't think that you would beat me to it! Just yesterday it was announced in the papers that I would cease to serve at the termination of this session.

"Marshall, from all that is best in me, I congratulate you and more than anything else, the people of the state of Washington."

Senator Canfield:

"Mr. President:

"Perhaps a little incident from a man's life can illustrate the situation here this morning regarding Senator Neill.

"A few years ago, Senator Neill was then Representative Neill and of course a member of the caucus in the House and chairman of the caucus. I know that Senator Chytil was in that caucus and perhaps Senator Ryder and they will remember this incident.

"We had before us in the caucus a little bill which was designed to needle the opposition. A promise was given that we could use it on the floor to act in that fashion, but we had no intent that it would go any further. We would not pass the bill. The promise was implicitly given that we would not push that bill. But strange to say the opposition took the bait and we had a chance to pass the bill. In the caucus then the matter came up as to whether we should pursue this matter, and Senator Neill made these remarks which I have always remembered. He said, 'Ladies and Gentlemen of the Caucus, we have given our word. I have given my promise that this bill would not pass, and if you insist on pursuing the course suggested, you will leave no alternative for me but to resign.'

"I think that illustrates a high character and illustrates in Senator Neill a priceless ingredient of integrity, and I congratulate the state on this appointment."

Senator Foley:

"Mr. President, members of the Senate:

"I have probably known Senator Neill longer than any man on this floor, both intimately, scholastically, politically and otherwise. I am very pleased and proud, as I am sure all of his friends are, that he has gained something that he has wanted for many years, a position on the Supreme Court as a judge.

"Now I am going to descend for a moment at this time to a more practical outlook and state that for two years now, Senator Neill has to run for office, and if anyone has the temerity or audacity to file against him, I hope that we in our respective districts will all join together and support him in any way that he feels necessary. I frankly intend to say that is how I vote." (Applause.)

Senator McCutcheon:

"Mr. President, members of the Senate:

"I want to congratulate Judge Neill on having a built in political machine started, as suggested by Senator Foley. I do want to join in the heartfelt congratulations of every person on the floor.

"My remarks, Marshall, if I may call you that for the last time, except when you are outside of those hallowed halls across the street, you will always be Marshall to us

over here, but you will bring to the Supreme Court I hope and believe what is known as an ability to tell the others the intent of the legislature. I have practiced law thirty years, and the judges are always talking about the intent of the legislature, and I am sure you will be able to interpret that for them. I couldn't myself.

"I am sure you will shine over there, not just on the seat of your pants as some judges sit. I want to impart a little humor into this if I can, and I want to say that you will hear more boring speeches over there than you have ever heard here. You are going to perform a great service for the people of the state of Washington. It is one of the finest appointments, I think, that has ever been made and with our heartfelt thanks, I want everybody to remember what Senator Foley has just said."

Senator Atwood:

"Mr. President, members of the Senate, Your Honor to be:

"I am speaking for the younger members of our caucus with very mixed emotions because, Senator and Judge, our loss is the gain of the state and we are going to miss your counsel in our caucus. I might say for the other side of the aisle that this man has held the caucus on this side of the aisle together on more than one occasion and we are not looking forward to your leaving, Senator. I hope that for some time to come that you will be available to counsel us when the going gets really rough here, and we are particularly happy that your wish has been fulfilled in reaching the position that you have attained. We will always be glad that we had the opportunity to know and work with you and we will miss you very sorely. My congratulations."

Senator Rasmussen:

"Mr. President, members of the Senate:

"As one who has served with Marshall Neill ever since he has been in the legislature, in both the House of Representatives and the Senate, I think that the Governor made a wise choice. As one who has sometimes made suggestions about the practice of the Court, I think Senator Neill, who will now be Judge Neill, will take the message back and we might see some changes in the Supreme Court; and certainly I think, as one who has sometimes voted against salary increases, now that Marshall Neill is going to be a judge, he is going to earn every penny he receives and will be an excellent addition to the Court.

"I would hope that his leaving the Conference Committee will not delay the closing of this session, and, he might be able to give a little judicious counsel quietly on the side to the new members of the Conference Committee and speed up the process.

"Congratulations, Marshall!"

Senator Freise:

"Mr. President and members of the Senate, Marshall Neill:

"Marshall, you and I came to the Senate together in 1957. I know you had previous House experience, yet you are a cow county lawyer and I am a cow county lawyer, and you are a cow county Senator and I am a cow county Senator, and with the help of several other cow county Senators and also some cow county Senators who are also cow county lawyers, we have worked together for the state of Washington as well as our territory. I know this has been one of your heartfelt dreams that you would be on the Supreme Court some day and you are certainly to be congratulated. You have earned every bit of it and I want to concur in everything that has been said heretofore."

Senator Henry:

"Number one, perhaps now that we have Marshall on the Supreme Court, Slim might vote for a salary increase;

"Number two, maybe the good Justices will permit Senator Greive to finish his arguments before the court;

"Number three, I intend to campaign for Marshall Neill; and,

"Number four, it couldn't happen to a nicer guy!"

Senator Talley:

"Fellow Senators, Judge Neill:

"You now have all of the river counties: Senator Henry, Senator Foley and Senator Talley. We'll be glad to campaign for you."

Senator Woodall:

"Mr. President, members of the Senate:

I have known Marshall since he came to the House to help out on the appropriations committee back in 1947. It has been a distinct pleasure to work with him through the years. I like to double check my judgment every now and then and you see me whirl around and talk to the Senator sitting in back of me. We have shared numerous conferences and worked hard together. I'm really going to miss you."

Senator Donohue:

"Mr. President, members of the Senate and Your Honor to Be:

"Marshall is a friend and neighbor with whom I have served very closely over the years. I wish to express what I am quite sure are the feelings of Eastern Washington on this appointment made by the Governor. I think it is an outstanding appointment, and I am sure that the people in your district and my district will be very happy when they hear the news. Congratulations to you, Marshall."

Senator Hanna:

"Mr. President, members of the Senate:

"I want to join with the other members of this Senate in submitting my accolade to Justice Neill on his appointment to the Supreme Court bench. Many of you have spoken about the characteristics and fine attributes of Senator Neill. I would like to advise the members of the Senate though they already know, I am sure, that he has a very lovely wife and fine family who have stood by him through the thick and thin of the political arena, and that political arena can be thick and it can be thin.

"I am reminded when I was first elected to the House of Representatives in 1955, there was a difference, as you know, politically of fifty members of the Democratic Party and forty-nine members of the Republican Party. I sat in the back seat as close to the water fountain as our good friend Senator Marquardt, and I was immediately struck in the first few days of the legislative session in 1955 with the personality of Senator, then Representative Marshall Neill.

"I want to congratulate you and the Governor on this appointment, Marshall. I know that you will do an excellent job. I would like to close however by saying my political commitment to you comes with some reservation. I feel the hot breath of Gummy Johnson down the back of my neck. I will be happy to support you, Marshall, if you in turn will support me!"

Senator Morgan:

"Mr. President, gentlemen of the Senate and Senator Marshall Neill, soon to be Judge:

"I have very few words to say except that my position here is a little different from most people. I am a member of the distaff, so to speak, and I think the greatest compliment perhaps one can give to another is that Senator Marshall Neill does give one dignity.

"There have been times when I have come on this floor and wondered why I was here. It is a little, rough, you know, as a woman to serve but always Senator Neill, whether it was on the Legislative Budget Committee or coming on the floor of the Senate or sitting at luncheon, his quiet dignity, that of a gentleman, the dignity he bestows on others, would prevail. I would like to add that I am happy he is from the Palouse Country."

Senator Kupka:

"Mr. President and Lady and Gentlemen of the Senate:

"I was a little late this morning and I am sorry but I wasn't here when the announcement was made. I was just looking at the legislative manual and we both started in the House of Representatives eighteen years ago this session. While I am not a lawyer, and I am sure I won't have any cases before your court other than perhaps somebody may be representing me as a defendant possibly, but I certainly want to congratulate you. I am going to state at this time you are going to leave a real void on that side of the aisle. There are others that can fulfill your position, but you did it so well, and it has been such a great pleasure to be an associate of yours through these eighteen years. I certainly want to congratulate you."

Senator Lewis:

"Mr. President, Senator Neill, members of the Senate:

"I, too, would like to offer my sincere congratulations to you for a well deserved honor and I would like to officially welcome you to Thurston county, you and your lovely wife, Marion. Thurston county is going to be very privileged and glad to welcome both of you here, and we will recognize the difficulties that there will be for you in leaving your home of long standing in Pullman. I would just like to extend all the courtesies and the friendliness of the people in Olympia and Thurston county to you and your wife."

Senator Bailey:

"Mr. President:

"I wasn't going to say anything because I am not very good at this, but it seems to me like we have heard this case, and its the first case and there's only one side to it and maybe we should proceed to listen to the Judge, himself."

The President declared the question before the Senate to be the adoption of the Senate Resolution.

The motion by Senator Ryder was carried and the resolution was adopted.

PRESIDENT'S PRIVILEGE

The President:

"Senator Neill, members of the Senate:

"I hope not to appear irreligious but I should like to remark that this is indeed a Good Friday, and I would like to join the members of the Senate in wishing you and your beautiful wife, Marion, and your lovely family congratulations and every good wish in the years to come.

"Now, members of the Senate, ladies and gentlemen, it is with the greatest pride and pleasure that I present to you the Honorable Marshall A. Neill."

Senator Neill:

"Governor John, my colleagues and my friends:

"I think it must be obvious to you that I stand here this morning with rather deep mixed emotions. I have worked with you and others for twenty years in the legislative branch of government. I have enjoyed every minute of it or, of course, I wouldn't have stayed. People have asked me many, many times why would you fool around with politics, and I have always given the same answer from the bottom of my heart: It's the people you meet, the friends you make.

"It hasn't been easy for me to come to a decision to leave this much of my life's work, but on the other hand, the time comes when I think everybody has to do what deep in their hearts they have always wanted to do. I can't remember the time when I didn't really want some day to be on the Bench.

"I am one of those fortunate individuals who in my lifetime have had something I have always wanted and not drifted. As a small boy I wanted to be a lawyer, and through thick and thin I finally made it. When I became a lawyer, I wanted to be a judge. It's taken thirty years, and they have been thirty good years. If I could be personal for a moment perhaps you could understand the mixed emotions of this occasion. My grandfather was an Irish immigrant. He came to this country uneducated and read law in Indiana and in the Dakota Territories. He came out to the Territory of Washington and established a law office in 1887, which I have had the fortune to continue. It isn't easy to turn your back on that and still you have to do what you have to do.

"When Governor Evans paid me the honor of offering to me the chance to do that which I have always wanted, I think you can understand, my friends, that I had to say 'yes.'

"Now unfortunately for you, of course, our work is not quite done here and I know that Senator Durkan needs me badly on that Conference Committee, so I do not intend to leave here until I have helped Senator Durkan get our job done. But my friends and colleagues, from the bottom of my heart, for your expressions today, thank you."

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, would Senator Neill yield to a question:

"Senator, I have been calling you 'Judge' for many years on the floor of the Senate, and I have called you 'Judge' this session, too, not because of the fact I thought you had been appointed judge, but simply because in my mind you have always been a judge. Before I ask you the question, I want to say to those present who are not privileged to attend the executive sessions and meetings of committees, that there is no man that serves in the legislature as far as I personally am concerned that I rely more upon for good judgment than Senator Neill. When questions arise in committees and debate becomes hot and thick politically, I know that Senator Neill can calm the waters immediately simply by making a pronouncement of his judgment.

"Aside from that, Senator Neill, the Minority Whip has suggested that you might in some future day after you have assumed the judgeship come back and give them some political guidance and I would like you, if you would to state and inquire of you whether maybe there are some judicial ethics involved in that position that would preclude you from giving any political guidance and advice to the Minority Caucus? I know that you have always been so kind to the Majority Caucus and you have taken positions which are nonpolitical, even when they were political, and I assume that you will be able to straighten out the Minority Whip on the question of judicial ethics and Marshall Neill will no longer be in politics, I assume."

Senator Neill:

"Mr. President, Senator:

"The last part of your remarks at least are well taken, and I would not deign of course, once I have made the decision to leave these halls, to come back and try to tell anybody how to run their business. I will have troubles enough of my own."

Senator Atwood:

"Mr. President:

"I would remind Senator Gissberg there will be no more brush cutting in these halls with Senator Neill. I notice all of the lawyers ready to start brush cutting. I quit today."

The committee of honor came forward and escorted Senator Neill from the rostrum.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Mr. President: Senate Chamber,
Olympia, Wash., March 23, 1967.

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 375, have inspected same, and find it correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, Perry B. Woodall.

Mr. President: Senate Chamber,
Olympia, Wash., March 24, 1967.

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 529, and Senate Bill No. 545, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, Perry B. Woodall.

Engrossed House Bill No. 791:

Senate Chamber,
Olympia, Wash., March 21, 1967.

Providing special licensing and fees for limited non-profit horse racing meets (reported by Committee on State Government):

MAJORITY recommends that it do pass as amended.

Al Henry, *Chairman.*

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 802:

Senate Chamber,
Olympia, Wash., March 23, 1967.

Providing for election of legislative district chairmen (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, Fred G. Redmon, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 941:

Senate Chamber,
Olympia, Wash., March 23, 1967.

Authorizing the payment of interest on local improvement district bonds from the general fund of the city or town (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

....., *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Al Henry, George Kupka, Ted G. Peterson, Fred G. Redmon, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENT

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 24, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Western Interstate Commission for Higher Education, subject to your confirmation:

The Honorable Gordon Sandison, appointed August 4, 1965, for a term ending June 9, 1969, succeeding himself.

Sincerely yours,

DANIEL J. EVANS,
Governor.

It was moved by Senator Greive that the rules be suspended and that the appointment of Gordon Sandison to the position of member of the Western Interstate Commission for Higher Education, be now confirmed.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President, members of the Senate:

"Senator Sandison has served for some years on this particular commission, both as an appointee of Governor Rosellini and as an appointee of Governor Evans. It is a tribute to the fact that he has been known politically, that he has been effective, that he is slated this coming year to be president of that particular organization. It is also interesting to note that he will be the first non-college president ever to head the Western Interstate Commission for Higher Education so it seems to me that we have certainly reason to be proud of the impact of Senator Sandison upon this group of individuals that they have honored him and it seems to me we should have a unanimous approval of his appointment."

The motion was carried.

APPOINTMENT OF GORDON SANDISON

The Secretary called the roll and the appointment of Gordon Sandison to the position of member of the Western Interstate Commission for Higher Education, was confirmed by the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lenhart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Gissberg, Guess, Mardesich, Morgan, Peterson (Lowell), Redmon, Sandison, Stender—8.

Having received the approval of the Senate, the appointment of Gordon Sandison to the position of member of the Western Interstate Commission for Higher Education, was confirmed.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of the Free Conference Committee report on Engrossed Substitute House Bill No. 548 and the motion by Senator Sandison that the committee report be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator McCormack yield to a question:

"Senator, you remember I discussed with you some time ago the relationship of the coordinating council on vocational education with this new bill and I believe that those suggestions I made were not followed, which may be all right. I have received another letter this morning. I have it in my hand. It is from the Pierce county labor council, so I don't owe them anything, but they raised this same point. My question to you is does this bill properly safeguard, in your opinion, the vocational training setup in this state?"

Senator McCormack:

"Mr. President:

"I think the answer to Senator Canfield's question is yes, definitely. Senator Canfield's original suggestion with respect to appointing a council was a different method of organizing the council. The letter from the Pierce County labor council this morning is in opposition to the existence of the council. Their position is that there should not be a separate council at all, so they were two separate questions, but the council is made up under this bill of three members from the state board of education, three from the community college board and three appointed by the Governor, two of whom, to match the federal law, must have familiarity with the needs of the state of Washington with respect to labor and management in so far as vocational and occupational rehabilitation is concerned. Therefore, the vocational and technical programs in the state are in a far better condition under this new bill with these special provisions in it than they are at the present where they are under the guidance of the state board of education where no such requirements exist."

Debate ensued.

Senators Guess, Connor and McCormack demanded the previous question and the demand was sustained.

The motion by Senator Sandison was carried and the report of the Free Conference Committee was adopted.

The President declared the question before the Senate to be the final pas-

sage of Engrossed Substitute House Bill No. 548 as amended by the Free Conference Committee.

Debate ensued.

POINT OF INQUIRY

Senator Pritchard:

"Mr. President, would Senator Andersen yield to a question:

"Senator Andersen, you made a very impassioned plea some weeks ago and a very moving speech about the problems in your community and the Bellevue Community College.

"Are you satisfied with this bill as it now is written and does it take care of your problems?"

Senator Andersen:

"No, I am not satisfied with it, Senator Pritchard, but I am going to vote for it on the principle that it is the best bill that we are going to be able to get through the Senate this session. I am very apprehensive in doing so. I am fearful that it may very well lose us the community college for example in the district which I represent, Bellevue. But I recognize some things are possible and some things are not possible and we have gone to the ultimate in possibilities here on the Senate floor. If you could vote, 'maybe,' I would certainly vote that way on this bill. This is a bill that I think you have to vote for on the basis that it is the best you can get and you have to put a little hope in the future, that we are going to be able to correct some of the problems and inequalities and inappropriate things in it. I don't think the interests of the people will let us vote against this bill. We are in a position where we have to have districting in order to maintain the community college system and continue to build on a state-wide basis as we always do."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 548 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 40; nays, 7; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Lennart, Lewis, McCormack, McMillan, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—40.

Those voting nay were: Senators Freise, Knoblauch, Kupka, McCutcheon, Mardesich, Rasmussen, Talley—7.

Absent or not voting: Senators Morgan, Neill—2.

Engrossed Substitute House Bill No. 548 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator McCormack, Engrossed Substitute House Bill No. 548 as amended by the Free Conference Committee was ordered immediately transmitted to the House.

MOTIONS

On motion of Senator Hallauer, the Senate returned to the first order of business.

It was moved by Senator Hanna that Engrossed Senate Bill No. 309 and

the motion for reconsideration be made a special order of business for Monday, March 27, 1967, immediately following lunch.

Debate ensued.

The motion was carried on a rising vote.

It was moved by Senator Greive that the rules be suspended and that the Senate do immediately consider Senate Bill No. 49 together with the Governor's partial veto message thereon.

Debate ensued.

The motion was carried.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 8, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I am filing herewith Senate Bill No. 49 entitled:

"An Act establishing the oceanographic commission of Washington; authorizing the formation of the Oceanographic Institute of Washington; prescribing powers, duties and functions; making an appropriation; and providing an effective date."

This bill establishes the Oceanographic Commission of Washington to encourage and promote maximum utilization of our oceanographic assets. In my State of the State Message, I stated "to assure the proper public management of our new and exciting frontier in oceanography, I will enthusiastically support the establishment of the Washington State Oceanographic Commission." I commend the legislature for its enactment of Senate Bill No. 49 and believe that the Commission which it has established will play a vital role in the future of the State of Washington.

In Section 2, the bill provides that members of the Commission shall serve without compensation but shall be reimbursed for necessary travel and other expenses incurred in the performance of their duties as commission members "on the same basis as provided by law for state officials and employees under RCW 44.04.120." The statute cited in the bill does not refer to travel and other expenses incurred by state officials or employees, but rather, refers to expenses incurred by members of the legislature while serving on interim committees. State officials and employees are reimbursed for travel and other expenses under RCW 43.03.050 and .060 at the rate of \$.08 a mile and \$15.00 a day while inside the state and \$25.00 a day while outside the state. I believe the legislature intended that those who are serving on a temporary basis while permanently engaged in other employment be reimbursed at the higher rate provided by RCW 44.04.120 of \$25.00 a day and \$10 a mile.

To allow the language to remain as it exists in this bill would invite challenge by the Auditor of payment of proper expenses of members of the Commission. In order to avoid any question with regard to this matter, I have vetoed the words "by law for state officials and employees" from Section 2. The remainder of the bill is approved.

Respectfully submitted,

DANIEL, J. EVANS,
Governor.

On motion of Senator Greive, the Secretary of the Senate was instructed to return Senate Bill No. 49 and the Governor's partial veto message to the Secretary of State.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 23, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 65,
Engrossed House Bill No. 67,
Engrossed House Bill No. 197,

Engrossed House Bill No. 204,
 Engrossed House Bill No. 244,
 Engrossed House Bill No. 466,
 House Bill No. 619,
 House Bill No. 638,
 House Bill No. 659,
 Engrossed Substitute House Bill No. 713,
 Engrossed House Bill No. 762,
 Engrossed Substitute House Bill No. 856, and
 House Concurrent Resolution No. 20, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 23, 1967.

Mr. President:

The House has passed: Senate Bill No. 529,
 Senate Bill No. 545, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 23, 1967.

Mr. President:

The House has concurred in the Senate amendments to Reengrossed House Bill No. 355 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 24, 1967.

Mr. President:

The Speaker has signed: House Bill No. 355, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 529,
 Senate Bill No. 545,
 House Bill No. 355.**

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 65, by Representatives Copeland, Moon and Taylor (by Legislative Council request):

An Act relating to public lands; amending section 1, chapter 178, Laws of 1961 and RCW 79.64.010; amending section 4, chapter 178, Laws of 1961 and RCW 79.64.040; adding a new section to chapter 178, Laws of 1961 and to chapter 79.64 RCW; repealing section 8, chapter 178, Laws of 1961 and RCW 79.64.080; repealing section 16, chapter 56, Laws of 1965 and RCW 79.08.107; and repealing section 6, chapter 175, Laws of 1933 and RCW 79.56.070.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

Engrossed House Bill No. 67, by Representatives Bledsoe, Flanagan and Haussler (by Departmental request):

An Act relating to meat inspection; amending sections 1, 21 and 43, chapter 204, Laws of 1959 and RCW 16.49.010, 16.49.210, and 16.49.430; and adding a new section to chapter 204, Laws of 1959 and to chapter 16.49 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 197, by Representatives Saling, Smythe, Taylor and Hoggins:

An Act relating to certain dairy products and dairy product substitutes; and amending section 15.32.370, chapter 11, Laws of 1961, as amended by section 1, chapter 73, Laws of 1965, and RCW 15.32.370; and declaring an emergency.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 204, by Representatives Clark (Newman H.), Clarke (George W.) and Bottiger (by Executive request):

An Act relating to the judiciary; to justices of the peace and other inferior courts and the administration thereof; amending section 3, chapter 259, Laws of 1957 and RCW 2.56.030; amending section 8, chapter 259, Laws of 1957 and RCW 2.56.080; amending section 2, chapter 299, Laws of 1961 and RCW 3.30.020; amending section 26, chapter 299, Laws of 1961 as amended by section 1, chapter 110, Laws of 1965 extraordinary session and RCW 3.38.020; amending section 27, chapter 299, Laws of 1961 as amended by section 2, chapter 110, Laws of 1965 extraordinary session and RCW 3.38.030; amending section 50, chapter 299, Laws of 1961 and RCW 3.50.010; and repealing section 1, chapter 11, Laws of 1955 and RCW 3.04.010; repealing section 4, page 120, Laws of 1888 as amended by section 2, chapter 11, Laws of 1955, and RCW 3.04.030; repealing section 3, page 223, Laws of 1854 as last amended by section 3, chapter 11, Laws of 1955, and RCW 3.04.040; repealing section 4, page 223, Laws of 1854 as last amended by section 4, chapter 11, Laws of 1955, and RCW 3.04.050; repealing section 5, page 223, Laws of 1954 as last amended by section 5, chapter 11, Laws of 1955, and RCW 3.04.060; repealing section 6, page 223, Laws of 1854 as last amended by section 6, chapter 11, Laws of 1955, and RCW 3.04.070; repealing section 7, page 224, Laws of 1854 as last amended by section 7, chapter 11, Laws of 1955, and RCW 3.04.080; repealing section 20, page 226, Laws of 1854 as last amended by section 14, chapter 156, Laws of 1951, and RCW 3.04.090; repealing section 10, page 224, Laws of 1854 as amended by section 1703, Code of 1881, and RCW 3.04.100; repealing section 25, page 227, Laws of 1854 as last amended by section 8, chapter 11, Laws of 1955, and RCW 3.04.110; repealing section 12, chapter 187, Laws of 1919 and RCW 3.04.120; repealing section 11, page 224, Laws of 1854 as last amended by section 15, chapter 156, Laws of 1951, and RCW 3.04.130; repealing section 12, page 224, Laws of 1854 as amended by section 1705, Code of 1881, and RCW 3.04.140; repealing section 21, page 226, Laws of 1854 as last amended by section 1708, Code of 1881, and RCW 3.04.150; repealing section 3, page 120, Laws of 1888 as amended by section 11, chapter 11, Laws of 1955, and RCW 3.12.010; repealing section 1, chapter 156, Laws of 1951 as last amended by section 1, chapter 203, Laws of 1957, and RCW 3.12.021; repealing section 6, chapter 156, Laws of 1951 and RCW 3.12.041; repealing section 2, chapter 156, Laws of 1951 as amended by section 2, chapter 203, Laws of 1957, and RCW 3.12.071; repealing section 1, chapter 63, Laws of 1931 and RCW 3.12.080; repealing section 8, chapter 7, Laws of 1891 as last amended by section 1, chapter 21, Laws of 1943 and RCW 3.12.090; repealing sections 9, 10 and 13, chapter 156, Laws of 1951 and RCW 3.14.050, 3.14.020 and 3.14.060; repealing section 3, chapter 156, Laws of 1951 as amended by section 5, chapter 206, Laws of 1953, and RCW 3.16.002; repealing section 4, chapter 156, Laws of 1951 as amended by section 6, chapter 110, Laws of 1965 extraordinary session and RCW 3.16.004; repealing section 5, chapter 156,

Laws of 1951 as amended by section 13, chapter 11, Laws of 1955, and RCW 3.16.008; repealing section 1, chapter 66, Laws of 1893 as last amended by section 1, chapter 143, Laws of 1919 and RCW 3.16.070; repealing section 2, chapter 66, Laws of 1893 and RCW 3.16.080; repealing section 3, chapter 66, Laws of 1893 and RCW 3.16.090; repealing section 181, page 379, Laws of 1863 as amended by section 1901, Code of 1881, and RCW 3.16.160; repealing section 22, page 226, Laws of 1854 as last amended by section 1, chapter 89, Laws of 1941 and RCW 3.20.010; repealing section 23, page 226, Laws of 1854 as last amended by section 1, chapter 96, Laws of 1965 and RCW 3.20.020; repealing section 24, page 227, Laws of 1854 as last amended by section 1711, Code of 1881, and RCW 3.20.030; repealing section 171, page 279, Laws of 1860 as last amended by section 1, chapter 98, Laws of 1909, and RCW 3.20.040; repealing section 9, page 224, Laws of 1854 as last amended by section 2, chapter 89, Laws of 1941, and RCW 3.20.050; repealing section 1, chapter 40, Laws of 1899 as last amended by section 2, chapter 206, Laws of 1953, and RCW 3.20.060; repealing section 1, chapter 264, Laws of 1927 as amended by section 2, chapter 75, Laws of 1929, and RCW 3.20.070; repealing section 3, chapter 75, Laws of 1929 and RCW 3.20.080; repealing section 2, chapter 65, Laws of 1901 as last amended by section 4, chapter 89, Laws of 1941, and RCW 3.20.090; repealing section 2, page 88, Laws of 1867 as last amended by section 1, chapter 126, Laws of 1943, and RCW 3.20.100; repealing section 68, page 252, Laws of 1860 as last amended by section 1881, Code of 1881, and RCW 3.20.110; repealing section 1, chapter 4, Laws of 1933 extraordinary session as amended by section 1, chapter 135, Laws of 1935, and RCW 3.20.120; repealing section 4, chapter 206, Laws of 1953 and RCW 3.20.131; repealing sections 1, 3, 4, 5, 6, 7, 8 and 9, chapter 14, Laws of 1923 and RCW 3.24.010, 3.24.060, 3.24.030, 3.24.040, 3.24.050, 3.24.070, 3.24.080, and 3.24.090; repealing section 2, chapter 14, Laws of 1923 as amended by section 1, chapter 201, Laws of 1927, and RCW 3.24.020; repealing section 3, chapter 110, Laws of 1965 extraordinary session and RCW 3.38.031; repealing section 96, chapter 299, Laws of 1961 and RCW 3.50.470; repealing section 6, chapter 29, Laws of 1891 and RCW 10.10.010; repealing section 8, chapter 29, Laws of 1891 and RCW 10.10.040; repealing section 7, chapter 29, Laws of 1891 and RCW 10.10.060; repealing section 35.22.420, chapter 7, Laws of 1965 as amended by section 3, chapter 116, Laws of 1965 extraordinary session and RCW 35.22.420; repealing section 35.22.430, chapter 7, Laws of 1965 and RCW 35.22.430; repealing section 35.22.440, chapter 7, Laws of 1965 and RCW 35.22.440; repealing section 35.22.460; chapter 7, Laws of 1965 as amended by section 4, chapter 116, Laws of 1965 extraordinary session and RCW 35.22.460; repealing section 35.22.480, chapter 7, Laws of 1965 as amended by section 5, chapter 116, Laws of 1965 extraordinary session and RCW 35.22.480; repealing section 35.22.490 through 35.22.560, chapter 7, Laws of 1965 and RCW 35.22.490 through 35.22.560; repealing section 35.23.590, chapter 7, Laws of 1965 and RCW 35.23.590; repealing section 35.23.600, chapter 7, Laws of 1965 as amended by section 8, chapter 116, Laws of 1965 extraordinary session and RCW 35.23.600; repealing section 35.23.610 through 35.23.670, chapter 7, Laws of 1965 and RCW 35.23.610 through 35.23.670; repealing section 35.24.450 through 35.24.470, chapter 7, Laws of 1965 as amended by sections 11, 12 and 13, chapter 116, Laws of 1965 extraordinary session and RCW 35.24.450 through 35.24.470; repealing section 35.27.520, chapter 7, Laws of 1965 as amended by section 16, chapter 116, Laws of 1965 extraordinary

session and RCW 35.27.520; repealing section 2, chapter 108, Laws of 1965 and RCW 35.27.525; repealing section 35.27.530 and 35.27.540, chapter 7, Laws of 1965 as amended by sections 17 and 18, chapter 116, Laws of 1965 extraordinary session and RCW 35.27.530 and 35.27.540; and adding new sections to chapter 10.10 RCW.

Referred to Judiciary Committee.

Engrossed House Bill No. 244, by Representatives Heavey, Harris and Hill:

An Act relating to clerks of the superior courts; amending section 307, Code of 1881 and RCW 4.64.060; and amending section 36.23.030, chapter 4, Laws of 1963 and RCW 36.23.030.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 466, by Representatives Lynch, Jastad and McDougall (by Departmental request):

An Act relating to the public health; amending sections 2, 3 and 4, chapter 183, Laws of 1945 and RCW 70.46.020, 70.46.030 and 70.46.040; amending section 5, chapter 183, Laws of 1945 as amended by section 1, chapter 100, Laws of 1957, and RCW 70.46.050; amending sections 6, 8 and 9, chapter 183, Laws of 1945 and RCW 70.46.060, 70.46.080 and 70.46.090; repealing sections 1 through 6, chapter 50, Laws of 1893 and RCW 70.04.030 through 70.04.080; repealing section 7, chapter 50, Laws of 1893 (uncodified); repealing sections 2, 5 and 6, chapter 65, Laws of 1903 and RCW 70.06.010, 70.06.050 and 70.06.090; repealing sections 1, 3, 4, 7 and 8, chapter 65, Laws of 1903 as amended by sections 1, 3, 4, 5 and 6, chapter 85, Laws of 1907, and RCW 70.06.020, 70.06.030, 70.06.040, 70.06.070 and 70.06.080; repealing section 2, chapter 85, Laws of 1907 and RCW 70.06.025; repealing section 2, chapter 116, Laws of 1901 and RCW 70.06.060; repealing sections 1, 2 and 3, chapter 17, Laws of 1963 and RCW 70.09.010 through 70.09.030; repealing section 7, chapter 183, Laws of 1945 and RCW 70.46.070; and providing penalties.

Referred to Committee on Rules and Joint Rules.

House Bill No. 619, by Representatives Gallagher, McGavick and Ceccarelli:

An Act relating to electricians and electrical installations; and amending section 3, chapter 325, Laws of 1959 as amended by section 4, chapter 207, Laws of 1963 and RCW 19.28.360.

Referred to Committee on Rules and Joint Rules.

House Bill No. 638, by Representatives Swayze, O'Brien and Bledsoe:

An Act establishing a crime information center under the direction of the Washington state patrol; providing rules and regulations for the operation thereof; assigning costs of terminal facilities; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.43 RCW.

Referred to Committee on Rules and Joint Rules.

House Bill No. 659, by Representatives O'Dell, Swayze and Berentson:

An Act relating to the municipal department of justice courts; providing for the appointment of a judge pro tempore; and adding a new section to chapter 299, Laws of 1961 and to chapter 3.46 RCW.

Referred to Judiciary Committee.

Engrossed Substitute House Bill No. 713, by Committee on Transportation:

An Act relating to highways; and making appropriations for the opera-

tions and capital improvements of the state highway commission and the Washington toll bridge authority.

Referred to Committee on Highways.

Engrossed House Bill No. 762, by Representatives Humiston, Backstrom and Smythe:

An Act relating to the public health; authorizing the boards of trustees of certain county hospitals to enter into service contracts with state universities; adding a new section to chapter 4, Laws of 1963 and to chapter 36.62 RCW; amending section 36.62.110, chapter 4, Laws of 1963 and RCW 36.62.110; amending section 36.62.252, chapter 4, Laws of 1963 and RCW 36.62.252; and establishing an effective date.

Referred to Committee on Cities, Towns and Counties.

Engrossed Substitute House Bill No. 856, by Committee on Financial Institutions and Insurance:

An Act relating to insurance; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.22 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

House Concurrent Resolution No. 20, by Representatives Hill, Marsh and Kopet:

Directing an interim study of the fund structure of the state.

Referred to Committee on State Government.

SECOND READING OF BILLS

Senate Bill No. 122, by Senators Dore, Kupka, Keefe, Washington, Rasmussen, Knoblauch, and Hallauer (by Facilities and Operations Committee request):

Regulating legislative lobbying.

The Senate resumed consideration of Senate Bill No. 122 and the amendment by Senators Dore and Gissberg as amended.

It was moved by Senator Williams that the following amendment to the amendment be adopted:

On page 2, section 6, subsection (b), after "In addition" strike "he shall be liable for compensatory and punitive" and insert ", any person who makes a materially false statement under the provisions of section 2 shall be liable for"

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Gissberg yield:

"Senator Gissberg, it seems like I recall a couple of sessions ago we had quite a debate about punitive damages, in relation to this act. What difference would it be if some individual outside of the legislature who wasn't a lobbyist would make a statement about a legislator. Could they collect punitive damages?"

Senator Gissberg:

"No."

Senator Rasmussen:

"Mr. President:

"Why then would it be necessary to have punitive damages where for instance a member of the P-T.A. might come down and would be listed as a lobbyist and make a statement: 'I don't know, I don't like Senator Gissberg. I think he's influenced by somebody else.' This is a point I find difficult to envision in my mind why a lobbyist should be treated any different from any other person concerning punitive damages."

Senator Gissberg:

"In the first place, the facts that you have given, Senator Rasmussen, the P-T.A. coming down and making a statement—I do not believe that should be punitive damages, nor do I believe it should be punitive damages in the case of any oral statement, even by a lobbyist. I do not believe there should be punitive damages against a legislator then nor do I believe there should be punitive damages in any other case, although I supported the punitive damages concept when it passed the halls some time ago and then the press, as you recall, set up quite an effective lobby and got the legislature to reverse itself during the special legislative session that ensued. But the amendment that I would like to see adopted would only provide for punitive damages in the limited case where the lobbyist filed a statement, a written statement, a misstatement, a fraudulent statement and on that statement he said, 'I loaned X number of dollars to Senator Rasmussen, or promised to pay him X number of dollars.' That's the only situation that I want to catch for punitive damages. Not any oral statement, no other statements that are made anywhere, no other written statements, only in that particular category where he filed with the Secretary of State under the terms of this bill a statement to the effect that he gave you so much money or promised to give you so much money or loaned you so much money. In that instance I think the lobbyist should be faced with punitive damages and I think that concept is a good concept, Senator, because it would preclude anyone making a false statement for political purposes which could very easily happen."

Debate ensued.

The motion was lost and the amendment by Senator Williams was not adopted.

The amendment by Senators Dore and Gissberg as amended by Senators Mardesich and Uhlman was adopted.

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 122 was advanced to third reading, the second reading considered the third and the bill was placed on final passage

Debate ensued.

MOTION

On motion of Senator Woodall, Engrossed Senate Bill No. 122 was made a special order of business for Monday, March 27, 1967, immediately following consideration of Engrossed Senate Bill No. 309.

There being no objection, the Senate returned to the fourth order of business.

The Secretary read:

MESSAGE FROM THE LIEUTENANT GOVERNOR

State of Washington, Office of the President of the Senate,
Olympia, March 24, 1967.

To the Members of the Washington State Senate.

Lady and Gentlemen:

The President would like to take this opportunity to wish each of you and your families a most pleasant and happy Easter.

It is hoped that in these last hours of Holy Week, as the joyous feast of Easter approaches, you will all be able to enjoy the comfort and warmth of being with your loved ones.

Sincerely,
John A. Cherberg,
President of the Senate.

MOTION

At 12:20 p.m., on motion of Senator Greive, the Senate adjourned until 12:00 noon, Monday, March 27, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

EIGHTEENTH DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Monday, March 27, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Freise and Gissberg.

On motion of Senator Hallauer, Senator Gissberg was excused.

On motion of Senator Atwood, Senator Freise was excused.

The Color Guard, consisting of Pages Gregory Klump, Color Bearer, and Colleen Convis, presented the Colors.

Reverend James J. McGreal, pastor of St. Michael's Parish of Olympia, offered prayer as follows:

"Slow me down, O God. Ease the pounding of my heart by quieting my mind. Steady my hurried pace. Give me calmness amidst the confusion of my day. Guide my actions steadfastly according to your will.

"Teach me the art of taking minute vacations, of slowing down to chat with a friend, to think things out before acting.

"Remind me each day of the fable of the hare and the tortoise, that I may know that there is more to life than speed. Let me look upward toward the branches of the towering oak and remember that I grew great and strong because I grew slowly. This I ask through Jesus Christ, Our Lord. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of the Springorama Royalty from Buckley and appointed a special committee consisting of Senators McCutcheon, Kupka, Knoblauch, Faulk and Rasmussen to escort the three Springorama Princesses to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit the Princesses to address the Senate.

The Secretary read:

MESSAGES FROM THE HOUSE

HOUSE AMENDMENTS TO SENATE BILLS

House of Representatives,
Olympia, Wash., March 23, 1967.

Mr. President:

The House has passed: Substitute Senate Bill No. 206 with the following amendments:

In line 1 of the title after "adding" and before "to chapter" strike "a new section" and insert "new sections"

In line 2 of the title after "RCW" and before the period insert "; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.30 RCW; and prescribing penalties"

On page 1, section 1 line 9, after "insurances" and before the period insert ", pursuant to the procedures set forth in RCW 48.18.120 (1)"

In Section 1, beginning on line 12, strike the remainder of the section and insert in lieu thereof the following:

"NEW SECTION. Sec. 2. Where an agent or other representative of an insurer receipts premium money at the time that agent or representative purports to bind coverage, the receipt shall state: (a) that it is a binder, (b) a brief description of the coverage bound, and (c) the identity of the insurer in which the coverage is bound. This section does not apply as to life and disability insurances."

Add a new section following section 2 that was added by the amendment by the Committee on Financial Institutions and Insurance as follows:

"NEW SECTION. Sec. 3. There is added to chapter 79, Laws of 1947 and to chapter 48.30 RCW a new section to read as follows:

(1) No officer or employee of this state, or of any public agency, public authority or public corporation except a public corporation or public authority created pursuant to agreement or compact with another state, and no person acting or purporting to act on behalf of such officer or employee, or public agency or public authority or public corporation, shall with respect to any public building or construction contract which is about to be, or which has been competitively bid, require the bidder to make application to, or to furnish financial data to or to obtain or procure, any of the surety bonds or contracts of insurance specified in connection with such contract, or specified by any law, general, special or local, from a particular insurer or agent or broker.

(2) No such officer or employee or any person, acting or purporting to act on behalf of such officer or employee shall negotiate, make application for, obtain or procure any of such surety bonds or contracts of insurance, except contracts of insurance for builder's risk or owner's protective liability, which can be obtained or procured by the bidder, contractor or subcontractor.

(3) This section shall not be construed to prevent the exercise by such officer or employee on behalf of the state or such public agency, public authority, or public corporation of its right to approve the form, sufficiency or manner or execution of the surety bonds or contracts of insurance furnished by the insurer selected by the bidder to underwrite such bonds, or contracts of insurance.

(4) Any provisions in any invitation for bids, or in any of the contract documents, in conflict with this section are declared to be contrary to the public policy of this state.

(5) A violation of this section shall be subject to the penalties provided by RCW 48.01.080.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate concurred in the House amendments to Substitute Senate Bill No. 206.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 206, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Canfield, Pritchard, Talley—3.

Excused: Senators Freise, Gissberg—2.

Substitute Senate Bill No. 206, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., March 24, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 269 and asks the Senate to recede therefrom, and the same is herewith transmitted.
Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Washington that the Senate refuse to recede from its amendments to Engrossed House Bill No. 269 and ask the House for a conference thereon.

Debate ensued.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 269 Senators Washington, Henry and Lennart.

On motion of Senator Ryder, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 24, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed Substitute House Bill No. 548 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 24, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 72,
Engrossed Substitute House Bill No. 77,
House Bill No. 86,
House Bill No. 169,
Engrossed House Bill No. 247,
Substitute House Bill No. 293,
Engrossed House Bill No. 365,
Engrossed House Bill No. 626,
House Bill No. 735,
House Bill No. 860, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 72, by Representatives Copeland, Garrett and Flanagan (by Legislative Council request):

An Act relating to the department of natural resources; authorizing development, operation and acquisition of outdoor recreation areas and participation in outdoor recreation funding measures; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.30 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed Substitute House Bill No. 77, by Committee on Judiciary:

An Act relating to eminent domain; providing for allowance of costs and fees in connection therewith; amending section 2, chapter 125, Laws of 1965 extraordinary session and RCW 8.25.020; amending section 4, chapter 125, Laws of 1965 extraordinary session and RCW 8.25.040; and adding new sections to chapter 125, Laws of 1965 Extraordinary Session and to chapter 8.25 RCW.

Referred to Committee on Rules and Joint Rules.

PARLIAMENTARY INQUIRY

Sentor Uhlman:

"Mr. President, point of parliamentary inquiry:

When House Bill No. 77 originally passed in the regular session, it was referred to the Judiciary Committee in the Senate and was amended by the Senate Judiciary Committee. My question of parliamentary inquiry is this: When it comes back over the second time, what is the status of the Senate Judiciary Committee amendments from the regular session? Are they part of this bill or will we have to get the bill back into the Judiciary Committee and re-amend it in order to place the same amendments on the bill?"

REPLY BY THE PRESIDENT

The President:

"The President is advised that the Senate Judiciary Committee amendments have not been acted upon by either the House or the Senate, Senator Uhlman. The measure will go to the Senate Committee on Rules and Joint Rules and the committee amendments will be riding the bill in just the same position as they were in the regular session."

Senator Uhlman:

"I wanted this point of clarification. The Senate Judiciary Committee amendments of the regular session will again be on the bill when it comes out on second reading, just as they were in the same exact position as they were in the regular session?"

REPLY BY THE PRESIDENT

The President:

"The Senate Judiciary Committee amendments were never acted upon in the regular session, but the amendments will be before the body when it comes out on second reading, Senator."

House Bill No. 86, by Representative Hawley (by Departmental request):

An Act relating to food and shellfish; and amending section 75.08.056, chapter 12, Laws of 1955 and RCW 75.08.056.

Referred to Committee on Rules and Joint Rules.

House Bill No. 169, by Representatives Leckenby, Perry and Leland (by Departmental request):

An Act relating to cities and towns; authorizing expenditures for attracting visitors and encouraging tourist expansion; and adding a new section to chapter 7, Laws of 1965 and to chapter 35.21 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 247, by Representatives McDougall, Bozarth and Berentson:

An Act relating to the licensing of dogs.

Referred to Committee on Cities, Towns and Counties.

Substitute House Bill No. 293, by Committee on Local Government:

An Act relating to water districts; amending sections 1 and 2, chapter 267, Laws of 1943 and RCW 57.32.010 and 57.32.020; amending sections 1 through 5, chapter 28, Laws of 1961 and RCW 57.36.010 through 57.36.050; adding new sections to chapter 267, Laws of 1943 and to chapter 57.32 RCW; and repealing sections 3 through 12, chapter 267, Laws of 1943, sections 8 through 11, chapter 251, Laws of 1953 and RCW 57.32.030 through 57.32.120.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 365, by Representatives Bledsoe, Flanagan and Brouillet:

An Act relating to school districts; and providing a procedure for change of name.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 626, by Representatives Juelling, Hurley and Lynch:

An Act relating to cities and towns; and authorizing contribution to the support of cities, towns, counties and taxing districts in which city owned electric utilities services are provided.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 735, by Representatives Kopet, Jastad and Farr:

An Act relating to the uniform narcotic drug act; and amending section 69.33.290, chapter 27, Law of 1959 as amended by section 1, chapter 97, Laws of 1959, and RCW 69.33.290.

Referred to Committee on Rules and Joint Rules.

House Bill No. 860, by Representatives Swayze, Lux and Kopet (by Secretary of State request):

An Act relating to the state seal; and adding a new section to Title 1 RCW.

Referred to Committee on Rules and Joint Rules.

SECOND READING OF BILLS

House Bill No. 4, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

Providing for excise tax on aircraft fuel.

The bill was read the second time by sections.

It was moved by Senator Durkan that the following amendment be adopted:

On page 1, **NEW SECTION**. Section 1., beginning on line 19 of the printed bill, after the word "aircraft" strike the semicolon and the remainder of the bill and insert a period and the following sections:

"**NEW SECTION**. Sec. 2. There is added to chapter 15, Laws of 1961 and to chapter 82.12 RCW a new section to read as follows:

All moneys collected by the director or the department from the use tax on sales of motor vehicle fuel used as aircraft fuel by the manufacturer of aircraft for research, development and testing purposes shall be transmitted to the state treasurer. Upon receipt and proceeds thereof of such moneys the state treasurer shall make disposition thereof by crediting the state general fund.

"Sec. 3. Section 82.12.030, chapter 15, Laws of 1961 as last amended by section 19, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.030 are each amended to read as follows:

The provisions of this chapter shall not apply:

(1) In respect to the use of any article of tangible personal property brought into the state by a nonresident thereof for his use or enjoyment while temporarily within the state unless such property is used in conducting a nontransitory business activity within the state; or in respect to the use by a nonresident of this state of a motor vehicle which is registered or licensed under the laws of the state of his residence and is not used in this state more than three months, and which is not required to be registered or licensed under the laws of this state; or in respect to the use of household goods, personal effects and private automobiles by a bona fide resident of this state, if such articles were acquired and used by such person in another state while a bona fide resident thereof and such acquisition and use occurred more than thirty days prior to the time he entered this state;

(2) In respect to the use of any article of tangible personal property purchased at

retail or acquired by lease, gift or bailment if the sale thereof to, or the use thereof by, the present user or his bailor or donor has already been subjected to the tax under chapter 82.08 or 82.12 and such tax has been paid by the present user or by his bailor or donor; or in respect to the use of property acquired by bailment and such tax has once been paid based on reasonable rental as determined by RCW 82.12.060 measured by the value of the article at time of first use multiplied by the tax rate imposed by chapter 82.08 or 82.12 as of the time of first use; or in respect to the use of any article of tangible personal property acquired by bailment, if the property was acquired by a previous bailee from the same bailor for use in the same general activity and such original bailment was prior to June 9, 1961;

(3) In respect to the use of any article of tangible personal property the sale of which is specifically taxable under chapter 82.16;

(4) In respect to the use of any airplane, locomotive, railroad car, or watercraft used primarily in conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or used primarily in commercial deep sea fishing operations outside the territorial waters of the state, and in respect to use of tangible personal property which becomes a component part of any such airplane, locomotive, railroad car, or watercraft, and in respect to the use by the holder of a carrier permit issued by the Interstate Commerce Commission of any motor vehicle or trailer used in substantial part in the normal and ordinary course of the user's business for transporting therein persons or property for hire across the boundaries of this state if the first use of which within this state is actual use in conducting interstate or foreign commerce; and in respect to the use of any motor vehicle or trailer while being operated under the authority of a one-transit permit issued by the director of licenses pursuant to RCW 46.16.100 and moving upon the highways from the point of delivery in this state to a point outside this state; and in respect to the use of tangible personal property which becomes a component part of any motor vehicle or trailer used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state;

(5) In respect to the use of any article of tangible personal property which the state is prohibited from taxing under the Constitution of the state or under the Constitution or laws of the United States;

(6) In respect to the use of [motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes and] motor vehicle fuel taxable under chapter 82.36: *Provided*, That the use of such fuel upon which a refund of the motor vehicle fuel tax is obtained shall not be exempt, and the director of licenses shall deduct from the amount of such tax to be refunded the amount of tax due under this chapter and remit the same each month to the tax commission;

(7) In respect to the use of any article of tangible personal property included within the transfer of the title to the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, by the state or a political subdivision thereof in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), or (11) of RCW 82.16.010;

(8) In respect to the use of tangible personal property, (including household goods) which have been used in conducting a farm activity, if such property was purchased from a farmer at an auction sale held or conducted by an auctioneer upon a farm and not otherwise;

(9) In respect to the use of tangible personal property by corporations which have been incorporated under any act of the Congress of the United States and whose principal purposes are to furnish volunteer aid to members of the armed forces of the United States and also to carry on a system of national and international relief and to apply the same in mitigating the sufferings caused by pestilence, famine, fire, flood, and other national calamities and to devise and carry on measures for preventing the same;

(10) In respect to the use of purebred livestock for breeding purposes where said animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(11) In respect to the use of poultry in the production for sale of poultry or poultry products;

(12) In respect to the use of fuel by the extractor or manufacturer thereof when used directly in the operation of the particular extractive operation or manufacturing plant which produced or manufactured the same;

(13) In respect to the use of motor vehicles, equipped with dual controls, which are loaned to and used exclusively by a school in connection with its driver training program: *Provided*, That this exemption and the term "school" shall apply only to (a) the

University of Washington, Washington State University and the state colleges or (b) any public, private or parochial school accredited by either the state board of education or by the University of Washington (the state accrediting station) or (c) any public vocational school meeting the standards, courses and requirements established and prescribed or approved by the state board for vocational education;

(14) In respect to the use by a bailee of any article of tangible personal property which is entirely consumed in the course of research, development, experimental and testing activities conducted by the user, provided the acquisition or use of such articles by the bailor was not subject to the taxes imposed by chapter 82.08 or chapter 82.12.

(15) In respect to the use by residents of this state of motor vehicles and trailers acquired and used while such persons are members of the armed services and are stationed outside this state pursuant to military orders, but this exemption shall not apply to members of the armed services called to active duty for training purposes for periods of less than six months and shall not apply to the use of motor vehicles or trailers acquired less than thirty days prior to the discharge or release from active duty of any person from the armed services.

(16) In respect to the use of semen in the artificial insemination of livestock;

(17) In respect to the use of form lumber by any person engaged in the constructing, repairing, decorating or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: *Provided*, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof;

(18) In respect to the use of any sand, gravel, or rock to the extent of the cost of or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling such sand, gravel, or rock, when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to the use of such material to the extent of the cost of or charge made for such labor and services, if the material is used for other than public road purposes or is sold otherwise than as provided for in this subsection."

POINT OF ORDER

Senator Henry:

"Mr. President:

"Having read the amendment and checked the bill, I now raise the point of order that this does enlarge the scope and object of the bill, for the reason that House Bill No. 4 refers to a gasoline gallonage tax for private pilots. The amendment proposed by Senator Durkan deals with an exemption on excise tax and if you will check the amendment you will find that it deals with gravel and gravel pits. It deals with certain types of lumber and it most certainly does enlarge the scope and object of the bill."

Senator Durkan:

"Mr. President:

"Speaking to the point of order, the section which Senator Henry refers to does include many other things, but the purpose of the section is to bring within the purview of House Bill No. 4 the necessary revenue which heretofore has been exempt and I think it is really important in determining whether or not it is within the scope and object of the bill to examine the definitions as to director and things such as that. You will find that throughout the amendment we discuss the very things which are discussed in the substantive context of House Bill No. 4, itself, so I would think that an examination of this would satisfy the President that it is well within the scope and object of the bill and that the amendment, itself, is permissible."

The President:

"Senator Henry has presented the point of order that the amendment proposed by Senator Durkan enlarges the scope and object of House Bill No. 4. The President believes that in the interest of time, perhaps the members of the Senate would hold this particular matter in abeyance until the lunch hour."

MOTION

On motion of Senator Durkan, House Bill No. 4 and the point of order were made a special order of business immediately following the two special orders of business scheduled for the afternoon session.

House Bill No. 3, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

Changing aircraft excise and registration laws.

On motion of Senator Guess, House Bill No. 3 was ordered to retain its place on the second reading calendar immediately following consideration of House Bill No. 4.

Senate Bill No. 219, by Senators Peterson (Lowell), Ryder and Dore (by State Capitol Committee request):

Amending boundaries of the east capitol site.

On motion of Senator Lewis, Senate Bill No. 219 was ordered to retain its place on the second reading calendar immediately following consideration of House Bill No. 3.

THIRD READING OF BILLS

Senate Bill No. 291, by Senators Donohue, McMillan and Mardesich:

Making agricultural marketing act applicable to state agencies and governmental units.

On motion of Senator Donohue the rules were suspended, the second reading considered the third, and Senate Bill No. 291 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 291 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Durkan, Henry—2.

Excused: Senators Freise, Gissberg—2.

Senate Bill No. 291, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 35, by Senators Woodall, Greive and Gissberg (by Legislative Council request):

Providing the borrower more protection, civil and criminal, against usurious transactions.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 35 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 35 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator McCormack—1.

Excused: Senator Gissberg—1.

Engrossed Senate Bill No. 35, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 20, by Senators Woodall and Gissberg (by Legislative Council request):

Requiring plaintiff to pay attorney's fees in certain changes of venue.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 20 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 20 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Gissberg—1.

Engrossed Senate Bill No. 20, having received the constitutional majority, was declared passed,

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate Bill No. 23, by Committee on Commerce, Manufacturing and Licenses:

Regulating proprietary schools.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 23 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 23 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Gissberg—1.

Substitute Senate Bill No. 23, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 9, by Senators Gissberg and Woodall (by Legislative Council request):

Regulating public charitable trusts.

MOTIONS

On motion of Senator Woodall, Senate Bill No. 9 was made a special order of business for tomorrow immediately preceding the second reading calendar.

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

Senators Hanna, Henry and Durkan demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Gissberg, who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, and having by separate motion made the matter a special order of business for this time, Senator Hanna moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 309 passed the Senate.

Debate ensued.

POINT OF INQUIRY

Senator Kupka:

"Mr. President, would Senator Hanna yield to a question:

"In case the county commissioners can't agree on anyone and become 'deadlocked,' what happens then?"

Senator Hanna:

"I am assuming that if the county commissioners can't agree, the matter would remain in limbo. The changes proposed here would simply allow the P.U.D. commissioners to act within sixty days and if they did not act, the county commissioners could appoint. If they did not agree, I would assume the position would remain vacant until the next election."

Debate ensued.

Senator Hanna demanded a roll call and the demand was sustained by Senators Hallauer, Cooney, Ridder, Knoblauch, Herrmann, Donohue, Henry, Rasmussen and Sandison.

ROLL CALL

The Secretary called the roll on the motion to reconsider and the motion was lost by the following vote: Yeas, 22; nays, 26; excused, 1.

Those voting yea were: Senators Bailey, Chytil, Connor, Donohue, Dore, Durkan, Foley, Hallauer, Hanna, Henry, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—22.

Those voting nay were: Senators Andersen, Atwood, Canfield, Cooney, Faulk, Freise, Greive, Guess, Herr, Herrmann, Keefe, Lennart, Lewis, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—26.

Excused: Senator Gissberg—1.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 122 on second reading.

Senate Bill No. 122, by Senators Dore, Kupka, Keefe, Washington, Rasmussen, Knoblauch and Hallauer (by Facilities and Operations Committee request):

Regulating legislative lobbying.

The Senate resumed consideration of the amendment proposed by Senators Dore and Gissberg as amended.

On motion of Senator Dore, the following amendment by Senator Atwood to the amendment by Senators Dore and Gissberg was adopted:

On page 2, section 6, subsection (b), line 52 of the amendment by Senators Dore and Gissberg, after "thereby" insert ", including, notwithstanding section 1, subsection (3) of this act, members and members-elect of either house of the state legislature"

It was moved by Senator Washington that the following amendment to the amendment be adopted:

Strike all of Sec. 5 in the amendment by Senators Dore and Gissberg and insert: "**NEW SECTION.** Sec. 5. It shall be unlawful to employ or otherwise engage the services of any person to accomplish any of the purposes for which registration is by this act required, for a compensation the payment of which is dependent in any manner upon the passage or defeat or executive approval or veto of any legislation, or upon any other contingency in connection with legislation."

Debate ensued.

MOTION

It was moved by Senator Lennart that Engrossed Senate Bill No. 122 be referred to the Judiciary Committee.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, point of inquiry:

"Would Senator Washington yield to a question? Senator, don't you agree that your amendment does the very thing that Senator Atwood pointed out, that anyone appearing before a committee which would then become an item of appropriation in the budget—that you have outlawed that by your amendment, have you not?"

Senator Washington:

"What you have done by the previous amendment, however—"

Senator Woodall:

"Pardon me, Senator Washington. Is it not true what Senator Atwood said? Just tell me?"

Senator Washington:

"I would question whether that is true."

Senator Woodall:

"In other words, you don't know?"

POINT OF ORDER

Senator Dore:

"Mr. President, point of order:

"I wonder whether or not we have run this same course before. The other day this same motion was made and I wonder if it is now in order at this stage of the proceedings."

RULING BY THE PRESIDENT

The President:

"Business has ensued, Senator Dore. The President believes Senator Lennart's motion is in order."

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Hanna, Hallauer, Herrmann, Rasmussen, Sandison, Henry, McCutcheon, McCormack and Mardesich.

ROLL CALL

The Secretary called the roll and the motion by Senator Lennart was lost by the following vote: Yeas, 20; nays, 28; absent or not voting, 0; excused, 1.

Those voting yea were: Senators Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, McCutcheon, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Uhlman, Williams, Woodall—20.

Those voting nay were: Senators Andersen, Bailey, Connor, Cooney, Donohue, Dore Durkan, Foley, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Washington—28.

Excused: Senator Gissberg—1.

MOTION

It was moved by Senator Hallauer that the amendment by Senator Washington to the amendment by Senators Dore and Gissberg be laid upon the table.

The motion was carried on a rising vote.

It was moved by Senator Atwood that the following amendment be adopted:

On page 2, section 5, line 40, of the amendment by Senators Dore and Gissberg, after "legislation" insert " : *Provided*, That this section shall not apply to those agreements made between attorney and client in connection with claims against the state of Washington"

Debate ensued

The motion was carried and the amendment to the amendment was adopted.

The President declared the question before the Senate to be the adoption of the amendment by Senators Dore and Gissberg as amended.

Debate ensued.

POINT OF INQUIRY

Senator Uhlman:

"Mr. President, would Senator Dore yield to a question:

"Senator Dore, I have just been informed by my friendly banker that according to national banking rules whenever a check is paid and it winds up N.S.F., that according to national banking rules, it is then a loan to whoever has the bad check, the N.S.F. check. Now if this bill passes, as I would read the bill, it would be impossible for any member of the legislature to bank in any bank governed by federal rules because that would be a loan then if you or your wife or members of your family ever had an N.S.F. check. This would then be a loan by that bank to you. Isn't this a serious defect that perhaps should be remedied by an amendment to this bill?"

Senator Dore:

"Mr. President:

"I think, Senator, you are overly concerned. I think I would get a new banker. But getting back to the language of the amendment, itself, this language in reviewing the various statutes is in about twenty-two state statutes—"

Senator Uhlman:

"Senator Dore, that wasn't my question. I didn't ask how many states—"

Senator Dore:

"I am answering one question and one comment at a time."

Senator Uhlman:

"I don't care how many states have this wording."

Senator Dore:

"In my opinion there is nothing to be concerned about in your question. This would not be a loan. This is just a defect of not having sufficient money in the bank. I think your banker is overly concerned. This pertains to lobbyists. Your banker is not a lobbyist."

MOTION

It was moved by Senator Woodall that Engrossed Senate Bill No. 122 hold its place at the beginning of the second reading calendar for tomorrow.

Debate ensued.

The motion was carried.

On motion of Senator Woodall, the Secretary was instructed to provide the members of the Senate with copies of the amendment as amended.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of House Bill No. 4 on second reading and the amendment proposed by Senator Durkan.

RULING BY THE PRESIDENT

The President:

"The President, ruling on the point of order raised by Senator Henry relating to House Bill No. 4:

"House Bill No. 4 requires the dealer or retail seller to collect an additional tax on aircraft fuel. The amendment proposed by Senator Durkan removes exemptions from the use tax imposed by RCW 82.12.020 and thus places the tax provided for by that chapter on fuel used by aircraft manufacturers in aircraft used for research development and testing purposes.

"The President believes that the amendment proposed by Senator Durkan does enlarge the scope and object of the bill; therefore, the point of order raised by Senator Henry is well taken."

On motion of Senator Henry, the rules were suspended, House Bill No. 4 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 4 and the bill passed the Senate by the following vote: Yeas, 27; nays, 21; absent or not voting, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Durkan, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Metcalf, Morgan, Neill, Rasmussen, Ryder, Uhlman, Washington, Woodall—27.

Those voting nay were: Senators Chytil, Cooney, Donohue, Dore, Guess, Herr, Herrmann, Lennart, Lewis, Mardesich, Marquardt, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Williams—21.

Excused: Senator Gissberg—1.

House Bill No. 4, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator Henry that House Bill No. 4 be immediately transmitted to the House.

NOTICE OF RECONSIDERATION

Senator Durkan, having voted on the prevailing side, served notice that he would on the next working day move that the Senate reconsider the vote by which House Bill No. 4 passed the Senate.

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"The motion having been made by Senator Henry, the only purpose for which Senator Durkan could be recognized would be to speak on the motion. He did not rise to speak on the motion but made a different motion. The motion by Senator Henry tending to bring the two bodies together, takes precedence and priority over the notice of reconsideration by Senator Durkan which would tend to delay the matter and keep the two bodies apart."

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the point presented by Senator Woodall:

"The motion to reconsider has precedence over every other motion except a motion to adjourn. Notice of reconsideration is received from Senator Durkan."

Senator Ryder:

"Mr. President, again speaking to the point of order, the motion was not to reconsider. The notice was merely given."

Senator Henry:

"Mr. President, having voted on the prevailing side, I do now move that we immediately reconsider the vote by which House Bill No. 4 passed this body."

REPLY BY THE PRESIDENT

The President:

"That motion will require a suspension of the rules, Senator Henry."

Senator Henry:

"It's after the fiftieth day. Would you like me to take over the gavel for a few minutes?"

The President declared the Senate to be at ease.

The President called the Senate to order at 4:00 p.m.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 4:00 p.m., on motion of Senator Greive, the Senate adjourned until 11:30 a.m., Tuesday, March 28, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

NINETEENTH DAY

MORNING SESSION

Senate Chamber,

Olympia, Wash., Tuesday, March 28, 1967.

The Senate was called to order at 11:30 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Greive.

On motion of Senator Keefe, Senator Greive was excused.

The Color Guard, consisting of Pages Terry Mitchell, Color Bearer, and Betty Kupka, presented the Colors.

Reverend James J. McGreal, pastor of St. Michael's Parish of Olympia, offered prayer as follows:

"We pray Thee, O God of might, wisdom, and justice, through whom authority is rightly administered, laws are enacted, and judgment decreed, assist with Thy holy spirit of counsel and fortitude the Governor of this State, that his administration may be conducted in righteousness, and be eminently useful to Thy people over whom he presides; by encouraging due respect for virtue and religion; by a faithful execution of the laws in justice and mercy and by restraining vice and immorality.

"Let the light of Thy divine wisdom direct the deliberations of this legislative body, and shine forth in all the proceedings and laws framed for our rule and government, so that they may tend to the preservation of peace, the promotion of national

happiness, the increase of industry, sobriety, and useful knowledge and may perpetuate to us the blessings of equal liberty, through Christ Our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 27, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 206, have inspected same, and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: Fred H. Dore, Frank W. Foley.

Senate Chamber,
Olympia, Wash., March 28, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 206, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: Fred H. Dore, Frank W. Foley.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., March 27, 1967.

James G. McCurdy, to the position of member of the State Parks and Recreation Commission, appointed by the Governor March 20, 1967, for the term ending December 31, 1972, succeeding Ted R. McTighe (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that said appointment be confirmed.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 27, 1967.

Thor C. Tollefson, to the position of director of the State Department of Fisheries, appointed by the Governor May 1, 1965, for the term ending at the Governor's pleasure, succeeding George C. Starlund (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that said appointment be confirmed.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

Senate Bill No. 632:

Senate Chamber,
Olympia, Wash., March 27, 1967.

Providing additional compensation to persons receiving industrial insurance payments under prior awards, and making an appropriation (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. Rasmussen, *Chairman*.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 639:

Senate Chamber,
Olympia, Wash., March 28, 1967.

Establishing a single rate net income tax (reported by Committee on Ways and Means):

MAJORITY is without recommendation.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Fred H. Dore, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, John N. Ryder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 27, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 529 and Senate Bill No. 545, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 27, 1967.

Mr. President:

The Speaker has signed: Substitute House Bill No. 548, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 27, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 269 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Leland, Whetzel, Sprague.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 23, 1967.

Mr. President:

The House refuses to concur in the Senate amendment to Engrossed Substitute House Bill No. 303 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

On motion of Senator Gissberg, the Senate refused to recede from the Senate amendment to Engrossed Substitute House Bill No. 303 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Substitute House Bill No. 303, Senators Gissberg, Lewis and Knoblauch.

On motion of Senator Mardesich, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 27, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 360, with the exception to the amendment to subsection (5) of new section 4 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Durkan, the Senate refused to recede from its position on Engrossed House Bill No. 360 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 360, Senators Durkan, Atwood and Foley.

On motion of Senator Gissberg, the Conference Committee appointments were confirmed.

The Secretary read:

House of Representatives,
Olympia, Wash., March 23, 1967.

Mr. President:

The House has concurred in the Senate amendments to Substitute House Bill No. 304, except the following amendment:

On page 6, beginning on line 9, strike all of section 11 and renumber the remaining sections consecutively, and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Neill that the Senate do recede from its amendment on page 6, beginning on line 9, which strikes all of section 11, and pass the bill without that amendment.

Debate ensued.

Senator Knoblauch demanded a roll call and the demand was sustained by Senators Kupka, Washington, Bailey, Henry, Connor, Ridder, McMillan, Mardesich, Rasmussen and Talley.

ROLL CALL

The Secretary called the roll and the motion by Senator Neill was lost by the following vote: Yeas, 12; nays, 33; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Donohue, Faulk, Guess, Marquardt, Neill, Pritchard, Ridder, Ryder, Twigg, Williams—12.

Those voting nay were: Senators Bailey, Canfield, Chytil, Connor, Dore, Foley, Freise, Gissberg, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Sandison, Stender, Talley, Uhlman, Washington, Woodall—33.

Absent or not voting: Senators Cooney, Durkan, McCutcheon—3.

Excused: Senator Greive—1.

It was moved by Senator Gissberg that the Senate refuse to recede from its position on Substitute House Bill No. 304, and ask the House for a conference thereon.

Debate ensued.

The motion was carried.

PERSONAL PRIVILEGE

Senator Morgan:

"Mr. President, I would like to speak upon a point of personal privilege.

"I would like to state that I perhaps have taken more of a beating over this partic-

ular bill than any other probably in my entire legislative life, and I want to make it absolutely crystal clear, as former Senator Ed Riley would say, that I am in favor of these mental health community type facilities. I am for assistance for retarded children and these local facilities. I have always voted for veterans' bills and helped create many of these facilities in my area. However, this has been a very controversial subject and this old law extends back into the 1880's, on the soldiers' and sailors' fund, and I wish I had a little bit of magic and could just say, now we'll create this same amount of money here. As Senator Pritchard stated to me, this is what we are here for. This is where we make these decisions. It isn't quite this easy, Senator. This isn't just black and white. There's a gray area here and I have asked the veterans' organizations for indigent funds for families who suffer in our area, and certainly our county commissioners come to me and show me they are spending this residue, and when Dr. Northrup comes to me from a tuberculosis group and states that they need this money, the residue, then I believe him, so these are five of my pets, so to speak, and I have wished I was other than Chairman of the Committee on Public Institutions at times when the mail poured in from over the state. I want this in the record and I hope that the conference committee can come up with some answers. I certainly do. Thank you very much."

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Substitute House Bill No. 304, Senators Knoblauch, Redmon and Talley.

POINT OF ORDER

Senator Woodall:

"Mr. President:

"I believe the conferees you appointed all voted on the same side, on this particular matter, did they not?"

REPLY BY THE PRESIDENT

The President:

"On this particular measure, there were no dissenting votes, Senator."

Senator Woodall:

"Mr. President:

"I was speaking of the vote to concur. That was the issue, whether or not we concurred or receded from the particular amendment. It would appear to me that one of the conferees should be voting on Senator Neill's side."

Senator Rasmussen:

"Mr. President:

"Speaking to the point of order, I believe the rule provides for the final passage of the bill, rather than on amendments, when the committee is appointed."

REPLY BY THE PRESIDENT

The President:

"Senator Woodall, Rule 5 of the Joint Rules states that the presiding officer of each house shall appoint on such conference committee three members selected so as to represent in each case the attitude of the majority and minority upon the subject of the legislation referred to the conference committee. It has long been a custom to base the conference committee appointments on the final passage of the bill. However, the President believes that you do have some basis for your position."

Senator Woodall:

"The question is, it is the point of difference between the two bodies. The point of difference between the two bodies is whether we do or do not concur with a given amendment. That's the point of difference between the two bodies. The point of difference is not the final passage. They are going to confer on this particular amendment and there are two views on it. One view was expressed by Senator Neill's motion and one view was expressed by Senator Gissberg's motion. It would appear to me that one person voting with Senator Neill should be on this committee, otherwise you have three who believe that we should not concur and you have no one representing the other viewpoint."

POINT OF INQUIRY

Senator Stender:

"Mr. President, I'd like to ask Senator Woodall a question in connection with his explanation. This question as I understand it did not require a roll call vote. In the event it had been a voice vote, what would have been the issue at that point?"

Senator Woodall:

"In that instance again the President would ascertain from the discussion or from a standing vote or had a division been requested, so that the two points of views are represented at the conference. That's what the conference is for. You don't send over three conferees who all voted on the same side. They would have nothing to confer about. They are three of a mind to begin with."

Senator Rasmussen:

"Mr. President:

"If we were following Senator Woodall's reasoning, that you would appoint a conference committee on amendments, you could have a half dozen conference committees because people vote different ways on different amendments and it has always been a tradition that they be appointed according to final passage of the bill. This is where you have a record of those who voted for the bill and those who voted against it. I think Senator Woodall is being facetious in his reasoning here that we would appoint conference committees according to the vote on amendments. I never heard of anything like that in all my life."

Senator Woodall:

"Mr. President:

"Of course the mere fact that Senator Rasmussen never heard of it doesn't prove anything, mean anything or add anything. What we are talking about is what the purpose of the conference committee is and that is to resolve the differences between the two bodies, and from time immemorial, the conferees are picked to represent the viewpoints of the differences. Now what is the difference? Do we concur in the House amendment or don't we. That's the point of the difference, so that it would appear to me that one should appoint one representative of Senator Neill's viewpoint. Otherwise you have three of one mind."

RULING BY THE PRESIDENT

The President:

"To make everyone happy, and with all due apologies, the President would like to revise the conferees and appoint Senator Ridder, a yea vote, along with Senator Knoblauch and Senator Redmon."

MOTIONS

Senator Gissberg:

"Then, Mr. President, I move that the conferees as last appointed be confirmed."

The motion was carried and the conference committee appointments as last announced were confirmed.

At 12:30 p.m., on motion of Senator Gissberg, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate, Andrew C. Bahrnsen, Governor of Youth Legislature, and Jon Parker, Legal

Assistant to the Youth Legislature, and appointed a special committee consisting of Senators Bailey, Chytil, Atwood and Talley to escort the members of the Youth Legislature to a place of honor upon the rostrum.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 634, by Senators Neill and Greive:

An Act relating to state and local government; transferring certain powers and duties of the state census board to the planning and community affairs agency; abolishing the state census board; amending section 1, chapter 299, Laws of 1961 and RCW 3.30.010; amending section 35.13.260, chapter 7, Laws of 1965 and RCW 35.13.260; adding a new section to chapter 74, Laws of 1967 (Substitute House Bill No. 78); and declaring an effective date.

Referred to Committee on State Government.

Senate Bill No. 635, by Senator Talley:

An Act relating to the conveyance of certain lands in Wahkiakum county to Fritz Gilbertsen.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 9.

On motion of Senator Woodall, Senate Bill No. 9 was made a special order of business immediately following the luncheon recess tomorrow.

SECOND READING OF BILLS

Senate Bill No. 122, by Senators Dore, Kupka, Keefe, Washington, Rasmussen, Knoblauch and Hallauer (by Facilities and Operations Committee request):

Regulating legislative lobbying.

The Senate resumed consideration of Senate Bill No. 122 and the amendment proposed by Senators Dore and Gissberg, as amended.

On motion of Senator Atwood, the following amendment by Senator Atwood to the amendment was adopted:

Strike the first 10 lines of *NEW SECTION. Sec. 2* and the words "under oath" on line 11 of the mimeographed amendment and substitute therefore the following:

"NEW SECTION. Sec. 2. (1) Any person who shall be engaged for pay or for any consideration for the purpose of attempting to influence the passage or defeat of any legislation by the Legislature of the state of Washington or the approval or veto of any legislation by the Governor of the state of Washington shall register with the president of the Senate and the speaker of the House before doing anything in furtherance of such object and shall give to such officers in writing and under oath."

On motion of Senator Dore, the amendment as amended was adopted.

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 122 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Peterson (Ted):

"Mr. President, would Senator Dore yield to a question:

"Senator, I just wanted to ask you, is there to be a change in Senate Rule 71? Will

this change Senate Rule 71? I was wondering if we could have a list of the lobbyists. Now I saw a little activity of a lobbyist—I don't know if it was actually a lobbyist but one time he was very active and even wig-wagging you might say down to somebody on the floor. How do you find out if it is a lobbyist without making inquiry of the President?"

Senator Dore:

"There is no way you could find out until you went in the President's office and asked the secretary for a list of lobbyists. They are required to register under Senate Rule 71 and I think Senate Rule 71 would be in accordance with this statute. Of course where there is a conflict the statute would govern over the rule."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 122 and the bill passed the Senate by the following vote: Yeas, 44; nays, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Uhlman, Washington, Williams, Woodall—44.

Those voting nay were: Senators Guess, Lennart, McCutcheon, Stender, Twigg—5.

Engrossed Senate Bill No. 122, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Dore, the rules were suspended and Engrossed Senate Bill No. 122 was ordered immediately transmitted to the House.

It was moved by Senator Durkan that the Senate do now consider Engrossed Substitute House Bill No. 639.

The motion was carried.

On motion of Senator Neill, the President declared the Senate to be at ease.

The President called the Senate to order at 3:10 p.m.

Senators Gissberg, Kupka and Bailey demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SECOND READING OF BILLS

Engrossed Substitute House Bill No. 639, by Committee on Revenue and Taxation:

Establishing a single rate net income tax.

The bill was read the second time by sections.

MOTION

It was moved by Senator Ryder that Engrossed Substitute House Bill No. 639 be made a special order of business immediately following the adoption of the Free Conference Committee reports on Engrossed House Bill No. 207 and Engrossed House Bill No. 208.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Durkan yield to a question:

"Senator Durkan, you are a member of the Conference Committee which is supposed to be ironing out the differences in the budget. Have you already predetermined that there shall be no reduction in the budget that the Senate passed?"

Senator Durkan:

"Mr. President:

"It is my position, representing the majority party that all of the reductions that could be made were made in the Senate."

Senator Woodall:

"Then have you also predetermined that it is a balanced budget and needs no new taxes?"

Senator Durkan:

"That's my position at the present time and I have so told the Senate."

Senator Woodall:

"Then you need no new taxes. Why do you want to take up a tax bill at this time?"

Senator Durkan:

"Thank you for asking that question, Senator."

Senator Woodall:

"It's a good one."

Senator Durkan:

"It has been reflected in several press conferences of the Chief Executive of this state that we perhaps were not giving him a fair hearing upon his tax proposals and that they were resting quietly up in the Senate Ways and Means Committee, and if I remember correctly, he said he thought the graveyard was no longer the Senate Rules Committee, but the Senate Ways and Means Committee, so I have done my best to bring out the executive request bills of which this is supposed to be his most important. I think it is only fair that this should be brought to the floor of the Senate so that every one of us should have an opportunity to express our opinion on it."

Senator Woodall:

"I am touched by this most recent display of fairness. Did any member of the Republican Party representing the leadership of the party request that this be brought out today at this time?"

Senator Durkan:

"My reply to your question, Senator, is that I discussed the question of whether or not it was necessary to hold a full meeting of the Ways and Means Committee. I discussed it with the minority caucus chairman and the minority leader was present and they told me they felt it was not necessary to hold a Ways and Means Committee meeting and they would help circulate the bill, which the minority leader did."

Senator Woodall:

"Senator Durkan, I don't believe you have answered my question. Did anyone representing the Republican Party or Governor ask that this measure be brought out and put on today's calendar?"

Senator Durkan:

"Mr. President:

"I have been asked indirectly several times that all executive request bills be brought to the floor of the Senate and I would presume this would be treated the same way."

Senator Woodall:

"Senator Durkan, when you as a lawyer question your witnesses in the practice of law, I hope you get more responsive answers than I have been getting from you."

Debate ensued.

MOTION

It was moved by Senator Kupka that the motion by Senator Ryder be laid upon the table.

Senator Ryder demanded a roll call and the demand was sustained by Senators Chytil, Peterson (Ted), Williams, Guess, Canfield, Bailey, Durkan, Kupka and Mardesich.

ROLL CALL

The Secretary called the roll. The motion was carried and the motion by Senator Ryder was laid upon the table by the following vote: yeas, 29; nays, 20.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—29.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—20.

It was moved by Senator Durkan that the rules be suspended and that Engrossed Substitute House Bill No. 639 be advanced to third reading, the second reading considered the third, and the bill be placed on final passage.

Senator Ryder demanded a roll call and the demand was sustained by Senators Chytil, Peterson (Ted), Williams, Guess, Canfield, Stender, Metcalf, Neill and Redmon.

ROLL CALL

The Secretary called the roll and the motion to suspend the rules was lost by the following vote: Yeas, 29; nays, 20.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—29.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—20.

Engrossed Substitute House Bill No. 639 was passed to the Committee on Rules and Joint Rules for third reading.

PERSONAL PRIVILEGE

Senator Ryder:

"Mr. President, members of the Senate, a matter of personal privilege:

"I would like to report to the Senate that this is a bill that this side of the aisle is

in favor of and at the proper time would like to vote for. The reason we are opposing it today and at this time in the deliberations of this body is that it is not timely, that the bill should not be before us at this time because all of the facts supporting this package are not available to us at this time. As we move along in the deliberations of the Senate, the time will come when this bill should be properly before us and should be timely and at that time we will support it."

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, will Senator Ryder yield to a question:

"Senator Ryder, is the timeliness factor depending upon how many votes you have to raise the sales tax to 4.5 percent? Would that be the right time?"

Senator Ryder:

"Mr. President, Senator Gissberg and members of the Senate:

"I think we made it crystal clear as to what our reason was for calling this bill coming to the floor untimely at the moment, is the fact that the conference committee on the budget has not come to an agreement and has not made a report. The matter of the number of votes which we might or might not have to increase the tax or implement House Joint Resolution No. 29 has nothing to do with the action today."

MOTION

On motion of Senator Dore, the Senate returned to the first order of business.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having given notice, Senator Durkan moved that the Senate do now reconsider the vote by which En-grossed House Bill No. 4 passed the Senate.

Debate ensued.

POINT OF INQUIRY

Senator Greive:

"Mr. President, would Senator Durkan yield:

"I may very well vote with you. I would like to ask two questions in all sincerity. The first is would your approach raise as much money as the present bill?"

Senator Durkan:

"Mr. President:

"The direct answer is, no, it would not raise as much."

Senator Greive:

"How much less?"

Senator Durkan:

"It would be considerably less, somewhere in the area of about \$200,000, but if I could answer, it would be that by taking away the exemption on the use tax for the fuel which is used in the airplane manufacturing and experimental. We would then have approximately between \$50,000 and \$80,000. The fifty to eighty thousand dollars would be used to hire enforcement officers in the Department of Motor Vehicles. Their own brochure which they published points out that there is a half million dollars which is collectible in the state of Washington if they had the enforcement officers to collect it."

Senator Greive:

"I don't pretend to be an expert on this particular subject, but the way it has been explained to me, there are a great number of people who have registered aircraft beyond the state borders of the state of Washington, and that all we are doing is cheating ourselves out of the revenue in that they will register in these other states. Would you tell us what you intend to do on the other bill, because I think a lot of us feel our vote would pretty much depend upon the entire package."

Senator Durkan:

"The answer is, one, the defect in my approach, if any, is that perhaps we won't get as many of the aircraft as we ordinarily would under the direct taxation of fuel tax because some of the aircraft are going to be registered out of the state under a fictitious corporate name and so on. We understand that and there isn't very much we can do about it, but the approach we would use is by shortening the days from ninety to thirty days, which is House Bill No. 3, we would then have the opportunity to come in with these enforcement provisions of House Bill No. 3, and with the additional revenue, we would be able to then exercise the enforcement and hopefully gain that half million dollars which would adequately finance the Department of Motor Vehicles. But I can't assure you that we can get all of the aircraft that are flying in and out of the state of Washington. All I can say is that it is our best judgment that with more enforcement officers, we will be able to collect more of the revenue."

Debate ensued.

MOTION

On motion of Senator Greive, Senator McCormack was excused.

Senator Durkan demanded a roll call and the demand was sustained by Senators Mardesich, Herrmann, Greive, Rasmussen, Stender, Henry, Guess and Peterson (Lowell).

ROLL CALL

The Secretary called the roll and the motion for reconsideration of Engrossed House Bill No. 4 was lost by the following vote: Yeas, 19; nays, 29; absent or not voting, 0; excused, 1.

Those voting yea were: Senators Chytil, Cooney, Durkan, Guess, Herr, Lennart, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Stender, Twigg—19.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, Neill, Rasmussen, Ryder, Sandison, Talley, Uhlman, Washington, Williams, Woodall—29.

Excused: Senator McCormack—1.

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

SECOND READING OF BILLS

House Bill No. 3, by Representatives Copeland, Bottiger and Avey (by Legislative Council request):

Changing aircraft excise and registration laws.

The bill was read the second time by sections.

It was moved by Senator Guess that the following amendment be adopted:

On page 2, line 16, strike section 3 from the printed bill and renumber the remaining sections consecutively.

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

On motion of Senator Henry, the rules were suspended, House Bill No. 3 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 3 and the bill passed the Senate by the following vote: Yeas, 38; nays, 10; absent or not voting, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ryder, Sandison, Twigg, Uhlman, Woodall—38.

Those voting nay were: Senators Guess, Lewis, Mardesich, Pritchard, Redmon, Ridder, Stender, Talley, Washington, Williams—10.

Excused: Senator McCormack—1.

House Bill No. 3, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objections, the Senate reverted to the second order of business.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 27, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 122, have inspected same, and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: Fred H. Dore, Frank W. Foley.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 4:25 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, March 29, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

TWENTIETH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, March 29, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Kupka, McCormack and Mardesich.

On motion of Senator Bailey, Senators Kupka, McCormack and Mardesich were excused.

The Color Guard, consisting of Pages Frank Pritchard, Color Bearer, and Sandy Ross, presented the Colors.

Reverend James J. McGreal, pastor of St. Michael's Parish of Olympia, offered prayer as follows:

"O God, make me an instrument of peace. Where hate dwells, may I bring forgiveness; where discord reigns, may I bring concord; where error prevails, may I proclaim the truth; where there is doubt, may I awaken faith; where there is despair, may I offer hope; where there is sorrow, may I bring joy.

"Lord, let me not seek to be consoled by others, but let me bring consolation to others; let me not strive to be understood, but seek to understand others; let me not yearn to be loved, rather let me love others.

"For to give is to receive; to forget oneself is to find oneself. By forgiving others, we ourselves are forgiven. Through selfless striving, we are drawn toward eternal happiness with you. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 29, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 193,

Senate Bill No. 286,

Substitute Senate Bill No. 584,

Senate Joint Memorial No. 21, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., March 28, 1967.

James R. Ellis, to the position of member of the board of regents of the University of Washington, appointed by the Governor June 8, 1965, for the term ending March 8, 1971, succeeding Mrs. A. Scott Bullitt (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Gordon Sandison, *Chairman.*

We concur in this report: R. Frank Atwood, Damon R. Canfield, Frank W. Foley, Sam C. Guess, Harry B. Lewis, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

It was moved by Senator Sandison that the rules be suspended and that the appointment of James R. Ellis to the position of member of the board of regents of the University of Washington, be now confirmed.

PERSONAL PRIVILEGE

Senator Ryder:

"Mr. President, members of the Senate:

"It is a great deal of pleasure for me to second the nomination for the approval of the name of Mr. Ellis as a member of the board of regents of the University of Washington. Mr. Ellis has been very active in civic and governmental affairs in the state, particularly in King county, and he is the author of many very fine pieces of legislation which have been passed by this body. The development of many ideas for the resolving of problems in local government have been the result of his work. I think we are all familiar with his work and the many, many hours that he has put in as a dedicated citizen to assist in solving the problems of local government. Mr. Ellis, I am sure, would make a very fine member of the board of regents at the University. I think he deserves the support of all of us. I urge you to vote for his approval."

Senator Greive:

"Mr. President, I, too, would like to add my word of praise to Jim Ellis' appointment. I have known him for many years. I have known him as one of the finest attorneys in the state. I have known him as a dedicated worker. He was the original author of the metro system which is one of the greatest improvements in this area. Indeed it is one of the things that people in other states look to the Washington area as an outstanding achievement, something of which we are very proud. Metro has managed to clean up most of the sewerage problem in Seattle and the King county area. He has participated in many, many ventures, most of a non-paid nature, on behalf of the citizens of the state of Washington, either in an official or unofficial capacity. I think he is a wonderful public servant. I think this is a fine appointment and I am very happy to join with Senator Ryder in singing the praises of Jim Ellis."

The motion was carried.

APPOINTMENT OF JAMES R. ELLIS

The Secretary called the roll and the appointment of James R. Ellis to the position of member of the board of regents of the University of Washington, was confirmed by the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 7; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, McCutcheon, McMillan, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Canfield, Guess, Lewis, Marquardt, Morgan, Rasmussen, Talley—7.

Excused: Senators Kupka, McCormack, Mardesich—3.

Having received the approval of the Senate, the appointment of James R. Ellis was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 28, 1967.

George V. Powell, to the position of member of the board of regents of the University of Washington, appointed by the Governor June 8, 1965, for the term ending March 8, 1971, succeeding Herbert S. Little (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, Sam C. Guess, Harry B. Lewis, August P. Mardesich, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

On motion of Senator Gissberg, Senator Durkan was excused.

It was moved by Senator Sandison that the rules be suspended and that the appointment of George V. Powell to the position of member of the board of regents of the University of Washington, be now confirmed.

PERSONAL PRIVILEGE

Senator Sandison:

"Mr. President and members of the Senate:

"Mr. Powell is a former member of the legislature. He is a member of the Uniform Law Commission representing the state of Washington and has served on the executive board of regents. He is very well known throughout the state and has already performed as a Regent for over one year."

Senator Ryder:

"Mr. President:

"It gives me a great deal of pleasure to join with Senator Sandison in asking for the confirmation of George V. Powell as a member of the board of regents of the University of Washington. He has been very well known to me for a long period of years. He is one of the finest representatives in the legal profession in the state and has done a tremendous job for the people of the state in various capacities serving on various boards and civic endeavors.

"As Senator Sandison said, he was a member of the House for several terms and did a yeoman's job there. He became an expert in the tax field, in which he is still very active in an advisory, consultant capacity. I think that Mr. Powell has been a wonderful member of the board of regent at the University and that he will continue to do a fine job. I urge his confirmation."

Senator Dore:

"Mr. President, members of the Senate:

"I would like to join with Senator Ryder and Senator Sandison in recommending the appointment of George V. Powell as a member of the board of regents. I replaced him in the legislature in which he had served some eight years. All of the people in the area thought very highly of George and he served as a Uniform Law Commissioner. I think he was one of the outstanding commissioners and rose to the executive committee of that particular organization. He is a progressive-thinking, hard working person and will be a real asset as he already has been as a member of the board of regents."

The motion was carried.

APPOINTMENT OF GEORGE V. POWELL

The Secretary called the roll and the appointment of George V. Powell to the position of member of the board of regents of the University of Washington, was confirmed by the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Conner, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Canfield, Guess, Rasmussen—3.

Excused: Senators Durkan, Kupka, McCormack, Mardesich—4.

Having received the approval of the Senate, the appointment of George V. Powell was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 28, 1967.

Harold A. Romberg, to the position of member of the board of regents of Washington State University, appointed by the Governor March 9, 1967, for the term ending March 9, 1973, succeeding Dr. Milton W. Durham (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

It was moved by Senator Sandison that the rules be suspended and that the appointment of Harold A. Romberg to the position of member of the board of regents of Washington State University, be now confirmed.

PERSONAL PRIVILEGE

Senator Neill:

"Mr. President:

"It has been my pleasure to have known Mr. Romberg from Spokane for a number of years. I don't know him too well personally, but I know he has been very active in the business community. He is an insurance agent in Spokane and I am certain Mr. Romberg's addition to the board of regents is going to prove to be an asset to that institution."

The motion was carried.

APPOINTMENT OF HAROLD A. ROMBERG

The Secretary called the roll and the appointment of Harold A. Romberg to the position of member of the board of regents of Washington State University, was confirmed by the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 7; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—38.

Absent or not voting: Senators Canfield, Connor, Dore, Guess, Rasmussen, Redmon, Washington—7.

Excused: Senators Durkan, Kupka, McCormack, Mardesich—4.

Having received the approval of the Senate, the appointment of Harold A. Romberg was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 28, 1967.

Robert F. Brachtenbach, to the position of member of board of trustees of Eastern Washington State College, appointed by the Governor August 4, 1966, for the term ending July 29, 1970, succeeding Marjorie Tanke (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Harry B.

Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

It was moved by Senator Sandison that the rules be suspended and that the appointment of Robert F. Brachtenbach to the position of member of the board of trustees of Eastern Washington State College, be now confirmed.

PERSONAL PRIVILEGE

Senator Redmon:

"Mr. President, members of the Senate:

"Bob Brachtenbach is from Yakima county and practices law in Selah. He has been in the legislature as a representative. Right now he is busy with his law business. He represents a good clientele of people that he does business for in that area and I think it will be a real advantage to have him on the board of trustees at Eastern Washington State College. I thoroughly recommend him."

The motion was carried.

APPOINTMENT OF ROBERT F. BRACHTENBACH

The Secretary called the roll and the appointment of Robert F. Brachtenbach to the position of member of the board of trustees of Eastern Washington State College, was confirmed by the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Canfield, Guess, Lennart, Rasmussen—4.

Excused: Senators Durkan, Kupka, McCormack, Mardesich—4.

Having received the approval of the Senate, the appointment of Robert F. Brachtenbach was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 28, 1967.

Burton A. Kingsbury, to the position of member of the board of trustees, of Western Washington State College, appointed by the Governor August 11, 1965, for the term ending June 12, 1971, succeeding Stephen L. Chase (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Sam C. Guess, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

It was moved by Senator Sandison that the rules be suspended and that the appointment of Burton A. Kingsbury to the position of member of the board of trustees of Western Washington State College, be now confirmed.

PERSONAL PRIVILEGE

Senator Atwood:

"Mr. President and members of the Senate:

"I cannot recommend Burton Kingsbury too highly for your approval. He is a reappointee to this board and instrumental in bringing Western Washington State College to its present position of eminence in the field of higher education in this state. Burton Kingsbury is an outstanding attorney, a former member of the Board of Governors, of the Washington State Bar. His major extra-curricular activity and interest is

in higher education and he has served on Western Washington State College Board for some six years. This is a reappointment, following four years in which he was not on the board. I urge your support for Burton Kingsbury."

The motion was carried.

APPOINTMENT OF BURTON A. KINGSBURY

The Secretary called the roll and the appointment of Burton A. Kingsbury to the position of member of the board of trustees of Western Washington State College, was confirmed by the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Canfield, Donohue, Freise, Guess, Lennart, Rasmussen—6.

Excused: Senators Kupka, McCormack—2.

Having received the approval of the Senate, the appointment of Burton A. Kingsbury was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 28, 1967.

James D. Kendall, to the position of member of the board of trustees of Central Washington State College, appointed by the Governor June 20, 1966, for the term ending June 12, 1973, succeeding Selma Therriault (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

It was moved by Senator Sandison that the rules be suspended and that the appointment of James D. Kendall to the position of member of the board of trustees of Central Washington State College, be now confirmed.

PERSONAL PRIVILEGE

Senator Washington:

"Mr. President, members of the Senate:

"James Kendall is a practicing attorney in Quincy in the Columbia River basin area. I am very well acquainted with him. He again is a person with a great deal of public interest. He has an excellent reputation all through the area in which he resides. He has worked, of course, on the Board of Trustees since his appointment. He has been very effective to date. I can't recommend him too highly for this position. He will make an excellent trustee and I urge your support."

The motion was carried.

APPOINTMENT OF JAMES D. KENDALL

The Secretary called the roll and the appointment of James D. Kendall to the position of member of the board of trustees of Central Washington State College, was confirmed by the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 7; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Lewis, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Guess, Henry, Lennart, McCutcheon, McMillan, Pritchard, Stender—7.

Excused: Senators Kupka, McCormack—2.

Having received the approval of the Senate, the appointment of James D. Kendall was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 28, 1967.

Lyle W. Neff, to the position of member of the board of regents of Washington State University, appointed by the Governor March 9, 1967, for the term ending March 9, 1973, succeeding Dr. Harry H. Pitluck (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, John N. Ryder, Wes C. Uhlman.

It was moved by Senator Sandison that the rules be suspended and that the appointment of Lyle W. Neff to the position of member of the board of regents of Washington State University, be now confirmed.

PERSONAL PRIVILEGE

Senator Sandison:

"Mr. President, members of the Senate:

"Lyle Neff is a resident of Franklin county and a former member of the Pasco school board. He was very active in the formation of the Columbia Basin College, one of our outstanding community colleges, and at the present time he is a cattleman and retail fertilizer dealer."

The motion was carried.

APPOINTMENT OF LYLE W. NEFF

The Secretary called the roll and the appointment of Lyle W. Neff to the position of member of the board of regents of Washington State University, was confirmed by the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lewis, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Hallauer, Lennart, Marquardt, Pritchard—4.

Excused: Senators Kupka, McCormack—2.

Having received the approval of the Senate, the appointment of Lyle W. Neff was confirmed.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Bill No. 510:

Senate Chamber,
Olympia, Wash., March 20, 1967.

Regulating outdoor advertising within rights of way and upon lands adjacent to certain state highways (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Wilbur G. Hallauer, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Richard G. (Dick) Marquardt, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 634:

Senate Chamber,
Olympia, Wash., March 28, 1967.

Abolishing state census board and transferring powers and duties to the planning and community affairs agency (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Jack Metcalf, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 762:

Senate Chamber,
Olympia, Wash., March 28, 1967.

Implementing law relating to county and joint county-city hospitals (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Fred H. Dore, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 28, 1967.

Mr. President:

The House has passed: Senate Bill No. 193,

Engrossed Senate Bill No. 286,

Substitute Senate Bill No. 584, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 29, 1967.

Mr. President:

The Speaker has signed: House Bill No. 3,

House Bill No. 4, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 28, 1967.

Mr. President:

The House has passed: Reengrossed House Bill No. 931, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

HOUSE AMENDMENTS TO SENATE BILLS

House of Representatives,
Olympia, Wash., March 28, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 355 with the following amendments:

Strike the Senate amendment by the Committee on Highways to page 1, section 1, line 22, thus restoring the bill to its original form and on page 1, section 1, line 23 of the printed bill, after "radius of" and before "miles" strike "twenty-five" and insert "fifty"

On page 3, section 4, line 28 of the printed and engrossed bill, after "deposited in the" and before "fund" strike "motor vehicle" and insert "highway safety", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Washington, the Senate concurred in the House amendments to Engrossed Senate Bill No. 355.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 355, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Those voting nay were: Senators Donohue, McMillan—2.

Absent or not voting: Senator Gissberg—1.

Excused: Senators Kupka, McCormack—2.

Engrossed Senate Bill No. 355, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., March 28, 1967.

Mr. President:

The House has passed: Senate Bill No. 363 with the following amendment:

On page 4, section 7, line 26, after "council" and before the period insert "as provided for state officials and employees generally in chapter 43.03 RCW", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Pritchard, the Senate concurred in the House amendments to Senate Bill No. 363.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 363, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senators Kupka, McCormack—2.

Senate Bill No. 363, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 20, by Senators Canfield, Donohue, Talley, Metcalf, Henry, Hanna, Marquardt and Lennart:

Requesting the attorney general to prevent and remedy occurrences of unfair practices related to the dairy industry.

On motion of Senator Canfield, the rules were suspended and additional names were permitted as sponsors to Senate Concurrent Resolution No. 20.

On motion of Senator Canfield, the rules were suspended, Senate Concurrent Resolution No. 20 was advanced to second reading and read the second time in full.

On motion of Senator Canfield, the rules were suspended, Senate Concurrent Resolution No. 20 was advanced to third reading, the second reading considered the third and the resolution placed on final passage.

Debate ensued.

MOTIONS

On motion of Senator Hallauer, the rules were suspended, and Senate Concurrent Resolution No. 20 was returned to second reading for the purpose of amendment.

On motion of Senator Hallauer, the following amendment was adopted:

Beginning on line 14, insert a new paragraph as follows:

"Whereas, Present statutes require the attorney general to protect consumers as well as wholesalers and retailers in all aspects of trade and a proper balance of equities in enforcement of law is necessary;"

On motion of Senator Canfield, the rules were suspended, Engrossed Senate Concurrent Resolution No. 20 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

Reengrossed House Bill No. 931, by Representatives Holman, Humiston and McCaffree (by Executive request):

An Act relating to taxation; adding a new chapter to chapter 15, Laws of 1961 and to Title 82 RCW; amending section 82.02.020, chapter 15, Laws of 1961 and RCW 82.02.020; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 9 on third reading.

THIRD READING OF BILL

Senate Bill No. 9, by Senators Gissberg and Woodall (by Legislative Council request):

Regulating public charitable trusts.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Senate Bill No. 9 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 9 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hal-lauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—43.

Absent or not voting: Senators Donohue, Dore, Durkan, Williams—4.

Excused: Senators Kupka, McCormack—2.

Senate Bill No. 9, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the seventh order of business.

SECOND READING OF BILLS

Senate Bill No. 219, by Senators Peterson (Lowell), Ryder and Dore (by State Capitol Committee request):

Amending boundaries of the east capitol site.

REPORT OF STANDING COMMITTEE

Senate Bill No. 213:

Senate Chamber,
Olympia, Wash., March 27, 1967.

Amending boundaries of the east capitol site (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass with the following amendments:

On page 1, insert new section 1 to read as follows:

"Section 1. Section 1, chapter 170, Laws of 1913, as last amended by section 1, chapter 115, Laws of 1937, and RCW 79.16.180 are each amended to read as follows:

The rents hereinafter to be paid under existing or future leases of harbor areas [and also of], tidelands, shorelands and beds of navigable waters belonging to the state of Washington, the proceeds of which are not otherwise directed to a particular fund or account, shall be [hereafter disposed of as follows:

In cases where the leased harbor area or tideland is situated within the territorial limits of a port district already created or to be hereafter created under the laws of the state of Washington, seventy-five percent of the rents received for such cases shall be paid by the state treasurer to the county treasurer of the county wherein such port district is situated for the use of such port district and go into a special fund to be

expended only for harbor or waterfront improvement purposes and the remaining twenty-five percent shall be paid into the general fund of the state treasury; except that in cases where the port district itself shall have constructed or shall own structures or improvements situate upon leased harbor areas, or tidelands, the entire rentals of such improved area or tideland shall go to such port district. In all other cases seventy-five percent of the rents shall be paid by the state treasurer into the county treasury of the county in which the leased harbor areas or tidelands are situated, the same to go into a special fund known as the "harbor improvement fund", and to be disbursed only for harbor or harbor improvement purposes; and the remaining twenty-five percent shall be paid into the general fund of the state treasury. In cases where any leased harbor area or tideland is situated within the limits of any incorporated city or town and is not embraced within the area of any port district, the county commissioners of the county shall allocate the funds received from the lease thereof to the municipal authorities of such city or town, to be expended by said authorities for harbor or waterfront purposes. The state treasurer being hereby authorized and directed to make such payments to the respective county treasurers for the use of such port districts or counties, as the case may be, on the first days of July and January of each year, of all moneys in his hands on such dates payable under the terms of this section to such port district and counties respectively] *deposited in the capitol purchase and development account of the general fund and shall only be subject to appropriation for purchasing, improving, and managing the east capitol site.*"

Renumber old section 1 as section 2.

On page 1, line 1, following the words "Relating to" strike "the state capitol" and insert "public lands"

On page 2, following old section 1 (renumbered section 2), add a new section to read as follows:

"*NEW SECTION. Sec. 3. All moneys received by the state from the sale of tidelands, and shorelands, and from the sale of valuable materials from tidelands, shorelands, beds of navigable waters and harbor areas [lying within the incorporated limits of any city or town], the proceeds of which are not otherwise directed to a particular fund or account, shall be deposited in the capitol purchase and development account of the general fund, the creation of which is hereby authorized. This account shall only be subject to appropriation for purchasing, improving, and managing the east capitol site.*"

Renumber old Sec. 2 as Sec. 4.

On page 1, line 2, following "site;" insert "providing for the disposition of funds received from sales and leases of harbor areas, tidelands, shorelands, beds of navigable waters and valuable materials therefrom; amending section 1, chapter 170, Laws of 1913, as last amended by section 1, chapter 115, Laws of 1937, and RCW 79.16.180; amending section 9, chapter 167, Laws of 1961 and RCW 79.24.580;"

Lowell Peterson, *Chairman.*

We concur in this report: Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Gordon Sandison, John H. Stender, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the committee amendment to page 1, section 1, adding a new section, was laid upon the table.

MOTIONS

It was moved by Senator Talley that Senate Bill No. 219 be referred to the Committee on Ways and Means.

Debate ensued.

Senator Talley demanded a roll call and the demand was sustained by Senators Peterson (Ted), Greive, Uhlman, Herr, Dore, Morgan, Ridder, Cooney, Henry and Twigg.

ROLL CALL

The Secretary called the roll. The motion by Senator Talley was lost by the following vote: Yeas, 14; nays, 32; absent or not voting, 1; excused, 2.

Those voting yea were: Senators Bailey, Connor, Greive, Henry, Herr, Herrmann, Keefe, Lennart, Morgan, Peterson (Ted), Ridder, Sandison, Talley, Uhlman—14.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Knoblauch, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ryder, Stender, Twigg, Washington, Williams, Woodall—32.

Absent or not voting: Senator Durkan—1.

Excused: Senators Kupka, McCormack—2.

On motion of Senator Rasmussen, Senate Bill No. 219 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 656.

THIRD READING OF BILLS

Engrossed Senate Bill No. 280, by Senators Henry, Kupka, Knoblauch and Neill (by Departmental request):

Licensing motor vehicle dealers and salesmen.

On motion of Senator Henry, the rules were suspended, Engrossed Senate Bill No. 280 was returned to second reading for the purpose of amendment.

On motion of Senator Henry, the following amendments by Senators Henry and Williams were adopted:

On page 14, section 17, line 3, strike all the language in lines 3 to 12 inclusive and insert the following:

"The director shall revoke or refuse to issue a motor vehicle dealer's license for a franchise replacing a cancelled or terminated franchise if a civil action pursuant to section 21 is pending and was filed within 60 days following the written notification of the cancellation or nonrenewal of an existing franchise and a certified copy of said complaint alleging the date of said notification is filed with the department within said 60 days by the complaining motor vehicle dealer. The court may, however, in order to maintain adequate and competitive service in the area or upon a showing of good cause by the manufacturer, distributor, or factory branch order the director to issue said motor vehicle dealer's license if the dealer complies with other sections of chapter 46.70 RCW."

On page 15, section 18, line 3, strike all the language in lines 3 to 8 inclusive and insert the following:

"Upon the filing of a complaint pursuant to section 21 by a complaining motor vehicle dealer within 60 days following the written notification of the cancellation or nonrenewal of the existing franchise, any cancelled or nonrenewed franchise of said complaining dealer shall stay in full force and effect until the complaint has been expeditiously disposed of, unless the court, pursuant to section 17 of this amendatory act, has ordered the director to issue a motor vehicle dealer's license to a new franchisee."

On page 16, section 21, line 30, strike all the language in lines 30 to 33 inclusive, on page 16, and in lines 1 to 5 inclusive on page 17, and insert the following:

"Any person who is injured in his business or property by a violation of this amendatory act, or any person so injured because he refuses to accede to a proposal for an arrangement which, if consummated, would be in violation of this amendatory act, may bring a civil action in the superior court to enjoin further violations, to recover the actual damages sustained by him together with the costs of the suit, including a reasonable attorney's fee.

Any person recovering judgment or whose claim has been dismissed with prejudice against a manufacturer, distributor or factory representative or branch pursuant to section 16 (5) (b) and 21 of this amendatory act shall, upon full payment of said judgment, or upon the dismissal of such claim, execute a waiver in favor of the judgment debtor or defendant of any claim arising prior to the date of said judgment or dismissal under the Federal Automobile Dealer Franchise Act, 15 United States Code Sections 1221-1225. Any person having recovered full payment for any judgment or whose claim has been dismissed with prejudice under said Federal Automobile Dealer Fran-

chise Act shall have no cause of action under this section for alleged violation of Section 16 (5) (b) of this amendatory act, with respect to matters arising prior to the date of said judgment.

A civil action brought in the superior court pursuant to the provisions of section 21 of this amendatory act must be filed no later than one year following the alleged violation of this amendatory act."

On page 17, section 22, line 14, after "section" and before "of" strike "23" and insert "21"

On motion of Senator Henry, the rules were suspended, Reengrossed Senate Bill No. 280 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 280 and the bill passed the Senate by the following vote: Yeas, 41; nays, 4; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—41.

Those voting nay were: Senators Gissberg, Guess, Keefe, Twigg—4.

Absent or not voting: Senators Durkan, Mardesich—2.

Excused: Senators Kupka, McCormack—2.

Reengrossed Senate Bill No. 280, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Henry, the rules were suspended and Engrossed Senate Bill No. 280 was ordered immediately transmitted to the House.

Reengrossed Substitute House Bill No. 403, by Committee on State Government and Legislative Procedures:

Providing for payment of moving expenses of state deputies and other employees.

On motion of Senator Lewis the rules were suspended, the second reading considered the third, and Reengrossed Substitute House Bill No. 403 was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Lewis yield to a question:

"Is there any limit on how much money we can spend on this type of expense? What safeguard is there, Senator, in this area?"

Senator Lewis:

"Senator, this area is adequately protected. In the first place, as far as bringing new people in, it restricts it only to those in the top positions that would be required in state government. It is not liberally construed to include all employees, but only in those areas where we are in severe competition with private industry and other states which have these devices. In our own particular location out here in the western part of the country, many times it is impossible to hire somebody from New York or Chicago or Louisiana because they cannot afford to move out here without this type of

legislation. It will of course be tied to appropriations by the legislature, so I think that is a safeguard."

Senator Lennart:

"One more question, will it include all interim committees that we have now or will have in the future?"

Senator Lewis:

"No, sir, this does not have anything to do with interim committees. This is only state personnel."

Senator Canfield:

"Will Senator Lewis yield to another question:

"Did I understand you to say it applied only to certain select employees? As I read the bill, it applies on page 1, line 22, to any state office, commission or department paying the moving expenses of new employees."

Senator Lewis:

"Senator Canfield, Senator Lennart was talking about travel expenses. You are talking about moving expenses. You are correct in your reading, but Senator Lennart's question applied to travel expenses for prospective employees."

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"Would Senator Lewis yield to another question, Mr. President:

"Under this bill then how much is the new rate for state employees that are away from home on per diem?"

Senator Lewis:

"There is no new rate of per diem, Senator. This is only travel."

Senator Bailey:

"Solely travel?"

Senator Lewis:

"Solely travel where the employee is required to travel by the state, sometimes for a week or two weeks at a time and in most cases employees are forced to go to a bank to borrow money before they go. Otherwise they are carrying this expense over a long period of time. There is no change in the rate other than in the optional area of mileage where it is only optional that they change from eight to ten cents but this is controlled by our appropriations. This is an advance on expense accounts so that they can get an advance ahead of time before they leave."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Substitute House Bill No. 403 and the bill passed the Senate by the following vote: Yeas, 43; nays, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lewis, McCutcheon, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Those voting nay were: Senators Gissberg, Lennart, McMillan, Marde-sich—4.

Excused: Senators Kupka, McCormack—2.

Reengrossed Substitute House Bill No. 403, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 318, by Senator Mardesich:

Increasing salaries of county officers by twenty percent.

On motion of Senator Mardesich the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 318 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 318 and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—43.

Voting nay was: Senator Donohue—1.

Absent or not voting: Senators McCutcheon, Metcalf, Uhlman—3.

Excused: Senators Kupka, McCormack—2.

Engrossed Senate Bill No. 318, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 31, by Senators Dore and Connor:

Providing additional funds for treatment of alcoholism, and increasing beer and wine licensing fees.

On motion of Senator Dore the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 31 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 31 and the bill passed the Senate by the following vote: Yeas, 39; nays, 4; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Woodall—39.

Those voting nay were: Senators Greive, Peterson (Lowell), Sandison, Williams—4.

Absent or not voting: Senators Cooney, Durkan, Keefe, Pritchard—4.

Excused: Senators Kupka, McCormack—2.

Engrossed Senate Bill No. 31, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Substitute Senate Bill No. 79, by Committee on Agriculture and Horticulture:

Regulating the dairy industry and prices therein.

It was moved by Senator Hanna that Engrossed Substitute Senate Bill No. 79 be referred to the Committee on Agriculture and Horticulture.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Connor, Henry, Talley, Sandison, Guess, Marquardt, Uhlman, Ridder and Knoblauch.

ROLL CALL

The Secretary called the roll. The motion was carried and Engrossed Substitute Senate Bill No. 79 was referred to the Committee on Agriculture and Horticulture by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Donohue, Durkan, Pritchard—3.

Excused: Senators Kupka, McCormack—2.

MOTION

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 1:55 p.m.

SECOND READING OF BILLS

Senate Bill No. 622, by Senators Herrmann, Neill and Durkan:

Authorizing supervisor of banking to fix reserve requirements within prescribed limits.

The bill was read the second time by sections.

On motion of Senator Hallauer, the following amendments were adopted:

On page 2 add a new section after section 1 as follows:

"NEW SECTION. Sec. 2. There is added to chapter 33, Laws of 1955 and to chapter 30.04 RCW a new section to read as follows:

Any funds of any agricultural commodity commission may be invested in savings or time deposits in banks, trust companies and mutual savings banks which are doing business in this state, up to the amount of insurance afforded such accounts by the

Federal Deposit Insurance Corporation. This section shall apply to all funds which may be lawfully so invested, which in the judgment of any agricultural commodity commission are not required for immediate expenditure. The authority granted by this section is not exclusive and shall be construed to be cumulative and in addition to other authority provided by law for the investment of such funds."

In line 1 of the title after "companies" and before "; and amending" insert "and mutual savings banks; adding a new section to chapter 33, Laws of 1955 and to chapter 30.04 RCW"

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 622 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 622 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytill, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Dore, Herr, Talley, Twigg—4.

Excused: Senator McCormack—1.

Engrossed Senate Bill No. 622, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Herrmann, the rules were suspended and Engrossed Senate Bill No. 622 was ordered immediately transmitted to the House.

SIGNED BY THE PRESIDENT

**The President signed: Substitute Senate Bill No. 206,
House Bill No. 3,
House Bill No. 4,
House Bill No. 548.**

Engrossed House Bill No. 224, by Representatives Bottiger, Sawyer and Harris:

Providing interest, collection costs and attorney's fees for certain checks dishonored by nonacceptance or nonpayment.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 224:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Providing interest, collection costs and attorney's fees for certain checks dishonored by nonacceptance or nonpayment (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 9 of the engrossed bill, being line 8 of the committee amendment, after "been" and before "within" strike "make good" and insert "paid"

On page 1, section 1, line 10 of the engrossed bill, being line 9 of the committee amendment to section 1, after "days" strike "of" and insert "after"

On page 1, section 1, line 20 of the engrossed bill, being line 26 of the committee amendment, after "any" and before "stop" strike "valid" and insert "justifiable"

Wes C. Uhlman, *Chairman*,
, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, Mike McCormack, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Woodall, the following amendments were adopted:

On page 1 following section 1 of the engrossed bill add eight new sections as follows:

"NEW SECTION. Sec. 2. Sections 2 through 8 of this act are enacted in order to protect the residents of this state from debts bearing burdensome interest rates; and in order to better effect the policy of this state to use this state's policies and courts to govern the affairs of our residents and the state; and in recognition of the duty to protect our citizens from oppression generally.

NEW SECTION. Sec. 3. There is added to chapter 80, Laws of 1899 and to chapter 19.52 RCW a new section to read as follows:

Whenever a loan or forbearance is made outside Washington state to a person then residing in this state the usury laws found in chapter 19.52 RCW, as now or hereafter amended, shall be applicable in all courts of this state to the same extent such usury laws would be applicable if the loan or forbearance was made in this state.

Sec. 4. Section 2, chapter 80, Laws of 1899 and RCW 19.52.020 are each amended to read as follows:

Any rate of interest not exceeding twelve percent per annum agreed to in writing by the parties to the contract shall be legal, and no person shall directly or indirectly take or receive in money, goods, or things in action, or in any other way, in a greater interest, sum or value for the loan or forbearance of any money, goods or things in action than twelve percent per annum: *Provided, That in any loan of money in which the funds advanced do not exceed the sum of five hundred dollars, a setup charge may be charged and collected by the lender, and such setup charge shall not be considered interest hereunder: Provided Further, That such setup charge does not exceed four percent of the amount of funds advanced, or fifteen dollars, whichever is the lesser, except that on loans of under one hundred dollars a minimum not exceeding four dollars may be so charged.*

Sec. 5. Section 7, chapter 80, Laws of 1899 and RCW 19.52.030 are each amended to read as follows:

(1) If a greater rate of interest than is [hereinbefore] allowed by statute shall be contracted for or received or reserved, the contract shall be *usurious*, but shall not, therefore, be void [; but]. If any action on such contract proof be made that greater rate of interest has been directly or indirectly contracted for or taken or reserved, the [plaintiff] creditor shall only [recover] be entitled to the principal, less the amount of interest accruing thereon at the rate contracted for [, and the defendant shall recover costs]; and if interest shall have been paid, [judgment shall be for] the creditor shall only be entitled to the principal less twice the amount of the interest paid, and less the amount of all accrued and unpaid interest; and the debtor shall be entitled to costs and reasonable attorneys' fees plus the amount by which the amount he has paid under the contract exceeds the amount to which the creditor is entitled: *Provided, That the debtor may not commence an action on the contract to apply the provisions of this section if a loan or forbearance is made to a corporation engaged in a trade or business for the purposes of carrying on said trade or business unless there is also, in connection with such loan or forbearance, the creation of liability on the part of a natural person or his property for an amount in excess of the principal plus interest allowed pursuant to RCW 19.52.020. The reduction in principal shall be applied to diminish pro rata each future installment of principal payable under the terms of the contract.*

(2) The acts and dealings of an agent in loaning money shall bind the principal, and in all cases where there is [illegal] *usurious* interest contracted for by the transaction of any agent the principal shall be held thereby to the same extent as though he had acted in person. And where the same person acts as agent of the borrower and lender, he shall be deemed the agent of the lender for the purposes of this act. *If the*

agent of both the borrower and lender, or of the lender only, transacts a usurious loan for a commission or fee, such agent shall be liable to his principal for the amount of the commission or fee received or reserved by the agent, and liable to the lender for the loss suffered by the lender as a result of the application of this act.

NEW SECTION. Sec. 6. There is added to chapter 80, Laws of 1899 and to chapter 19.52 RCW a new section to read as follows:

The debtor, if a natural person, or the creditor may bring an action for declaratory judgment to establish whether a loan or forbearance contract is or was usurious, and such an action shall be considered an action on the contract for the purposes of applying the provisions of section 5 of this 1967 amendatory act. Such an action shall be brought against the current creditor or debtor on the contract or, if the loan or debt has been fully repaid, by the debtor against the creditor to whom the debtor was last indebted on the contract. No such an action shall be commenced after six months following the date the final payment becomes due, whether by acceleration or otherwise, nor after six months following the date the principal is fully paid, whichever first occurs. If the debtor commences such an action and fails to establish usury, and if the court finds the action was frivolously commenced, the defendant or defendants may, in the court's discretion, recover reasonable attorney's fees from the debtor.

NEW SECTION. Sec. 7. There is added to chapter 80, Laws of 1899 and to chapter 19.52 RCW a new section to read as follows:

Entering into or transacting a usurious contract is hereby declared to be an unfair act or practice in the conduct of commerce for the purpose of the application of the consumer protection act found in chapter 19.86 RCW.

NEW SECTION. Sec. 8. If any provision of this chapter is declared unconstitutional, or the applicability thereof to any person or circumstance is held invalid, the constitutionality of the remainder of the chapter and the applicability thereof to other persons and circumstances shall not be affected thereby.

NEW SECTION. Sec. 9. The provisions of this 1967 amendatory act shall not apply to transactions entered into prior to the effective date hereof.

In line 3 of the title, after "RCW" insert "; amending section 2, chapter 80, Laws of 1899 and RCW 19.52.020; amending section 7, chapter 80, Laws of 1899 and RCW 19.52.030; adding new sections to chapter 80, Laws of 1899 and to chapter 19.52 RCW; and prescribing penalties"

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 224 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 224 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Dore, Hallauer, Herr, McMillan, Talley—5.
Excused: Senator McCormack—1.

Engrossed House Bill No. 224 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 413, by Representatives Perry, Leland and Heavey:

Increasing amount of electricians' license bond.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 413 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 413 and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—44.

Voting nay was: Senator Woodall—1.

Absent or not voting: Senators Dore, Hallauer, Herr—3.

Excused: Senator McCormack—1.

Engrossed House Bill No. 413, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 464, by Senators McCormack, Uhlman and Woodall:

Increasing liability of parents for their minor children's malicious or willful torts.

The bill was read the second time by sections.

On motion of Senator Freise, the following amendments by Senators Freise and Uhlman were adopted:

On page 1 after section 1 add the following:

NEW SECTION. Sec. 2. A covenant, promise, agreement or understanding in, or in connection with or collateral to, a contract or agreement relative to the construction, alteration, repair, addition to, subtraction from, improvement to, or maintenance of, any building, highway, road, railroad, excavation, or other structure, project, development, or improvement attached to real estate, including moving and demolition in connection therewith, purporting to indemnify against liability for damages arising out of bodily injury to persons or damage to property caused by or resulting from the sole negligence of the indemnitee, his agents or employees is against public policy and is void and unenforceable.

NEW SECTION. Sec. 3. There is added to the Code of 1881 and to Title 4 RCW, a new chapter to read as set forth in sections 4 through 7 of this act.

NEW SECTION. Sec. 4. Whenever the removal of such action to superior court is required in order to acquire jurisdiction over a third party defendant, who is or may be liable to the defendant for all or part of the judgment and resides outside the county wherein the action was commenced, any civil action which could have been brought in superior court may, if commenced in justice court, be removed by the defendant or defendants to the superior court for the county where such action is pending if the court determines that there are reasonable grounds to believe that a third party may be liable to the plaintiff and issues an order so stating.

Whenever a separate or independent claim or cause of action which would be removable if sued upon alone, is joined with one or more otherwise nonremovable claims or causes of action, the entire case may be removed and the superior court may determine all issues therein, or, in its discretion, may remand all matters not otherwise within its original jurisdiction.

NEW SECTION. Sec. 5. (1) A defendant or defendants desiring to remove any civil action from a justice court as authorized by section 4 of this act shall file in the superior court in the county where such action is pending, a verified petition containing a short and plain statement of the facts which entitle him or them to removal together with a copy of all process, pleadings and orders served upon him or them in such action.

(2) The petition for removal of a civil action or proceeding shall be filed within twenty days after the receipt by the defendant, through service or otherwise, of a copy of the initial pleading setting forth the claim for relief upon which such action or proceeding is based.

If the case stated by the initial pleading is not removable, a petition for removal may be filed within twenty days after receipt by the defendant, through service or otherwise, of a copy of an amended pleading, motion, order or other paper, including the defendant's answer, from which it may first be ascertained that the case is or has become removable.

(3) Promptly after the filing of such petition the defendant or defendants shall give written notice thereof to all adverse parties and shall file a copy of the petition with the justice court, which shall effect the removal and the justice court shall proceed no further unless and until the case is remanded.

NEW SECTION. Sec. 6. In any case removed from justice court under the provisions of this act, the superior court may issue all necessary orders and process to bring before it all proper parties whether served by process issued by the justice court or otherwise.

If at any time before final judgment it appears that the case was removed improvidently and without jurisdiction, the superior court shall remand the case, and may order the payment of just costs. A certified copy of the order of remand shall be mailed by the clerk of the superior court to the justice court. The justice court may thereupon proceed with such case.

NEW SECTION. Sec. 7. Whenever any action is removed from a justice court to a superior court under the provisions of this act, any attachment or sequestration of the property of the defendant in such action in the justice court shall remain in the custody of the sheriff to answer the final judgment or decree in the same manner as would have been held to answer had the cause been brought in the superior court originally."

Beginning in line 1 of the title after "Relating to" strike all of the matter down to and including "children" in line 2 and insert "civil actions and procedure; adding new sections to Title 4 RCW"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 464 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 464 and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Williams, Woodall—43.

Those voting nay were: Senators Rasmussen, Uhlman—2.

Absent or not voting: Senators Durkan, Herr, Washington—3.

Excused: Senator McCormack—1.

Engrossed Senate Bill No. 464, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTE

I voted no on Senate Bill No. 464 so that I may be eligible for appointment to a Conference Committee if one is necessary. I favor the bill; I am one of the sponsors.

(Signed) Senator Wes C. Uhlman

Engrossed House Bill No. 492, by Representatives Berentson, Veroske and Sawyer:

Authorizing commission on harbor line to change, relocate or reestablish harbor lines on Fidalgo Bay.

The bill was read the second time by sections.

It was moved by Senator Greive that the following amendment be adopted:

On page 1, section 1, line 17, add a new section as follows:

"NEW SECTION. Sec. 2. The commission on harbor lines is hereby authorized and directed to relocate that portion of the inner harbor line established June 30, 1927, by the filing in the office of the commissioner of public lands of the "Maps of Seattle Tide Lands, Extension No. 1" between the angle point in the inner harbor line at the most easterly corner of Lot 22, Block 431-A, Seattle Tide Lands, Extension No. 1, (vicinity of Harbor Avenue Southwest and West Florida Street), as shown on sheet 57 of said maps and the south line of Lot 9, Block 482, Seattle Tide Lands, Extension No. 1 (Lincoln Park), as shown on sheet 72 of said maps, by establishing said inner harbor line coincident with the existing line of ordinary high tide between said limits.

Said relocation shall in no way effect any license or building permit pertaining to the area involved hereinabove and which was issued by the City of Seattle prior to June, 1966, or any renewal of such license or permit granted prior to the time this act takes effect."

Debate ensued.

The motion was carried and the amendment by Senator Greive was adopted.

It was moved by Senator Talley that the following amendment be adopted:

Add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. Upon the payment to the state of Washington of a reasonable sum therefor, which sum shall be deposited to the state general fund when received by the treasurer of the state of Washington, the commissioner of public lands, for the department of natural resources, is authorized and directed to certify to the governor and secretary of state that such payment has been made on the following described real property in Wahkiakum county, Washington: 'All the accrued tidelands adjacent to that tract of land containing approximately 39.75 acres lying between lands deeded to Lars O. Pederson by deed recorded in book L, page 5, records of Wahkiakum county, Washington and lands deeded to William Vog, by deed recorded in book K, pages 429 and 430, records of Wahkiakum county, Washington, said property being a portion of the Northwest quarter of the Northeast quarter of Government lot 4 in section 25, Township 8 North, Range 6 West of the Willamette Meridian. Said tidelands beginning west some 299.64 feet from section line 25, then south 150 feet more or less to low water, thence west 730 feet more or less, thence north 450 feet more or less to the bank of the Columbia river, thence east some 730 feet more or less to the point of beginning;' and the governor is hereby authorized and directed forthwith to execute and the secretary of state authorized and directed forthwith to attest a deed conveying such lands to Fritz Gilbertsen."

In line 1 of the title after "lines" and before the semicolon insert ", including tidelands adjacent thereto"

Debate ensued.

With leave of the Senate, the amendment was withdrawn.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 492 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 492 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 40; nays, 5; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington—40.

Those voting nay were: Senators Andersen, Guess, Marquardt, Neill, Woodall—5.

Absent or not voting: Senators Herr, Twigg, Williams—3.

Excused: Senator McCormack—1.

Engrossed House Bill No. 492 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator Greive that the Senate immediately consider Engrossed Substitute House Bill No. 639 on third reading.

The motion was carried.

THIRD READING OF BILLS

Engrossed Substitute House Bill No. 639, by Committee on Revenue and Taxation:

Establishing a single rate net income tax.

It was moved by Senator Ryder that Engrossed Substitute House Bill No. 639 on third reading be made a special order of business immediately following adoption of the reports of Free Conference Committee on Engrossed House Bills No. 207 and 208.

Debate ensued.

It was moved by Senator Gissberg that the motion by Senator Ryder be laid upon the table.

Senators Gissberg, Durkan and Sandison demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator McCormack who was excused.

On motion of Senator Durkan, the Senate proceeded under the Call of the Senate.

Senator Ryder demanded a roll call on the motion by Senator Gissberg to table the motion by Senator Ryder and the demand was sustained by Sena-

tors Woodall, Atwood, Neill, Chytil, Williams, Canfield, Peterson (Ted), Faulk, Rasmussen and Marquardt.

ROLL CALL

The Secretary called the roll and the motion by Senator Gissberg was carried by the following vote: Yeas, 28; nays, 20; excused, 1.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—28.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—20.

Excused: Senator McCormack—1.

On motion of Senator Durkan the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 639 was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"Mr. President, would Senator Ryder yield to a question:

"Senator Ryder, I have a booklet here which says, 'Why the people of the state of Washington should choose tax reform,' and it has the signature of the Governor on the front and it has more or less of a state seal on the front. On the back it has: 'Prepared by the Governor of the state of Washington.'

"Can you tell me if the Governor spent state money for circularizing this sort of petition to promote his program?"

Senator Ryder:

"Mr. President:

"I have no idea where the finances came from to pay for that pamphlet; however, I would stake my reputation on the fact that the money did not come from state funds and it was a perfectly legal expenditure for the Governor."

Senator Bailey:

"Senator Ryder, wouldn't it be proper to note on this pamphlet who paid for this? Isn't this a state law that you must tell who and what committee paid for these things?"

Senator Ryder:

"I think, Senator, that the state law provides that there must be some signature on political propoganda, if you would call this political propoganda. The signature is there."

Senator Bailey:

"Senator Ryder, then this is the work of Governor Evans with anonymous contributions, you might say?"

Senator Ryder:

"Senator Bailey, as I stated previously, I have no idea how the printing of the pamphlet was financed, and I don't think that that is a case in point at the moment at all. As I said, I would be very sure, however, that it was financed in a perfectly legal manner."

Senator Bailey:

"Mr. President:

"Senator Ryder did say a signature was there and the only signature is that of Governor Evans and the point I am making is that you hear so much talk about state

tax reform and this is only one part of it, that citizens aren't for state tax reform if we are going to be forced to pass an unlimited budget with hidden money in it coming out for items and we don't even know what we are fighting. We see things like this being published and it looks like an official state document. Senator Ryder, could you report back to the Senate in a day or so and tell us who paid for this?"

Senator Ryder:

"Mr. President:

"In answer to Senator Bailey's question, I think perhaps he has a good point and perhaps we should get the answer to that and a complete explanation and I would suggest that perhaps we hold this bill since this is part of the package. We should hold this bill until we get the answer and have it fully discussed on the floor, then, since this particular part of politics is coming into it."

Debate ensued.

Senator Pritchard:

"Mr. President and members of the Senate:

"I don't think there is any secret about who paid for the pamphlet. The Washington Education Association paid for that. They supported the Governor's position and many times before and time and time again in past history, some group has taken a statement the Governor has made and sent it around the state. That's not using public or state funds."

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Ryder yield to a question:

"Senator Ryder, would you look at section 17 of the bill, please?"

Senator Ryder:

"What is your question, Senator Rasmussen?"

Senator Rasmussen:

"My question is, and it isn't quite clear, every person who has been domiciled in this state not less than 182 days during the taxable year—now my question is if I come into the state in the last six months, would I be entitled to a refund though I had been required to pay an income tax under the proposal that is standing out in the wings?"

Senator Ryder:

"Apparently that's true that a person, to be eligible for refund on the income tax must live here at least six months. You could not come in the last month or two and get the refund, Senator, on the basis of your income. You could not come into the state the last few months and claim a full year's income."

Senator Rasmussen:

"Mr. President, Senator Ryder:

"Could you explain that? How do you get this refund? You're speaking of a refund of the sales tax?"

Senator Ryder:

"This is correct. Now this bill of course was brought out, Senator Rasmussen, by the majority party and I assumed that they and Senator Durkan were prepared to discuss it fully and to answer all of the detailed questions that anyone might have, and so I would defer to the Chairman of the Ways and Means Committee who undoubtedly has all of the answers which you would like to have at this moment."

Further debate ensued.

Senators Keefe, Greive and Rasmussen demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 639 and the bill failed to pass the Senate by the following vote: Yeas, 1; nays, 47; excused, 1.

Voting yea was: Senator Mardesich—1.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Excused: Senator McCormack—1.

Engrossed Substitute House Bill No. 639 having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Ryder served notice that he would on the next working day move that the Senate reconsider the vote by which Engrossed Substitute House Bill No. 639 failed to pass.

MOTIONS

On motion of Senator Lennart, the Senate returned to the first order of business.

It was moved by Senator Lennart that the Free Conference Committee on Engrossed House Bills No. 207 and 208 be instructed to report back within five days or be discharged.

It was moved by Senator Greive that the motion be laid upon the table.

Senator Lennart demanded a roll call and the demand was sustained by Senators Ryder, Peterson (Ted), Guess, Pritchard, Metcalf, Chytil, Redmon and Atwood.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to lay the motion by Senator Lennart upon the table was carried by the following vote: Yeas: 27; nays, 21; excused, 1.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Morgan, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—27.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Lewis, Mardesich, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—21.

Excused: Senator McCormack—1.

PERSONAL PRIVILEGE

Senator Ryder:

"Mr. President, point of personal privilege:

"All of the Republicans voted against a bill which is a part of our program and the program of our Governor and part of the program of the majority party in the House, which feel at the present time is a pretty good bill. I would like to read a

statement with the permission of the Senate, which will be signed by all of the Republican members and will be inserted in the Journal."

EXPLANATION OF VOTES

The following Explanation of Votes was read by Senator Ryder:

Our vote against House Bill No. 639 is a protest against the time of the consideration of the bill rather than against the bill itself. It is the position of the Republican Senators that before passing major new revenue measures the level of spending agreed upon in House Bills No. 207 and 208, the omnibus and capital budget bills, must first be determined. These bills are still in Free Conference. Therefore, no report on their fiscal impact is available at this time. Such determination must be made and presented to the body for consideration since it is completely irresponsible to adopt legislation to meet undetermined budgets. Specifically, House Bill No. 639 is designed to implement House Joint Resolution No. 29 (the Governor's "Tax Reform" package) which has not yet been acted upon by either chamber. Clearly, the proper time to consider House Bill No. 639 and similar bills is following the presentation of the state's budgetary needs.

(Signed) Senators John N. Ryder, Joe Chytil, Herbert H. Freise, R. Frank Atwood, Damon R. Canfield, Harry B. Lewis, John H. Stender, Richard Marquardt, Robert W. Twigg, Laurence J. Faulk, Jack Metcalf, Fred G. Redmon, Joel Pritchard, Sam C. Guess, Walter B. Williams, Ted Peterson, James A. Andersen, Ernest W. Lennart, Marshall A. Neill.

PERSONAL PRIVILEGE

Senator Durkan:

"Mr. President, point of personal privilege:

"Since Senator Ryder rose to a point of personal privilege, I would just like to reply briefly that in effect the Republican Party has stated today that they are for an increase in the sales tax and at the proper time are willing to vote for it, but the proper time is only when they decide when the bill should be brought to the floor and not before. The bill was before you today. You had an opportunity to discuss it on second reading. You had an opportunity to present amendments and incidentally I have a letter from your Governor in which he requested me to expedite all matters in my committee in regards to executive request bills, of which this is one, and incidentally, Senator, this is not the only bill that was circulated but I might add it is one of seven bills that were circulated of which five were executive request bills and three were done to accommodate your Governor and you, so let there not be any misunderstanding as to the position of the chairman of the Senate Ways and Means Committee or the majority party. You have also had an opportunity to be heard in that committee and any member of that committee who feels otherwise can come forward and state so now. I have never held it down and you have had an opportunity to be heard. You could have called your bill up. I came to both you and the caucus chairman of your party and asked you if you did not want it circulated before we had a Ways and Means Committee meeting, and you said it was all right, that it was not necessary to have a Ways and Means Committee meeting. That's why it was done. Let there be no misunderstanding on anybody's part as to why this was done. It was brought out on the floor after consulting with you and after receiving letters from your Governor asking that his executive bills come up. Now the fact is that one came out that he didn't particularly like, I am sorry to say we cannot accommodate him on everything."

Senator Mardesich:

"Mr. President:

"I would just like to point out for the record that I voted aye on Engrossed Substitute House Bill No. 639 simply so that the Governor won't lose heart, so that if he felt willing to negotiate, I would be willing to go down and I think he and I could sit down and work something out so that both sides would accept it and I will be willing to do that."

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 193,
Senate Bill No. 286,
Substitute Senate Bill No. 584.

On motion of Senator Ryder, the Senate dispensed with the Call of the Senate.

On motion of Senator Ryder, Senator Neill was excused.

On motion of Senator Greive, the Senate returned to the seventh order of business.

SECOND READING OF BILLS

Engrossed House Bill No. 451, by Representatives Bottiger, Mahaffey and Jueling:

Providing safe walk-ways for school pupils.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 451 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 451 and the bill passed the Senate by the following vote: Yeas, 39; nays, 2; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—39.

Those voting nay were: Senators Freise, Lennart—2.

Absent or not voting: Senators Donohue, Dore, Hallauer, Morgan, Pritchard, Washington—6.

Excused: Senators McCormack, Neill—2.

Engrossed House Bill No. 451, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 656, by Representatives Garrett, Holman and Rosellini:

Creating a state-wide city employees' supplemental benefits retirement fund.

The bill was read the second time by sections.

On motion of Senator Bailey, the following amendment was adopted:

On page 10 following section 5 of both the printed and engrossed bills, add two sections to read as follows:

"Sec. 6. Section 3, chapter 71, Laws of 1947 as last amended by section 1, chapter 227, Laws of 1961 and RCW 41.44.030 are each amended to read as follows:

As used in this chapter, unless a different meaning is plainly required by the context:

(1) "Retirement system" means the state-wide city employees' retirement system provided for herein.

(2) "City" or "cities" includes town or towns.

(3) "Employee" means any appointive officer or employee and shall include elective officials to the extent specified herein.

(4) "Member" means any person included in the membership of the retirement system as provided herein.

- (5) "Board" means the "board of trustees" provided for herein.
- (6) "Retirement fund" means "state-wide city employees retirement fund" provided for herein.
- (7) "Service" means service rendered to a city for compensation; and for the purpose of this chapter a member shall be considered as being in service only while he is receiving compensation from the city for such service or is on leave granted for service in the armed forces of the United States as contemplated in RCW 41.44.120.
- (8) "Prior service" means the service of a member for compensation rendered a city prior to the effective date and shall include service in the armed forces of the United States to the extent specified herein and service specified in RCW 41.44.120(5).
- (9) "Current service" means service after the employee has become a member of the system.
- (10) "Creditable service" means such service as is evidenced by the record of normal contributions, plus prior service as evidenced by prior service certificate.
- (11) "Beneficiary" means any person in receipt of a pension, annuity, retirement allowance, disability allowance, or any other benefit herein.
- (12) "Compensation" means the compensation payable in cash, plus the monetary value, as determined by the board of trustees, of any allowance in lieu thereof (but for the purposes of this chapter such "compensation" shall not exceed three hundred dollars per month, except as to those employees of any member city the legislative body of which shall not later than July 1, 1953, have irrevocably elected by resolution or ordinance to increase the limitation herein contained, effective as to all of its employees, from three hundred dollars to four hundred dollars, commencing on said date or which shall so elect prior to January 1st of any succeeding year, effective as of January 1st of any such succeeding year, and as to such employees shall, commencing on the specified date, not exceed four hundred dollars or an amount equal to such increased limitation established by such ordinance or resolution per month): *Provided However, That the foregoing limitation shall not apply to uniformed personnel.*
- (13) "Compensation earnable" means the full rate of compensation that would be payable to an employee if he worked the full normal working time but for the purposes of this chapter, such "compensation earnable" shall not exceed three hundred dollars per month, except as to those employees of any member city the legislative body of which shall not later than July 1, 1953, have irrevocably elected by resolution or ordinance to increase the limitation herein contained, effective as to all of its employees, from three hundred dollars to four hundred dollars, commencing on said date, or which shall so elect prior to January 1st of any succeeding year, effective as of January 1st of any such succeeding year, and as to such employees shall, commencing on the specified date, not exceed four hundred dollars or an amount equal to such increased limitation established by such ordinance or resolution per month: *Provided However, That the foregoing limitation shall not apply to uniformed personnel: Provided Further, That after January 1, 1968 this term shall mean the full rate of compensation payable to an employee if he worked the full normal working time.*
- (14) "Final compensation" means the highest average annual compensation earnable in any five consecutive years of actual service rendered during the ten years immediately preceding retirement, or where the employee has less than five consecutive years of actual service, the earnable compensation for the last five years preceding his retirement.
- (15) "Matching contribution" means the contribution of the city deposited in an amount equal to the normal contributions of the employee.
- (16) "Normal contributions" means the contributions at the rate provided for in RCW 41.44.130, excluding those referred to in subsection (6).
- (17) "Released matching contributions" means such "matching contributions" as are no longer held for the benefit of the employee.
- (18) "Regular interest" means interest compounded annually at such rate as shall have been adopted by the board of trustees in accordance with the provisions of this chapter.
- (19) "Accumulated normal contributions" means the sum of all normal contributions, deducted from the compensation of a member, standing to the credit of his individual account, together with regular interest thereon.
- (20) "Pension" means payments derived from contributions made by the city as provided herein.
- (21) "Annuity" means payments derived from contributions made by a member as provided herein.
- (22) "Retirement allowance" means the pension plus annuity.

(23) "Fiscal year" means any year commencing with January 1st and ending with December 31st next following.

(24) "Miscellaneous personnel" means officers and employees other than those in the uniformed police or fire service: *Provided*, Those members of the fire department who are ineligible to the benefits of a firemen's pension system established by or pursuant to any other state law, are also included in the miscellaneous personnel.

(25) "Uniformed personnel" means any employee who is a policeman in service or who is subject to call to active service or duty as such.

(26) "Effective date" when used with regard to employees means the date on which any individual or group of employees became members of any retirement system and when used with regard to any city or town shall mean the date on which it became a participant.

(27) "Actuarial equivalent" means a benefit of equal value when computed at regular interest upon the basis of such mortality tables as shall be adopted by the board of trustees.

(28) "Persons having an insurable interest in his life" means and includes only such persons who, because of relationship from ties of blood or marriage, have reason to expect some benefit from the continuation of the life of the member.

(29) "Additional contributions" means contributions made pursuant to subsection (6) of RCW 41.44.130.

(30) "Accumulated additional contributions" means the sum of all "additional contributions" made by a member standing to the credit of the individual account, together with regular interest thereon.

(31) "Part time employees" means those employees who, although regularly and continuously employed, do not regularly perform their duties the full number of hours required of other regular employees, including but not confined to such employees as police judges, city attorneys and other officers and employees who are also engaged in outside employment or occupations.

(32) "Excess interest income" means that interest income earned and received from investments in excess of the interest income on investments required to meet actuarial funding requirements.

Sec. 7, Section 7, chapter 71, Laws of 1947 and RCW 41.44.070 are each amended to read as follows:

(1) The board of trustees shall consist of seven members, one of whom shall be the state insurance commissioner, ex officio; three elective city officials [and three city employees] eligible to the benefits of the system who shall be appointed by the governor from a list of six city officials [and six city employees] submitted by the executive committee of the association of Washington cities as the official representative of cities and towns in the state [after considering recommendations of city employees as to employee members]. Original terms of office of the appointees [in the two groups] shall be one, two and three years as designated by the governor; thereafter terms shall be for three years duration. Appointments to fill vacancies other than those caused by expiration of a term, shall be for the unexpired term. Appointees shall serve until successors have been appointed and qualified.

In addition to these four members, there shall be three city employees who shall be elected by a secret ballot vote of the city employees who are members of the system. The method and details of such election shall be determined by the board of trustees. The first such election shall be held in June of 1968. The original terms of office for the elected city employee members shall be one, two and three years as designated by the board of trustees, and such terms shall begin July 1, 1968; thereafter terms shall be for three years' duration. In the case of vacancies of elected city employee positions the board of trustees shall appoint city employees to serve for the unexpired terms. Such appointees shall serve until successors have been elected.

(2) The board shall annually, dating from the first officially recorded meeting, elect a chairman and secretary. Four members shall constitute a quorum.

(3) Each member of the board shall take an oath of office that he will diligently and honestly administer the affairs of the board, and that he will not knowingly violate or wilfully permit to be violated any of the provisions of this chapter."

Renumber section 6 as "Sec. 8."

It was moved by Senator Freise that the following amendment be adopted:

On page 10 after section 5 add the following:

"NEW SECTION. Sec. 6. There is added to chapter 39, Laws of 1909 and to chapter 41.20 RCW, a new section to read as follows:

Each member of the police department of cities of the first class who shall have retired prior to June 9, 1961, shall be entitled to the pensions and benefits of RCW 41.20.050, 41.20.060, and 41.20.080.

Sec. 7. Section 2, chapter 78, Laws of 1959 as amended by section 1, chapter 140, Laws of 1961, and RCW 41.20.085 are each amended to read as follows:

Whenever any member of the police department of any such city shall die, or shall have heretofore died, or whenever any such member who has been heretofore retired or who is hereafter retired for length of service or a disability, shall have died, or shall die, leaving a surviving spouse or child or children under the age of eighteen years, upon satisfactory proof of such facts made to it, the board shall order and direct that a pension equal to one-third of the amount of salary at any time hereafter attached to the position held by such member in the police department at the time of his death or retirement, not to exceed one-third of the salary of captain, shall be paid to the surviving spouse during the surviving spouse's life, and in addition, to the child or children, until they are eighteen years of age, as follows: For one child, one-eighth of the salary on which such pension is based; for two children, a total of one-seventh of said salary; and for three or more children, a total of one-sixth of said salary: *Provided*, If such spouse or child or children marry, the persons so marrying shall receive no further pension from the fund. In case there is no surviving spouse, or if the surviving spouse shall die, the child or children shall be entitled to the spouse's share in addition to the share specified herein until they reach eighteen years of age. No spouse shall be entitled to any payments on the death of a retired officer unless he has been married to such officer for a period of at least five years prior to the date of his retirement.

As of July 1, 1961, a surviving spouse not otherwise covered by the provisions of section 2, chapter 78, Laws of 1959, shall be entitled to a pension of one hundred fifty dollars per month [*Provided*, That such pension shall be reduced by the amount of any pension such surviving spouse may be receiving under social security or any other pension grant].

'Surviving spouse' as used in this section means surviving female spouse.

NEW SECTION. Sec. 8. The effective date for commencement of payment under sections 6 and 7 of this act shall be July 1, 1967."

Renumber remaining section consecutively.

Debate ensued.

MOTIONS

On motion of Senator Mardesich, Engrossed House Bill No. 656 was ordered to retain its place on the second reading calendar for tomorrow.

On motion of Senator Greive, the Senate immediately took up consideration of Senate Bill No. 547 on second reading.

Senate Bill No. 547, by Senators Talley, McCormack, Greive and Bailey:
Authorizing certain municipal non-profit corporations.

On motion of Senator Greive, Substitute Senate Bill No. 547 was substituted for Senate Bill No. 547 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Mardesich, Substitute Senate Bill No. 547 was ordered to retain its place on the second reading calendar for tomorrow.

The Senate resumed consideration of Senate Bill No. 219 on second reading.

Senate Bill No. 219, by Senators Peterson (Lowell), Ryder and Dore (by State Capitol Committee request):

Amending boundaries of the east capitol site.

On motion of Senator Gissberg, the remaining committee amendments were laid upon the table.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 219 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTIONS

On motion of Senator Keefe, Senator Hanna was excused.

On motion of Senator Henry, Senator Durkan was excused.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 219 and the bill passed the Senate by the following vote: Yeas, 40; nays, 2; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—40.

Those voting nay were: Senators Rasmussen, Uhlman—2.

Absent or not voting: Senators Keefe, Mardesich, Pritchard—3.

Excused: Senators Durkan, Hanna, McCormack, Neill—4.

Senate Bill No. 219, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 604, by Senator Andersen:

Relating generally to education.

On motion of Senator Freise, Substitute Senate Bill No. 604 was substituted for Senate Bill No. 604 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Freise, the rules were suspended, Substitute Senate Bill No. 604 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 604 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Pritchard, Ryder—2.

Excused: Senators Durkan, Hanna, McCormack, Neill—4.

Substitute Senate Bill No. 604, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 490, by Representatives Lynch, Harris, Sawyer, Gladder, Richardson and Kopet (by Departmental request):

Providing for establishment of Medical Lake School for mentally deficient. The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 490 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 490 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Connor, Donohue, Pritchard, Ryder, Talley—5.

Excused: Senators Durkan, Hanna, McCormack, Neill—4.

Engrossed House Bill No. 490, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 576, by Representatives Holman, Backstrom and McCaffree (by Executive request):

Reconstituting tax commission into a department of revenue and board of tax appeals.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 576:

Senate Chamber,
Olympia, Wash., March 20, 1967.

Reconstituting tax commission into a department of revenue and board of tax appeals (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 19, section 34, beginning on line 14 of the printed and engrossed bills, after "duties" strike all the material down to the period and insert "in accordance with RCW 43.03.050"

On page 21, section 42, line 6 of the printed and engrossed bills strike "84.24.020 through RCW 84.24-" and insert "84.08.010 and RCW 84.08-"

On page 22, section 47, line 22 of the printed bill, being line 21 of the engrossed bill, after "under section" strike "42" and insert "43"

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Sam C. Guess, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, Robert C. Ridder, John N. Ryder, Gordon Sandison, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Foley, the committee amendments were adopted.

On motion of Senator Neill, the following amendments were adopted:

On page 22, section 47, line 20 of the engrossed bill, being line 3 of the House amendment by Representative Holman, after "shall be de novo" and before "except" insert "in accordance with the provisions of RCW 82.32.180 or RCW 84.68.020 as applicable"

On page 26, section 51, line 9 of the engrossed bill, being line 9 of the printed bill, after "peals" and before the period insert "with respect to which appeal a formal hearing has been elected"

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 576 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Greive, Senator Gissberg was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 576 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 4; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson, (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Guess, Morgan, Pritchard, Talley—4.

Excused: Senators Durkan, Gissberg, Hanna, McCormack, Neill—5.

Engrossed House Bill No. 576 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 150, by Representatives Newschwander, McCormick and Swayze, Jr. (by Departmental request):

Providing for creation and operation of the Washington correctional institution for women.

The bill was read the second time by sections.

It was moved by Senator Kupka that the following amendment be adopted:

On page 1, section 2, line 19, after "Sec. 2." strike "The" and insert "A bipartisan legislative committee consisting of three members of the senate appointed by the president of the senate and three members of the house of representatives appointed by the speaker of the house and"

Debate ensued.

The motion was carried and the amendment by Senator Kupka was adopted.

On motion of Senator Kupka, the following amendments were adopted:

On page 1, section 2, line 24, after "director" insert "and the legislative committee"

On page 1, section 2, line 26, after "director" insert "and the legislative committee"

On motion of Senator Kupka, the rules were suspended, House Bill No. 150 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 150 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 3; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Hal-lauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams—41.

Those voting nay were: Senators Guess, Woodall—2.

Absent or not voting: Senators Dore, Metcalf, Twigg—3.

Excused: Senators Gissberg, Hanna, McCormack—3.

House Bill No. 150 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 387, by Representatives Bluechel, O'Brien and Wolf (by Executive request):

Creating commission to determine feasibility of state participation in World Exposition of 1970.

REPORT OF STANDING COMMITTEE**Engrossed House Bill No. 387:**

Senate Chamber,
Olympia, Wash., March 6, 1967.

Creating commission to determine feasibility of state participation in World Exposition of 1970 (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass with the following amendment:

On page 1, section 2, line 22 of the printed bill, being line 20 of the engrossed bill, after "commission," strike all the material down to and including "representatives," on line 26 of the printed bill, being line 23 of the engrossed bill, and insert: "three senators (being two from the senate majority and one from the senate minority) by the president of the senate, who shall also be a member, and three representatives (being two from the house majority and one from the house minority) by the speaker of the house of representatives, who shall also be a member."

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

The bill was read the second time by sections.

On motion of Senator Greive, the committee amendment was adopted.

On motion of Senator Kupka, the following amendment was adopted:

On page 1, section 2, line 16 of the engrossed bill, being line 18 of the printed bill, after "of" and before "members" strike "seven" and insert "eleven"

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 387 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 387 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Voting nay was: Senator Rasmussen—1.

Absent or not voting: Senators Dore, Sandison—2.

Excused: Senators Gissberg, Hanna, McCormack—3.

Engrossed House Bill No. 387 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 5:15 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, March 30, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-FIRST DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, March 30, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Guess, Hanna and Mardesich.

On motion of Senator Keefe, Senators Hanna and Mardesich were excused.

On motion of Senator Atwood, Senator Guess was excused.

The Color Guard, consisting of Pages Lonny Charleson, Color Bearer, and Jill Rutherford, presented the Colors.

Reverend Charles Howard Perry, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Psalm 8: O Lord, our Lord, how excellent is Thy name in all the earth! Who hast set Thy glory above the heavens. Out of the mouths of babes and sucklings hast Thou ordained strength because of Thine enemies, that Thou mightest still the enemy and the avenger.

"When I consider Thy heavens, the work of Thy fingers, the moon and stars, which Thou hast ordained; what is man, that Thou art mindful of him? And the son of man, that Thou visitest Him? For Thou hast made him a little lower than the angels, and hast crowned Him with Glory and Honor. Thou madest Him to have dominion over the works of Thy hands; Thou hast put all things under his feet: All sheep and oxen, yea, and the beasts of the field; the fowl of the air and the fish of the sea, and whatsoever passeth through the paths of the seas.

"O Lord, our Lord, how excellent is Thy name in all the earth! O God, Our Heavenly Father, grant that we may so honor Your Name that we are always mindful of Your presence in all that we do. Help us to so deal with things temporal and material that we not lose sight of things eternal and spiritual but are given perspective, understanding and patience by them through Jesus Christ our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 30, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 363, Senate Bill No. 464, Senate Bill No. 622, have inspected same, and find them correctly engrossed. Senate Concurrent Resolution No. 20.

....., *Chairman.*

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 30, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 280, Engrossed Senate Bill No. 355, have inspected same, and find them correctly reengrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 30, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 355, Senate Bill No. 363, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

Senate Bill No. 635:

Senate Chamber,
Olympia, Wash., March 29, 1967.

Authorizing conveyance of certain tidelands to Fritz Gilbertsen (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that it do pass.

Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, Damon R. Canfield, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Ted. G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 626:

Senate Chamber,
Olympia, Wash., March 29, 1967.

Providing P.U.D. support to counties (reported by Committee on Cities, Towns and Counties):

Recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted. G. Peterson,

Joel M. Pritchard, Fred G. Redmon, Don L. Talley, Wes C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 856:

Senate Chamber,
Olympia, Wash., March 29, 1967.

Relating generally to insurance (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass.

Karl Herrmann, *Chairman*,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank Foley, Gordon Herr, George W. Kupka, Frances Haddon Morgan, Lowell Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, March 29, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Senate Bill No. 152:

Raising auto financial responsibility limits.

Very truly yours,
Raymond W. Haman,
Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 29, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 193,
Senate Bill No. 286,

Substitute Senate Bill No. 584, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 29, 1967.

Mr. President:

The Speaker has signed: Substitute House Bill No. 403,

House Bill No. 413,

House Bill No. 451,

House Bill No. 490, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 29, 1967.

Mr. President:

The Speaker has signed: Substitute Senate Bill No. 206, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 29, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed Substitute House Bill No. 303 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 29, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 360 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Gorton, Bledsoe, Grant.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 29, 1967.

Mr. President:

The House has passed: Substitute House Bill No. 936, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 29, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 496, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., March 29, 1967.

Mr. President:

The House has passed: Senate Joint Memorial No. 21, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 355,
Senate Bill No. 363,
Senate Joint Memorial No. 21.**

On motion of Senator Ryder, the Senate was placed at ease.
The President called the Senate to order at 11:45 a.m.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Mrs. Thelma Fullner, Washington State Mother of the Year, and appointed a special committee consisting of Senators Lennart, Atwood, McMillan and Peterson (Lowell) to escort Mrs. Fullner to a place of honor upon the rostrum.

With leave of the Senate, Mrs. Fullner was permitted to address the Senate.

The Secretary read:

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 595:

Senate Chamber,
Olympia, Wash., March 23, 1967.

Increasing motor vehicle fuel tax and providing for the disposition thereof (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman,*
....., *Vice Chairman.*

We concur in this report: Robert C. Bailey, Martin J. Durkan, Larry Faulk, Wilbur G. Hallauer, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Richard G.

(Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 636, by Senators Bailey, Greive, Cooney and Gissberg:

An Act relating to state government; and amending section 43.88.090, chapter 8, Laws of 1965 and RCW 43.88.090.

Referred to Committee on Ways and Means.

On motion of Senator Bailey, the rules were suspended to permit an additional name as sponsor to Senate Bill No. 636.

Senate Bill No. 637, by Senators Talley, Knoblauch and Peterson (Ted):

An Act relating to revenue and taxation; and amending section 84.52.050, chapter 15, Laws of 1961 as amended by section 1, chapter 143, Laws of 1961 and RCW 84.52.050.

Referred to Committee on Ways and Means.

Senate Bill No. 638, by Senators Lewis and Hallauer:

An Act relating to public lands; providing for the vacation of waterways; providing for the acquisition, improvement, development and financing of the east capitol site; providing for the disposition of certain public funds; amending section 118, chapter 255, Laws of 1927 and RCW 79.01.472; amending section 1, chapter 170, Laws of 1913, as last amended by section 1, chapter 115, Laws of 1937, and RCW 79.16.180; amending section 9, chapter 167, Laws of 1961 and RCW 79.24.580; making an appropriation; and declaring an emergency.

Referred to Committee on Ways and Means.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 496, by Representatives Humiston, Charette and O'Dell:

An Act relating to state and local government; enacting and adding a new title to the Revised Code of Washington to be known as Title 35A—Optional Municipal Code; providing for the establishment, organization, and government of code cities; and prescribing penalties; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

Substitute House Bill No. 936, by Committee on Public Health and Welfare:

An Act relating to state government and its existing public institutions; allocating state funds to eligible disability assistance applicants and recipients; making an appropriation; and adding new sections to chapter 26, Laws of 1959 and to chapter 74.10 RCW.

Referred to Committee on Labor and Social Security.

SECOND READING OF BILLS

Substitute Senate Bill No. 547, by Committee on Cities, Towns and Counties:

Authorizing certain municipal nonprofit corporations.

On motion of Senator Durkan, Substitute Senate Bill No. 547 was referred to the Committee on Ways and Means.

Engrossed House Bill No. 656, by Representatives Garrett, Holman and Rosellini:

Creating a state-wide city employees' supplemental benefits retirement fund.

The Senate resumed consideration of Engrossed House Bill No. 656 on second reading and the amendment proposed by Senator Freise.

With leave of the Senate, Senator Freise was permitted to withdraw his amendment.

On motion of Senator Bailey, the following amendment was adopted:

In line 2 of the title in both the printed and engrossed bills, after the semicolon and before "amending" insert "amending section 3, chapter 71, Laws of 1947 as last amended by section 1, chapter 227, Laws of 1961 and RCW 41.44.030; amending section 7, chapter 71, Laws of 1947 and RCW 41.44.070;"

On motion of Senator Ryder, the rules were suspended, Engrossed House Bill No. 656 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 656 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 3; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Gissberg, Hallauer, Morgan—3.

Excused: Senators Guess, Hanna, Mardesich—3.

Engrossed House Bill No. 656 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 701, by Representatives Humiston and Elicker: Changing medical care assistance.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 701:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Changing medical care assistance (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 1, line 4 after "infirmity," and before "All" on line 7 delete "Drugs supplied under the program shall be secured through licensed retail pharmacies in accordance with contracts between such vendor pharmacies and the department."

A. L. Rasmussen, Chairman.

We concur in this report: Robert C. Bailey, Frank Connor, Martin J. Durkan, Larry Faulk, Robert C. Ridder, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendment was adopted.

On motion of Senator Rasmussen, the rules were suspended, Engrossed House Bill No. 701 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 701 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—42.

Those voting nay were: Senators Chytil, Uhlman—2.

Absent or not voting: Senators Herrmann, Morgan—2.

Excused: Senators Guess, Hanna, Mardesich—3.

Engrossed House Bill No. 701 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 702, by Representatives Humiston, Elicker and Jastad: Changing public assistance general eligibility standards.

The bill was read the second time by sections.

POINT OF INQUIRY

Senator Metcalf:

"Mr. President, would Senator Durkan yield to a question:

"Senator Durkan, I have a question and I will have to spell it out a bit. I am aware of a problem in some nursing homes, and certainly I am not speaking about the majority. I have an amendment which I believe will solve the problem. However, I don't want to jeopardize the bill by putting on an amendment which may not be necessary and I would like to explain it and see if you think it is necessary.

"Some nursing homes have in the past made charges on the clothing and incidental allowance for things which were part of the normal care of the patient. We now have a carefully written contract with nursing homes as to what work or care shall be provided. Since that time some patients have been charged exorbitantly for items under clothing and incidental allowance by some nursing home operations. Again, I don't want to indict a large number, but I do want to see protection given to some older people that cannot protect themselves.

"I understand a proviso will go into the budget bill and I am going to read it and ask you if you feel that this will solve the situation and protect the clothing and incidental allowance of the patients, and this is the proviso that I understand will go into the other bill, that all of the vendors shall be required to furnish additional documented evidence of the cost of providing care, services or supplies in the form, to the extent and at such time as the Department of Public Assistance determines necessary for evaluating, justifying and establishing rates and/or fees.

"Do you feel that this proviso solves the problem that I am trying to correct on this particular bill without my amendment?"

Senator Durkan:

"Mr. President:

"We think with the proviso in the bill stating the nursing home operators have to justify all their costs, that will eliminate the one thing which is objectionable to you and the rest of the members of the Senate so I would think that your amendment is not necessary on this bill. It is my intention and I think it is the intention of the rest of the conference committee members that there will be a proviso included in the omnibus bill which will require cost supporting data from the nursing homes."

On motion of Senator Rasmussen, the rules were suspended, House Bill No. 702 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 702 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 3; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Hallauer, Lennart, Morgan—3.

Excused: Senators Guess, Hanna, Mardesich—3.

House Bill No. 702 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

**The President signed: Substitute House Bill No. 403,
House Bill No. 413,
House Bill No. 451,
House Bill No. 490.**

MOTION

At 12:25 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, March 31, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-SECOND DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Friday, March 31, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Hanna.

On motion of Senator Keefe, Senator Hanna was excused.

The Color Guard, consisting of Pages Lonny Charleson, Color Bearer, and Sandy Ross, presented the Colors.

Reverend William L. Shilley, pastor of St. Mary's Parish of Kelso, offered prayer as follows:

"We ask your blessing, loving Father, on this special session of the legislature and beg that this blessing continue as long as the people act so as to deserve good men representing them in a government operating under God's grace. Bless us, Lord, with an appreciation of our nation, the enjoyment of social conditions, and responsible freedom. To these representatives of ours, give courage never to be swayed by the blandishments of lobbies or the thunders of the galleries.

"Teach them anew that they must represent you, your power, your justice, and your love, to the people of this state because all authority, all power, all love came from You. Guided by a true and honest concern, let these representatives of the people and especially those from the southwest, make it their task to be the voice of those who cannot speak—the poor, the mentally ill and the retarded, the minority races, creeds and nationalities.

"Father of us all, help these men to be fair and just; continue Your blessing on this nation so that their acts may always be consistent with the ends of Your Providence. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Page Groton, National Director of Shipbuilding Unit of Boilermakers' Union Washington, D.C. and appointed a special committee consisting of Senators Stender, Connor and Peterson (Ted) to escort Mr. Groton to a place of honor upon the rostrum.

With leave of the Senate, the rules were suspended to permit Mr. Groton to address the Senate.

The Secretary read:

SENATE RESOLUTION

1967 EX - 25

By Senators Woodall and Redmon:

Whereas, Small loan companies, industrial loan companies, and other types of lending institutions are authorized to lend money in this state at rates of interest in excess of those allowed state banks and lenders in general; and

Whereas, There are varying methods of stating the interest charged for loans and forebearances, depending on the type of lending institution and type of loan, which

varying methods sometimes tend to confuse a potential borrower trying to compare rates of interest; and

Whereas, There is no statutory definition of "interest" or "forebearance" which is easily applicable to all types of credit transactions involving the use of these concepts; and

Whereas, The laws of the states vary regarding the regulation of finance charges in credit transactions; and

Whereas, The National Conference of Commissioners on Uniform State Laws is now engaged in drafting a proposed Uniform Consumer Credit Code;

Now, Therefore, Be It Resolved, By the Senate, That the legislative council be requested to study the laws of Washington and other states relating to finance charges in credit transactions and to keep advised of the work being done toward the proposed Uniform Consumer Credit Code; and

Be It Further Resolved, That the results of the study and recommendations be reported to the next regular session of the legislature.

On motion of Senator Woodall, the resolution was adopted.

REPORT OF STANDING COMMITTEE

Senate Bill No. 255:

Senate Chamber,
Olympia, Wash., March 29, 1967.

Changing excise tax laws (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Frank W. Foley, Sam C. Guess, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, David E. McMillan, Marshall A. Neill, John N. Ryder, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 30, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 576 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 30, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 224 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 30, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to House Bill No. 150 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

On motion of Senator Kupka, the Senate refused to recede from its amendments to House Bill No. 150 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on House Bill No. 150 Senators Kupka, Cooney and Guess.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 30, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 387 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Kupka, the Senate refused to recede from its amendments to Engrossed House Bill No. 387 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of Conference Committee on Engrossed House Bill No. 387: Senators Durkan, Woodall and Rasmussen.

On motion of Senator Kupka, the Conference Committee appointments were confirmed.

MOTION

On motion of Senator Mardesich, the Senate returned to the first order of business.

The Secretary read:

SENATE RESOLUTION 1967 EX - 26

By Senators Mardesich, Faulk and Sandison:

Whereas, The building of a second structure across Puget Sound is a project of such magnitude, with such an economic impact on the future growth of the entire western half of the state; and

Whereas, Studies of proposed cross-Sound bridge routes in the past have been limited to the southern portion of Puget Sound only because of population factors in the then belief that such population growth would emanate from that direction; and

Whereas, In the wake of an industrial expansion in Snohomish County which likewise will affect the economy and future growth of the state; and

Whereas, An in depth navigational feasibility study has never been authorized; and

Whereas, A link across the southern portion of Puget Sound already exists in the Tacoma Narrows bridge, while a link between the rapidly growing Snohomish and north King county areas and the untapped recreational reservoir of the Olympic peninsula and the ocean beaches is only partially completed with construction of the Hood Canal bridge;

Now, Therefore, Be It Resolved, That in light of these factors which have become evident since previous cross-Sound bridge studies were made which did not include Routes III and IV, or a President Point-Richmond Beach location that a study by the Joint Interim Committee on Highways be directed of the engineering, navigational and financial feasibility of such routes to determine if this better meets the future needs of the people of the Puget Sound area.

It was moved by Senator Mardesich that the resolution be adopted.

Debate ensued.

MOTIONS

It was moved by Senator Bailey that the resolution be made a special order of business at the end of the second reading calendar for today.

Debate ensued.

It was moved by Senator Stender that the motion by Senator Bailey be amended and that the resolution be made a special order of business immediately following lunch on Monday, April 3, 1967, preceding consideration of Senate Bill No. 463.

Further debate ensued.

Senator Mardesich demanded a roll call and the demand was sustained by Senators Knoblauch, Connor, Greive, Rasmussen, Stender, Sandison, Metcalf, Faulk and Kupka.

ROLL CALL

The Secretary called the roll. The motion by Senator Stender was carried and the resolution was made a special order of business immediately following lunch but preceding consideration of Senate Bill No. 463 on Monday, April 3, 1967, by the following vote: Yeas, 30; nays, 16; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Foley, Freise, Greive, Henry, Herr, Herrmann, Lennart, Lewis, McCormack, McCutcheon, Morgan, Pritchard, Redmon, Rider, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Wood—all—30.

Those voting nay were: Senators Donohue, Durkan, Faulk, Gissberg, Guess, Hallauer, Knoblauch, Kupka, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Rasmussen, Sandison—16.

Absent or not voting: Senators Keefe, Neill—2.

Excused: Senator Hanna—1.

SECOND READING OF BILLS

Engrossed House Bill No. 791, by Representatives Hubbard, Copeland and Goldsworthy:

Providing special licensing and fees for limited non-profit horse racing meets.

On motion of Senator Henry, Engrossed House Bill No. 791 was ordered to retain its place on the second reading calendar for Monday, April 3, 1967.

Engrossed House Bill No. 941, by Representatives Holman, Kopet and May:

Authorizing the payment of interest on local improvement district bonds from the general fund of the city or town.

On motion of Senator Guess, Engrossed House Bill No. 941 was made a special order of business for 3:00 p.m. today.

Engrossed Substitute House Bill No. 802, by Committee on State Government and Legislative Procedures:

Providing for election of legislative district chairmen.

On motion of Senator Uhlman, Engrossed Substitute House Bill No. 802 was made a special order of business immediately following lunch, today.

Senate Bill No. 585, by Senator Marquardt:

Relating generally to insurance.

On motion of Senator Marquardt, Substitute Senate Bill No. 585 was substituted for Senate Bill No. 585 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Substitute Senate Bill No. 585 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 585 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators McCormack, McMillan, Talley—3.

Excused: Senator Hanna—1.

Substitute Senate Bill No. 585, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 60, by Representatives Garrett, Lux and Hawley (by Legislative Council request):

Amending and adding to the marine recreation land act of 1964.

On motion of Senator Atwood, Engrossed House Bill No. 60 was ordered to retain its place on the second reading calendar for Monday, April 3, 1967.

Substitute House Bill No. 534, by Committee on State Government:

Authorizing payment of state salaries semi-monthly and providing procedures therefor.

The bill was read the second time by sections.

It was moved by Senator Woodall that the following amendment be adopted:

On page 1, section 1, line 11, after "state" and before "in" strike "agencies" and insert "employees, other than state legislators and those state employees whose salary is one thousand dollars or more per month"

Debate ensued.

The motion was lost and the amendment by Senator Woodall was not adopted.

On motion of Senator Lewis, the rules were suspended, Substitute House Bill No. 534 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 534 and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams—42.

Those voting nay were: Senators Lennart, Woodall—2.

Absent or not voting: Senators Cooney, Durkan, Herrmann, Twigg—4.

Excused: Senator Hanna—1.

Substitute House Bill No. 534, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 638, by Representatives Swayze, O'Brien and Bledsoe:
Establishing a crime information center.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, House Bill No. 638 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 638 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Durkan, Twigg—2.

Excused: Senator Hanna—1.

House Bill No. 638, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Reengrossed House Bill No. 109, by Representatives Mahaffey, Kirk and Holman:

Authorizing use of state-aid capital improvement funds for modernization of school facilities.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Reengrossed House Bill No. 109 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed House Bill No. 109 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Williams, Woodall—43.

Absent or not voting: Senators Durkan, Guess, Henry, Twigg, Washington—5.

Excused: Senator Hanna—1.

Reengrossed House Bill No. 109, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 244, by Representatives Heavey, Harris and Hill:

Prescribing procedures and relating to fees of county clerks.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 244:

Senate Chamber,
Olympia, Wash., February 20, 1967.

Prescribing procedures and relating to fees of county clerks, (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 3, line 13 of the original and engrossed bill after "office." add a new section to read as follows:

"Sec. 3. Section 36.23.070, chapter 4, Laws of 1963 and RCW 36.23.070 are each amended to read as follows:

A county clerk may at any time more than [ten] seven years after the entry of final judgment in any action apply to the superior court for an authorizing order and, upon such order being signed and entered, destroy any exhibits, *unopened depositions and reporters' notes* which have theretofore been filed in such cause; *Provided, That reporters' notes in criminal causes must be preserved for at least fifteen years: Provided Further,* That any exhibits which are deemed to possess historical value may be directed to be delivered by the clerk to libraries or historical societies."

Wes C. Uhlman, *Chairman.*
....., *Vice Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Frank W. Foley, Herbert H. Freise, H. B. (Jerry) Hanna, Marshall A. Neill, Robert W. Twigg, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the following amendment to the title by Senators Uhlman and Freise was adopted:

On page 1, line 3 of the title, after "030" insert "36.23.070"

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 244 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 244 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard,

Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Uhlman, Williams, Woodall—44.

Absent or not voting: Senators Neill, Ridder, Twigg, Washington—4.

Excused: Senator Hanna—1.

Engrossed House Bill No. 244 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 146, by Committee on Agriculture:

Regulating sale of commercial fertilizers, including customer formula fertilizers in state.

On motion of Senator Woodall, Substitute House Bill No. 146 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 634, by Senators Neill and Greive:

Abolishing state census board and transferring powers and duties to the planning and community affairs agency.

The bill was read the second time by sections.

On motion of Senator Ryder, the rules were suspended, Senate Bill No. 634 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 634 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—46.

Absent or not voting: Senators Ridder, Washington—2.

Excused: Senator Hanna—1.

Senate Bill No. 634, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 197, by Representatives Saling, Smythe, Taylor and Hoggins:

Deleting provision against use of dairy product substitutes in educational institutions.

On motion of Senator Talley, Engrossed House Bill No. 197 was ordered to retain its place on the second reading calendar for this afternoon.

Senate Bill No. 463, by Senators Morgan, Washington, Dore, Stender, Herr and Ridder:

Providing for comprehensive system of transportation across Puget Sound.

On motion of Senator Stender, Senate Bill No. 463 was ordered to retain its place on the second reading calendar for Monday, April 3, 1967, after consideration of Senate Resolution 1967 EX-26 by Senator Mardesich.

Senate Joint Memorial No. 11, by Senators McCormack, Foley, Redmon, Woodall and Peterson (Ted):

Memorializing the state of Oregon to establish steelhead trout as a game fish.

The memorial was read the second time in full.

On motion of Senator Hallauer, the rules were suspended, Senate Joint Memorial No. 11 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 11 and the memorial passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Canfield, Guess, Talley—3.

Excused: Senator Hanna—1.

Senate Joint Memorial No. 11, having received the constitutional majority, was declared passed.

Engrossed Substitute House Bill No. 77, by Committee on Judiciary:

Providing for allowance of fees and costs in connection with eminent domain proceedings.

On motion of Senator Uhlman, Engrossed Substitute House Bill No. 77 was ordered to retain its place on the second reading calendar for this afternoon immediately prior to consideration of Engrossed Substitute House Bill No. 802.

On motion of Senator Freise, the Senate resumed consideration of Engrossed House Bill No. 197 on second reading.

Engrossed House Bill No. 197, by Representatives Saling, Smythe, Taylor and Hoggins:

Deleting provision against use of dairy product substitutes in educational institutions.

The bill was read the second time by sections.

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 1, line 19, following section 1, insert the following:

"Sec. 2. Section 15.32.370, chapter 11, Laws of 1961, section 1, chapter 73, Laws of 1965, and RCW 15.32.370 are each hereby repealed."

Renumber the following section.

POINTS OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Rasmussen yield:

"Senator Rasmussen, I understand your amendment is in the nature of a repealer which repeals the statute compelling the use of materials, is this correct?"

Senator Rasmussen:

"That is correct, Senator Canfield."

Debate ensued.

Senator Talley:

"Mr. President, would Senator Rasmussen yield:

"Senator Rasmussen, if you will notice, there is a House amendment that says they can only use oleomargarine when surplus butter is not available. Now, how would your amendment go with this House amendment?"

Senator Rasmussen:

"Senator Talley, my amendment would still have the same provisions though it isn't spelled out in words. Certainly when the institutions receive surplus butter, they are not going to buy oleomargarine on the open market. At the present time they are forced to buy butter on the open market because there is no surplus available for these institutions at present and we are forcing these people to eat butter, even though it is not particularly healthy for the aged people in the institutions. What my amendment would do would then leave it up to the director of institutions to buy whatever product they desired to buy on today's market at whatever price they could buy it and certainly if surplus butter were to become available again, I am sure that the Department of Institutions would take advantage of it. I have never seen them refuse it."

Senator Talley:

"Then if this law goes into effect and we have a surplus of butter accumulating in the state and the government would have no requirement to purchase or do anything with it, then we have a dairy that is in need of help and I don't know whether we are again cutting the heart out of it or not."

Senator Rasmussen:

"Senator Talley, I don't think that this law has any particular effect on cutting up the dairy industry or providing more business for them. Certainly the institutions will be buying and they do buy almost entirely within the state when they can. This has been a practice of the director of institutions as long as I have known."

Debate ensued.

Senator McCutcheon:

"Mr. President, may I ask Senator Bailey a question:

"Who is going to decide whether there is a surplus of butter?"

Senator Bailey:

"Senator McCutcheon, you are talking about a surplus on the market. Senators Talley and Rasmussen are talking about surplus commodities that are made available to the school districts and institutions. Now if there is a surplus of butter in that field, they can go to the surplus store and get the butter. If there is no surplus there is nothing they can get. Then they would have a right to buy oleomargarine on the open market. Otherwise, they would have to buy butter on the open market. This has nothing to do with market surplus. This is up to the department of agriculture of the United States whether or not there is a surplus in the surplus food store that is available for use."

Further debate ensued.

The motion was carried and the amendment by Senator Rasmussen was adopted.

On motion of Senator Rasmussen, the following amendment to the title was adopted:

On line 4 of the title, before "and" insert "repealing section 15.32.370, chapter 11, Laws of 1961, section 1, chapter 73, Laws of 1965 and RCW 15.32.370;"

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 197 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

PERSONAL PRIVILEGE

Senator Morgan:

"Mr. President, I'd like to have my remarks inserted in the journal.

"I have had brought to my attention as chairman of the Committee on Public Institutions by no less than a doctor's wife in Bremerton. Women all over the state who are very concerned about pure lard, fortified, that's being used as a butter substitute, and I just hope that you will keep your eye on this. I have been in a lot of different institutions and have watched the various food lines go through and along with their cornbread and maybe a little bottom fish and maybe a slice of tomato and tea or coffee, they have their butter—two little pats of butter—and you want to make mighty sure you are not going to be giving them lard. I hope that you will remember this and I'm having it inserted into the record because I have had many complaints about this by many people who are watching this now. On the market we have this low grade butter substitute, whatever you want to call it, oleomargarine or anything, and it's lard."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 197 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 39; nays, 4; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Neill, Peterson (Ted), Rasmusen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—39.

Those voting nay were: Senators Atwood, Chytil, Lennart, Peterson (Lowell)—4.

Absent or not voting: Senators Durkan, Marquardt, Morgan, Pritchard, Talley—4.

Excused: Senator Hanna—1.

Engrossed House Bill No. 197 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:45 p.m., on motion of Senator Greive, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 3:00 p.m.

On motion of Senator Atwood, Senators Redmon and Stender were excused.

On motion of Senator Dore, Senator Connor was excused.

MOTIONS

On motion of Senator Guess, Engrossed House Bill No. 941 which was a special order of business on second reading for 3:00 p.m., was made a special order of business for 3:00 p.m., Monday, April 3, 1967.

On motion of Senator Rasmussen, the Committee on Labor and Social Security was relieved of further consideration of Substitute House Bill No. 936.

On motion of Senator Rasmussen, Substitute House Bill No. 936 was referred to the Committee on Ways and Means.

SECOND READING OF BILLS

Engrossed Substitute House Bill No. 77, by Committee on Judiciary:

Providing for allowance of fees and costs in connection with eminent domain proceedings.

On motion of Senator Uhlman, Engrossed Substitute House Bill No. 77 was ordered to retain its place on second reading immediately following consideration of Engrossed Substitute House Bill No. 802.

Engrossed Substitute House Bill No. 802, by Committee on State Government and Legislative Procedures:

Providing for election of legislative district chairmen.

The bill was read the second time by sections.

It was moved by Senator Ridder that the following amendment be adopted:

On page 1, section 1, line 19, strike "only" and on line 20 before the period, insert "or by the county chairman if two-thirds of the county central committee concur in the removal"

Debate ensued.

MOTION

On motion of Senator Knoblauch, Senator Durkan was excused.

On motion of Senator Greive, the amendment by Senator Ridder was laid upon the table.

It was moved by Senator Uhlman that the following amendment be adopted:

On page 2, following section 3, add a section to read as follows:

"Sec. 4. Section 29.42.020, chapter 9, Laws of 1965 and RCW 29.42.020 are each amended to read as follows:

The state committee of each major political party shall consist of one committeeman and one committeewoman from each county [elected by the county committee at its organization meeting. It], and one committeeman and one committeewoman from each senatorial district, to be elected by the county committee, and by the precinct committeemen and committeewomen of the senatorial district, respectively, at the organization meeting of the county committee: Provided, That in the event the boundaries of a senatorial district extend beyond the borders of one county, the state central committee shall set the time and place of an election meeting for that senatorial district which shall precede the organization meetings of the counties involved. The state committee shall have a chairman and vice chairman who must be of opposite sexes."

Debate ensued.

The motion was lost and the amendment was not adopted.

It was moved by Senator Greive that the following amendment be adopted:

On page 2, following section 2, on line 27, add two new sections as follows:

"NEW SECTION. Sec. 3. There is added to RCW 29.42 a new section to read as follows:

Each major political party shall establish separate committees for each legislative district, a majority of the precincts of which are within a Class AA county, which shall consist of the precinct committeemen of such district and such committees shall organize on the third Saturday in December after each state general election in the same manner as the state central committee organizes.

NEW SECTION. Sec. 4. There is added to RCW 29.42 a new section to read as follows:

Nominations for the filling of vacancies in legislative office shall be limited to those three individuals elected by the legislative district organization."

Renumber the remaining section of the bill.

Debate ensued.

The motion was carried and the amendment was adopted:

On motion of Senator Greive, the following amendment was adopted:

On page 2, section 2, line 19, after "district" strike "chairman" and insert "organization"

It was moved by Senator Uhlman that the following amendment be adopted:

On page 1, section 1, line 14, after "district" strike remainder of line 14 and line 15 through the word "county"

Debate ensued.

On motion of Senator Keefe, the amendment was laid upon the table.

On motion of Senator Greive, the following amendments to the title were adopted:

In line 2 of the title, after "chairman" insert "and of nominees to fill vacancies in legislative office"

In line 4 of the title, after "adding" and before "to" strike "a new section" and insert "new sections"

On motion of Senator Greive, the rules were suspended, Engrossed Substitute House Bill No. 802 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Ridder:

"Mr. President, would Senator Greive yield to a question:

"Senator Greive, I would like to know what controls you now have over the district. If you now have any, I would like to know about them."

Senator Greive:

"The problem which all of us had in King county—and it depends on whether you were a Democrat or Republican, but speaking from the Democrats' point of view, the chairman is in a position to appoint personal friends who may not even live in precincts that are Democratic and suddenly the chairman has a majority at any given time and calls people in and is constantly—at least in my case—stirring up dissension and trouble. I have never been a district officer. I have never been a candidate for district officer, and I haven't that intimate a connection, except as precinct committeeman. I do go to meetings and do participate. But at least in my district it seems to me the county chairman is constantly causing dissension and friction and problems. As far as the Republicans, I understand that's a different problem. They make a direct appointment, so the precinct committeemen have very little say. In my case I don't file in all the precincts. The chairman can appoint people to out-vote us from other precincts. In the Republican case I just don't have anything to say."

Debate ensued.

POINT OF INQUIRY

Senator Uhlman:

"Mr. President, would Senator Pritchard yield to a question:

"In the days before Mr. Rogstad came to power in King county, how many people attended the district meetings?"

Senator Pritchard:

"Before Mr. Rogstad came into office, we had district meetings. After he came, we didn't have district meetings."

Senator Uhlman:

"Senator Pritchard, you are not being responsive. How many people attended meetings and made decisions?"

Senator Pritchard:

"Are you talking about club meetings or district meetings?"

Senator Uhlman:

"I'm not talking about club meetings. This bill deals with precinct committee meetings."

Senator Pritchard:

"Well, if you're talking about meetings on county reorganization, we might have over 150 people."

Senator Uhlman:

"There are 150 committeemen in your district?"

Senator Pritchard:

"You mean how many people were precinct committeemen or —"

Senator Uhlman:

"How many of them attended? That's my question."

Senator Pritchard:

"When we were electing people as county and state officers, we had almost total attendance."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 802 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 29; nays, 10; absent or not voting, 5; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Freise, Greive, Guess, Hallauer, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Morgan, Neill, Peterson (Lowell), Pritchard, Sandison, Talley, Twigg, Williams, Woodall—29.

Those voting nay were: Senators Chytil, Dore, Gissberg, Mardesich, Metcalf, Rasmussen, Ridder, Ryder, Uhlman, Washington—10.

Absent or not voting: Senators Henry, Herr, McCormack, Marquardt, Peterson (Ted)—5.

Excused: Senators Connor, Durkan, Hanna, Redmon, Stender—5.

Engrossed Substitute House Bill No. 802 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Hallauer served notice that he would on the next working day move that the Senate reconsider the vote by which Engrossed Substitute House Bill No. 802 as amended by the Senate passed the Senate.

Engrossed Substitute House Bill No. 77, by Committee on Judiciary:

Providing for allowance of fees and costs in connection with eminent domain proceedings.

On motion of Senator Uhlman, Engrossed Substitute House Bill No. 77 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

House Bill No. 675, by Representatives Brouillet and Clarke (George):
Regulating school books.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 675 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"Mr. President, I have a question to ask of Senator Freise:

"It has been called to my attention that one of the repealers in this bill repealed the free text book provision of our law as far as free text books are concerned. Now does this repealer mean the school district is going to embark on a policy other than that and change its policy?"

Senator Freise:

"Well, Senator Bailey, Elmer Stanley prepared this resume. It says:

"The Problem: The Textbook Commission law is obsolete, impractical and not suited to modern needs and practices. It has not been changed in any significant way since 1909.

"Remedy: House Bill No. 675 recodifies the laws relating to text book selection, putting them in one chapter and in sensible sequence.

"It eliminates conflicts and archaic provisions.

"Extends the chapter to cover the selection and adoption of all instructional materials (not just textbooks).

"Makes clear each school board's responsibility to establish policy regarding the selection of instructional materials.

"Involves the professional staff in developing recommendations for adoption.

"Permits experimentation.

"Fixes responsibility for final adoption with the school board, thus helping to protect staff from unreasonable pressures from extremists.

"Establishes a structure of procedures which will result in the selection of instructional materials stemming from curriculum needs.

"HB 675 has been developed with the cooperation of the

"Office of the State Superintendent of Public Instruction, including: Dr. Chester Babcock, Assistant State Superintendent in charge of Curriculum, and Gerald Carlstrom, Research Division.

"Washington State School Directors' Association.

"Washington Education Association, John Porter, Assistant Superintendent, Edmonds, Dr. Ray Broadhead, WEA Staff.

"The bill is also supported by the Washington Federation of Teachers. We know of no opposition."

Debate ensued.

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Freise yield to a question:

"Senator Freise, on page 3 subsection 9, of the bill, it states prior to the repealer and stricken material, that one of the powers of the school board was that they could exclude from the schools and school libraries all books, transcripts, papers and other publications of an immoral or pernicious tendency. Now is this to mean that they no longer have that power if this material is stricken from the bill?"

Senator Freise:

"I'm sure, Senator Guess, that the school boards do have that power and it doesn't have to be spelled out and they certainly are in charge of the type of books that can be used and can be shelved in the various libraries, and I would say that this was nothing that would have to be spelled out. They automatically have it and the mere fact that they are elected as school board directors gives them the authority to do just that."

Senator Guess:

"It has been in the law all of these years and it has been a good tool. Can you imagine why now they want to repeal that at this time?"

Senator Freise:

"Senator Guess, every time they recodify laws and bring them up-to-date, they take out that legislation that is no longer needed and is just superfluous and I don't think it is necessary to have this in the bill. They have that authority."

Senator Guess:

"You state then that the school boards do have that authority?"

Senator Freise:

"They do have authority to keep out obscene or immoral literature, yes."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 675 and the bill passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 5; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Dore, Gissberg, Herrmann, Morgan, Talley—5.

Excused: Senators Connor, Durkan, Hanna, Redmon, Stender—5.

House Bill No. 675, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 146, by Committee on Agriculture:

Regulating sale of commercial fertilizers, including customer formula fertilizers in state.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Substitute House Bill No. 146 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 146 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Lennart, Morgan, Pritchard—3.

Excused: Senators Connor, Hanna, Redmon, Stender—4.

Substitute House Bill No. 146, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING OF BILLS

Senate Bill No. 519, by Senators Woodall, Cooney and Greive:

Stipulating damages which may be awarded to parent in actions for injury or death of child.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Senate Bill No. 519 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 519 and the bill passed the Senate by the following vote: Yeas, 38; nays, 3; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Talley, Twigg, Uhlman, Washington, Woodall—38.

Those voting nay were: Senators Rasmussen, Ridder, Sandison—3.

Absent or not voting: Senators Dore, Lennart, Morgan, Williams—4.

Excused: Senators Connor, Hanna, Redmon, Stender—4.

Senate Bill No. 519, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 362, by Senators Cooney, McCutcheon and Stender:

Granting certain police pension benefits.

On motion of Senator Freise the rules were suspended, the second reading considered the third, and Senate Bill No. 362 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 362 and the bill passed the Senate by the following vote: Yeas, 38; nays, 4; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson

(Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Talley, Twigg, Uhlman, Washington, Williams—38.

Those voting nay were: Senators Atwood, Guess, Ryder, Woodall—4.

Absent or not voting: Senators Lennart, Neill, Pritchard—3.

Excused: Senators Connor, Hanna, Redmon, Stender—4.

Senate Bill No. 362, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 457, by Senators Hallauer and Henry:

Authorizing use of federally guaranteed obligations or security for deposits of public funds.

On motion of Senator Hallauer the rules were suspended, the second reading considered the third, and Senate Bill No. 457 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 457 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Andersen, Bailey, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Atwood, Canfield, McMillan, Pritchard—4.

Excused: Senators Connor, Hanna, Redmon, Stender—4.

Senate Bill No. 457, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 86, by Representative Hawley (by Departmental request): Amending inspection fees for imported oyster seed.

On motion of Senator Peterson (Lowell), House Bill No. 86 was returned to second reading.

On motion of Senator Peterson (Lowell), the Senate reconsidered the vote by which the committee amendments by the Senate Committee on Natural Resources were adopted.

On motion of Senator Peterson (Lowell), the committee amendments by the Committee on Natural Resources were not adopted.

It was moved by Senator Lennart that the following amendment be adopted:

On page 1, line 14, following section 1, add 11 new sections as follows:

"NEW SECTION. Section 2. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

It shall be unlawful for any person to take, fish for, or possess, for personal use, any salmon, or to land within the state any salmon taken in off-shore waters, without first having obtained and having in his possession a personal use salmon license as provided in this act: *Provided*, That nothing in this section shall prevent a person

under the age of sixteen years from fishing for salmon for personal use at any time when it is otherwise lawful to fish for salmon:

Provided Further, That any person over the age of seventy years of age or any blind person shall be issued, upon making an affidavit to such effect, a license to fish for salmon for personal use at any time when it is otherwise lawful to fish for salmon. The director may authorize license dealers to issue such licenses to persons over seventy years of age and to blind persons free of charge and to make a charge to all other persons which shall not exceed twenty-five cents, which sum shall be retained by him for his services.

NEW SECTION. Sec. 3. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

All personal use salmon licenses issued under this act shall be issued by or under authority of the director, who may deputize any reputable citizen to issue such license and collect the fees therefor.

All persons so deputized by the director shall, on or before the thirty-first day of December of each year, pay to the director all fees collected and make and furnish all reports required by the director. The director may make all necessary rules and regulations regarding the issuance of licenses, the collection and payment of fees collected, the making and furnishing of reports connected therewith and the bonding of license dealers.

NEW SECTION. Sec. 4. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

Every application for a license shall be in writing on forms furnished by the director for that purpose and signed by the applicant and shall contain information concerning the sex, physical description, age and place of residence of the applicant and any other information required by rule or regulation of the director.

NEW SECTION. Sec. 5. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

The fee for a personal use salmon license shall be two dollars per annum.

NEW SECTION. Sec. 6. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

Personal use salmon licenses shall not be transferable. Any person fishing for or having salmon in his possession that are taken for personal use from waters of this state or off-shore waters shall upon demand of any fisheries patrol officer, fisheries inspector, deputy fisheries inspector, game protector, sheriff, constable, marshal or police officer within his respective jurisdiction, exhibit his license and write his name for the purpose of comparison with the signature on the license, and failure to exhibit the license and to write his name upon demand shall be prima facie evidence that such person has no license or is not the person named in the license in his possession.

NEW SECTION. Sec. 7. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

All moneys received from the issuance of personal use salmon licenses shall be paid by the director into a food fisheries revenue account within the general fund which is hereby created. The moneys shall be used exclusively by the department for the propagation and preservation of salmon and shall be diverted to no other purpose and shall be in addition to the determined current level of operations and capital outlay of the department.

NEW SECTION. Sec. 8. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

Any violations of this act or rules and regulations of the director adopted pursuant to the provisions of this act shall constitute a misdemeanor, and upon conviction thereof shall be punished for each offense by a fine not less than ten dollars or more than one-hundred dollars or by imprisonment for not exceeding ninety days in the county jail or by both such fine and imprisonment.

NEW SECTION. Sec. 9. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

Any person who falsifies any information required on the license or required by rule or regulation of the director made pursuant to this section shall be guilty of a misdemeanor.

NEW SECTION. Sec. 10. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

In concurrent waters of the Columbia River where the river forms the boundary between the state of Washington and the state of Oregon and in coastal territorial waters of the state of Washington from the Oregon-Washington boundary to a point five

nautical miles north, an Oregon angling license which is comparable and similar to the license provided for in this section shall be recognized as valid by this state only if such license is valid within the jurisdiction of the issuing state and if the state of Oregon recognizes as valid a comparable and similar license in Oregon coastal territorial waters from the Oregon-Washington boundary to a point five nautical miles south.

Nothing in this section shall be construed to mean that Oregon licenses are valid for the taking of salmon when angling in concurrent waters of the Columbia River from the Washington shore.

NEW SECTION. Sec. 11. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

Upon payment of a fee of fifty cents and the filing of an affidavit that a personal use salmon license has been lost or destroyed, the director of fisheries or his authorized representative shall issue a duplicate license.

NEW SECTION. Sec. 12. The provisions of sections 2 through 11 of this act shall become effective on January 1, 1968."

Debate ensued.

POINT OF ORDER

Senator Peterson (Lowell):

"Mr. President, point of order:

"I believe this amendment enlarges the scope and object of the measure. I see no relationship between shellfish and salmon licenses."

Senator Lennart:

"Mr. President:

"It is in the same chapter, if you please."

MOTION

On motion of Senator Kupka, House Bill No. 86 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 563, by Senators Keefe, Connor and Greive:

Setting minimum on certain firemen's pensions.

On motion of Senator McCutcheon the rules were suspended, the second reading considered the third, and Senate Bill No. 563 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 563 and the bill passed the Senate by the following vote: Yeas, 35; nays, 7; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Bailey, Chytil, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Talley, Twigg, Uhlman, Washington, Woodall—35.

Those voting nay were: Senators Faulk, Guess, Lewis, Neill, Pritchard, Ryder, Williams—7.

Absent or not voting: Senators Atwood, Canfield, Metcalf—3.

Excused: Senators Connor, Hanna, Redmon, Stender—4.

Senate Bill No. 563, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 4:40 p.m., on motion of Senator Greive, the Senate adjourned until 9:30 a.m., Saturday, April 1, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-THIRD DAY

MORNING SESSION

Senate Chamber,
Olympia, Washington, Saturday, April 1, 1967.

The Senate was called to order at 9:30 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Gissberg, Hanna, Herr and Redmon.

On motion of Senator Keefe, Senators Gissberg, Hanna, and Herr were excused.

On motion of Senator Atwood, Senator Redmon was excused.

The Color Guard, consisting of Pages Andy Ridder, Color Bearer, and Janet Ridder, presented the Colors.

Reverend Charles H. Perry, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Almighty God, help us to see beyond the small and cluttered areas of our lives to the orderliness of Your Universe. Temper our admiration for ourselves and our human achievements with a true devotion to You and a humility of heart and mind that keep us aware of ourselves as Your children.

"As the potter molds the product by a turn of the wheel, a flick of the wrist, help us to be aware of your presence with us to cleanse our hearts, turn our minds, refresh our spirits. By remembering we are sons, O God our Father, grant that we shall never be tempted to make false Gods and to worship spiritless idols.

"In the midst of the mundane, the tiresome, the small minutiae of human involvements give us a vision of Your majesty and recall to us the depth of Your love for Your whole creation. May we love that which You love, serve that which You create, worship that which refreshes the soul and brings peace to the hearts and lives of men and women.

"We pray for all the people of this State and especially for these who are their chosen instruments. Save us, O God, from the pettiness of small minds and the wearisome partisanship that separates men and women from the lofty ideals and ambitions of public service. You know our needs, our Father, direct us into Your paths where understanding, brotherhood and justice are the bywords of the good life. Grant us joy in all that we do as we find ways to offer each day's work to You and as we seek the brightness of Your light which turns our darkness into radiance and our confusion into order.

"Great art Thou, O God, and worthy of our praise. Glory be to Thee, through Jesus Christ, Our Lord. Amen."

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

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Hallauer moved that the Senate do now reconsider the vote by which Engrossed Substitute House Bill No. 802 passed the Senate.

Debate ensued.

Senator Uhlman demanded a roll call and the demand was sustained by Senators Washington, Bailey, Greive, Mardesich, Connor, Dore, Hallauer, Ridder, and Peterson (Lowell).

ROLL CALL

The Secretary called the roll and the motion by Senator Hallauer to reconsider was lost by the following vote: Yeas, 15; nays, 27; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Bailey, Connor, Dore, Durkan, Foley, Guess, Hallauer, McCormack, McMillan, Mardesich, Rasmussen, Ridder, Talley, Uhlman, Washington—15.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Faulk, Freise, Greive, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Twigg, Williams, Woodall—27.

Absent or not voting: Senators Henry, Marquardt, Metcalf—3.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

The Secretary read:

SENATE RESOLUTION

1967 EX - 27

By Senators Henry, Lewis and Uhlman:

Whereas, The state civil service law applies to the nonacademic employees of all the state institutions of higher learning as well as other state employees; and

Whereas, Each institution of higher learning administers its own civil service system under rules adopted and enforced by a personnel committee consisting of three of its regents or trustees; and

Whereas, A previous subcommittee of the legislative council held inquiries into the operation of the state civil service as administered by the state personnel board and the highway personnel board; and

Whereas, The administering of the civil service program at the state institutions of higher learning has not been the subject of legislative inquiry since the passage of the State Civil Service Initiative in 1960;

Now, Therefore, Be It Resolved, By the Senate, That the legislative council is requested to conduct a study of the operation of the state civil service at the various state institutions of higher learning and report its findings to the forty-first legislature. Such report shall be made on or before December 1, 1968.

On motion of Senator Henry, the resolution was adopted.

SENATE RESOLUTION

1967 EX - 28

By Senator Guess:

Whereas, The construction of the John Day dam on the Columbia River has caused the citizens of the town of Roosevelt to relocate their town; and

Whereas, The relocated town of Roosevelt has been unable to incorporate and thus provide for an adequate sewerage system; and

Whereas, The thirty-eighth session of the state legislature passed legislation whereby Public Utility District No. 1 in Klickitat County was enabled to aid the town of Roosevelt in building an adequate sewerage system to eliminate potential danger to public health; and

Whereas, An indebtedness in the sum of \$31,000.00 remains to be repaid; and

Whereas, Senate Bill No. 446 has been introduced in the Congress for the relief of Public Utility District No. 1 acting in behalf of the citizens of Roosevelt, Washington;

Now, Therefore, Be It Resolved, By the Senate, that United States Senators Henry M. Jackson and Warren G. Magnuson and United States Congresswoman Catherine May

are hereby requested to take such action as they may deem appropriate in support of the passage of United States Senate Bill No. 446.

And Be It Further Resolved, That the Secretary of the Senate shall cause a copy of this resolution to be sent to United States Senators Henry M. Jackson and Warren G. Magnuson and to Congresswoman Catherine May.

On motion of Senator Henry, the resolution was adopted.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 31, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 360, providing certain guidelines for state participation in federal programs, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:
 Martin J. Durkan
 R. Frank Atwood
 Frank W. Foley

House Members:
 Slade Gorton
 Stewart Bledsoe
 Gary Grant

MOTIONS

On motion of Senator Ryder, the Conference Committee report was adopted and the committee was granted the powers of free conference.

On motion of Senator Durkan, the Senate returned to the first order of business.

On motion of Senator Durkan, the Senate Committee on Natural Resources was relieved of further consideration of House Bill No. 87, House Bill No. 103 and House Bill No. 935.

On motion of Senator Durkan, House Bill No. 87, House Bill No. 103 and House Bill No. 935 were referred to the Committee on Ways and Means.

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

REPORTS OF STANDING COMMITTEES

Senate Bill No. 254:

Senate Chamber,
 Olympia, Wash., March 31, 1967.

Pertaining to changes in manufacturing tax credit and other changes in administration of excise tax (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, Joe Chytill, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Wilbur G. Hallauer, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, Robert C. Ridder, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 638:

Senate Chamber,
 Olympia, Wash., March 31, 1967.

Amending public lands statues and providing for financing the east capitol site (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Damon R. Canfield, Joe Chytill, John L. Cooney, Dewey C. Donohue, Fred H. Dore, William A. Gissberg,

Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, John N. Ryder, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 65:

Senate Chamber,
Olympia, Wash., March 31, 1967.

Interest earned by trust moneys in the resource management to be apportioned according to its source (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 31, 1967.

Mr. President:

The House has passed: House Bill No. 52,
Engrossed House Bill No. 90,
House Bill No. 178,
House Bill No. 194,
Engrossed House Bill No. 446,
House Bill No. 479,
Engrossed House Bill No. 517,
Engrossed House Bill No. 748,
House Bill No. 966, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 31, 1967.

Mr. President:

The Speaker has signed: House Bill No. 224,
House Bill No. 576,
House Bill No. 702, and the same herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 31, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 355,
Senate Bill No. 363,
Senate Joint Memorial No. 21, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 31, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 701 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 31, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 656 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., March 31, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 492 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 224,
House Bill No. 576,
House Bill No. 702.**

INTRODUCTION AND FIRST READING OF BILL AND MEMORIAL

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 639, by Senators Kupka, Lewis and Talley:

An Act relating to and regulating retail installment sales of goods and services; amending section 4, chapter 236, Laws of 1963 as amended by section 3, chapter 234, Laws of 1967 and RCW 63.14.040; amending section 12, chapter 236, Laws of 1963 as amended by section 7, chapter 234, Laws of 1967 and RCW 63.14.120; and providing an effective date.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Joint Memorial No. 22, by Senators McCormack, Dore, Rasmussen, Bailey, Williams, Peterson (Ted), Foley, Uhlman, Pritchard, Stender, Washington, Herrmann, Connor, Hallauer and Andersen:

Memorial rescinding 1963 memorial for federal constitutional amendment as to apportionment of state legislatures.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator McCormack, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 22.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 52, by Representatives Cunningham, Bottiger and Swayze (by Departmental request):

An Act relating to the Washington utilities and transportation commission; authorizing its participation in proceedings before federal administrative agencies and judicial proceedings relating thereto; and adding a new section to chapter 14, Laws of 1961 and to chapter 80.01 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 90, by Representatives Litchman and Clark (Newman H.) (by Joint Committee on Governmental Cooperation request):

An Act relating to witnesses; creating a conditional privilege for public officers and reporters as to sources of information; and establishing procedures for the denial thereof.

Referred to Committee on Rules and Joint Rules.

House Bill No. 178, by Representatives Kirk, Day, Farr, Ceccarelli and Chatalas (by Departmental request):

An Act relating to the state board of health; and amending section 43.20.030, chapter 8, Laws of 1965 and RCW 43.20.030.

Referred to Committee on Rules and Joint Rules.

House Bill No. 194, by Representatives Lynch, Cunningham and Jastad:

An Act relating to reporting of child abuse; and amending section 1, chapter 13, Laws of 1965 and RCW 26.44.010; section 3, chapter 13, Laws of 1965 and RCW 26.44.030; and section 4, chapter 13, Laws of 1965 and RCW 26.44.040.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 446, by Representatives Holman, Wolf and Lux:

An Act relating to veterinary medicine, surgery and dentistry; amending section 21, chapter 71, Laws of 1941, as amended by section 2, chapter 92, Laws of 1959, and RCW 18.92.015; amending section 3, chapter 92, Laws of 1959, and RCW 18.92.021; amending section 4, chapter 71, Laws of 1941, as last amended by section 2, chapter 157, Laws of 1961, and RCW 18.92.030; amending section 13, chapter 124, Laws of 1907, as last amended by section 5, chapter 92, Laws of 1959, and RCW 18.92.040; amending section 20, chapter 71, Laws of 1941, as amended by section 13, chapter 92, Laws of 1959, and RCW 18.92.060; amending section 7, chapter 71, Laws of 1941, as amended by section 7, chapter 92, Laws of 1959, and RCW 18.92.100; amending section 10, chapter 71, Laws of 1941, as amended by section 8, chapter 92, Laws of 1959, and RCW 18.92.115; amending section 11, chapter 124, Laws of 1907, as last amended by section 9, chapter 92, Laws of 1959, and RCW 18.92.120; amending section 19, chapter 71, Laws of 1941, as amended by section 12, chapter 92, Laws of 1949, and RCW 18.92.145; amending section 13, chapter 71, Laws of 1941, as amended by section 1, chapter 157, Laws of 1961, and RCW 18.92.160; amending section 14, chapter 71, Laws of 1941, as amended by section 11, chapter 92, Laws of 1959, and RCW 18.92.180; repealing section 8, chapter 71, Laws of 1941 and RCW 18.92.110; and repealing section 6, chapter 92, Laws of 1959 and RCW 18.92.155.

Referred to Committee on Rules and Joint Rules.

House Bill No. 479, by Representatives McDougall, Richardson and Charrette (by Departmental request):

An Act relating to temporary real estate broker's permits and temporary real estate salesmen's permits; and amending section 13, chapter 222, Laws of 1951 as amended by section 8, chapter 235, Laws of 1953 and RCW 18.85.150.

Referred to Judiciary Committee.

Engrossed House Bill No. 517, by Representatives Perry, McGavick and Newschwander (by Departmental request):

An Act relating to state government; relating to the department of general administration, division of purchasing and purchasing committee; adding new sections to chapter 8, Laws of 1965 and to chapter 43.19 RCW; amending section 43.19.190, chapter 8, Laws of 1965 and RCW 43.19.190; amending section 43.19.1902, chapter 8, Laws of 1965 and RCW 43.19.1902; amending section 43.19.1904, chapter 8, Laws of 1965 and RCW 43.19.1904; amending section 43.19.1923, chapter 8, Laws of 1965 and RCW 43.19.1923; and repealing section 43.19.210, chapter 8, Laws of 1965 and RCW 43.19.210.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 748, by Representatives Cunningham, Bottiger and Hoggins:

An Act relating to elections; providing for a presidential preference primary; prescribing procedure for the selection of nominees for president of the United States, and for the election of delegates to national conventions; and adding a new chapter to Title 29 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 966, by Representatives Flanagan, Day, Murray and Berentson:

An Act relating to state government; and amending section 3, chapter 232, Laws of 1957 as amended by section 2, chapter 238, Laws of 1967 and RCW 70.94.030.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

SECOND READING OF BILLS

Engrossed Substitute House Bill No. 77, by the Committee on Judiciary:

Providing for allowance of fees and costs in connection with eminent domain proceedings.

REPORT OF STANDING COMMITTEE

Engrossed Substitute House Bill No. 77:

Senate Chamber,
Olympia, Wash., March 5, 1967.

Providing for allowance of fees and costs in connection with eminent domain proceedings (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 3, line 31 of the engrossed substitute bill, being line 28 of the substitute bill, after "same" and before "be" strike "to" and insert "may"

On page 3, section 3, beginning on line 4 of the engrossed substitute bill, being page 2, section 3, line 33 of the substitute bill, strike all of section 4 and insert the following:

"NEW SECTION. Sec. 4. There is added to chapter 125, Laws of 1965 extraordinary session and to chapter 8.25 RCW a new section to read as follows:

If a trial is held for the fixing of the amount of compensation to be awarded to the owner or party having an interest in the property being condemned and the judgment awarded said parties for such compensation is in excess of the settlement offer required to be made by condemnor hereunder, the court shall fix a reasonable attorney's fee to be awarded to the condemnees."

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Frank Foley, William A. Gissberg, H. B. (Jerry) Hanna, Robert W. Twigg, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

It was moved by Senator Uhlman that the rules be suspended and that Engrossed Substitute House Bill No. 77 be advanced to third reading, the second reading considered the third and the bill be placed on final passage.

The motion by Senator Uhlman was lost on a rising vote and the bill was passed to Committee on Rules and Joint Rules for third reading.

House Bill No. 86, by Representative Hawley (by Departmental request):
Amending inspection fees for imported oyster seed.

On motion of Senator Henry, House Bill No. 86 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 424, by Senators Washington, Pritchard and Knoblauch (by Executive request):

Establishing a scenic and recreational highway system.

On motion of Senator Washington, Substitute Senate Bill No. 424 was substituted for Senate Bill No. 424, the substitute bill placed on second reading and read the second time by sections.

On motion of Senator Washington, the following amendment was adopted:

On page 1, section 1, beginning on line 11, strike all of subsection (1) and renumber the remaining subsections consecutively.

On motion of Senator Washington, the rules were suspended, Engrossed Substitute Senate Bill No. 424 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Washington yield to a question:

"Senator Washington, I notice there are several things that have to do with the bill that are normally not covered in highway construction. In section 5, subsection 1, it states that the planning and design for highways falling within the scenic and recreational highways system may include or shall not be limited to provisions of the following: Hiking, bicycling and bridle paths, and so forth. Now will this construction of these facilities or the providing of these facilities come from highway gas tax dollars?"

Senator Washington:

"No, they will not. Section 3 provides specifically that the highway fund will be paid for by direct appropriations through the Parks and Recreation Commission."

Senator Guess:

"Senator Washington, there has been a long standing policy of the legislature and the highway department that on those roads where the highway department has built parallel freeways, the old road has gone back to the county. What does the bill provide in the case of the Yakima Canyon, can you tell me?"

Senator Washington:

"The bill provides nothing in that regard. I think this is a step that we would have to take in the future to determine what will be the status of one of these scenic highways if it goes off the system. This bill does not provide any way for handling that particular problem.

Senator Guess:

"In your preliminary remarks, you made some remark about whether or not the bill was tied to any action on billboards. Will you make that statement again to me?"

Senator Washington:

"Yes, this bill has no connection whatsoever with the control of billboards. That was specifically taken out of the act, as you recall, in the substitute bill."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 424 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart,

Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—44.

Absent or not voting: Senator Uhlman—1.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

Engrossed Substitute Senate Bill No. 424 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 1, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 360 and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 31., 1967.

Mr. Speaker:

Mr. President:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 360, providing certain guidelines for state participation in federal programs, have had the same under consideration, and we recommend that the following amendment be adopted:

Beginning on line 11 of the Senate committee amendment by Committee on Ways and Means, adding a new section 4, after "federal law" strike "which are not appropriated by the legislature".

Strike all of subsection (5) on page 2 of the Senate committee amendment by Committee on Ways and Means.

Senate Members:

Martin J. Durkan
R. Frank Atwood
Frank W. Foley

House Members:

Slade Gorton
Stewart Bledsoe
Gary Grant

On motion of Senator Foley, the report of the Free Conference Committee on Engrossed House Bill No. 360 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 360 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Hallauer, Morgan—2.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

Engrossed House Bill No. 360 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

SECOND READING OF BILLS

Engrossed House Bill No. 183, by Representatives Whetzel, Chatalas, McGavick, Ceccarelli and Elicker (by Departmental request):

Allows department of public assistance to accept federal funds under the Federal Older Americans Act of 1965.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the rules were suspended, Engrossed House Bill No. 183 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 183 and the bill passed the Senate by the following vote: Yeas, 39, nays, 0; absent or not voting, 6; excused, 4.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Atwood, Durkan, Guess, Hallauer, Lenart, Pritchard—6.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

Engrossed House Bill No. 183 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 532, by Committee on Financial Institutions and Insurance:

Providing a procedure to effect cancellation of a motor vehicle insurance policy.

REPORT OF STANDING COMMITTEE

Substitute House Bill No. 532:

Senate Chamber,
Olympia, Wash., March 7, 1967.

Providing a procedure to effect cancellation of a motor vehicle insurance policy (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, beginning on line 7 after the period after the numeral "1" strike the remainder of the bill and insert the following:

"There is added to chapter 79, Laws of 1947 and to chapter 48.22 RCW a new section to read as follows:

(1) No contract of insurance predicated upon the use of a private passenger automobile, or the renewal thereof, shall be terminated by cancellation or refusal to renew by

the insurer until at least fifteen days after mailing written notice of termination by certified mail with return receipt to the named insured at the latest address filed with the insurer by or on behalf of the named insured. Time of the effective date and hour of termination stated in the notice shall become the end of the policy period.

(2) In addition, no such contract of insurance which has been in effect sixty days may be terminated by cancellation by the insurer unless:

(a) The named insured fails to discharge when due any of his obligations in connection with the payment of premium for the policy or any installment thereof;

(b) The insured violates any of the terms and conditions of the policy not in conflict with the provisions of this subsection;

(c) The named insured or any other operator who customarily operates an automobile insured under the policy:

(i) Has had his driver's license suspended or revoked during the policy period, or

(ii) Has experienced and is likely to experience epilepsy or heart attacks, and such individual cannot produce a certificate from a physician testifying to his unqualified ability to operate a motor vehicle, or

(iii) Is convicted of or forfeits bail during the policy period, for:

(A) Any felony, or

(B) Criminal negligence resulting in death, homicide or assault, arising out of the operation of a motor vehicle, or

(C) Operating a motor vehicle while in an intoxicated condition or while under the influence of drugs, or

(D) Leaving the scene of an accident without stopping to report, or

(E) Theft of a motor vehicle, or

(F) A third violation, for any one operator, within a period of eighteen months, of any moving traffic offense.

After the aforesaid sixty-day period, a notice of cancellation from the insurer to the insured shall give the statutory reason for which such cancellation is made.

(3) No contract of insurance subject to the provisions of subsection (1) above which has been in effect for sixty days shall be terminated by refusal to renew by the insurer unless:

(a) The insurer gives the named insured notice in writing as provided for in subsection (1) above that:

(i) It proposes to terminate or refuses to renew the insurance contract upon such date; and

(ii) Upon receipt of a written request from the named insured, it will forthwith mail to the named insured a written explanation of its actual reason or reasons for terminating or refusing to renew; and

(iii) The named insured, within five days after receipt of such notice, may at his option, request the insurer to furnish such written explanation; and

(b) If the named insured exercises his option, the insurer shall forthwith, but in any event prior to the proposed termination or refusal to renew, mail to the named insured by certified mail with return receipt a written explanation giving the actual reason or reasons for its refusal to renew the contract.

(4) Any notice or written explanation given pursuant to the provisions of this section shall be privileged and shall not constitute grounds for any cause of action against the insurer or its representative or any firm, person or corporation who in good faith furnishes to the insurer the information upon which the reasons are based.

(5) The provisions of this section shall not apply to:

(a) Contracts of insurance issued under the assigned risk plan; and

(b) Contracts of insurance providing principally other general casualty coverages in addition to vehicle insurance; and

(c) Contracts of insurance insuring more than four motor vehicles.

(6) (a) Any contract of insurance which specifies either no definite policy period or a policy period of six months or less shall, for the purposes of this section, be considered to have successive policy periods ending each six months following its original date of issue.

(b) Each contract of insurance subject to the provisions of subsection (1) must contain each particular ground for cancellation of the contract of insurance by the insurer.

NEW SECTION. Sec. 2. There is added to chapter 79, Laws of 1947 and to chapter 48.22 RCW a new section to read as follows:

Nothing in section 1 of this act shall be construed to prevent the cancellation or nonrenewal of any such insurance where:

(a) Such cancellation or nonrenewal is ordered by the commissioner under a statutory delinquency proceeding commenced under the provisions of chapter 48.31 RCW, or

(b) Permission for such cancellation or nonrenewal has been given by the commissioner on a showing that the continuation of such coverage can reasonably be expected to create or continue a condition in the company hazardous to its policyholder, or to its creditors, or to its members, subscribers, or stockholders, or to the public."

In line 4 of the title after "and to chapter" strike "48.18" and insert "48.22".

Karl Herrmann, Chairman,
August P. Mardesich, *Vice Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, George W. Kupka, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Marshall A. Neill, Lowell Peterson, Joel M. Pritchard, John N. Ryder, Robert W. Twigg.

The bill was read the second time by sections.

On motion of Senator Herrmann, the following amendment to the committee amendment was adopted:

On page 1, section 1, subdivision 1, the last line of subdivision 1, after "policy period" and before the period insert ": *Provided*, That insurers may not cancel a policy because of any incident, happening or liability for which the insured was not responsible"

The motion by Senator Herrmann was carried and the committee amendment as amended was adopted.

On motion of Senator Herrmann, the committee amendment to the title was adopted.

On motion of Senator Herrmann, the rules were suspended, Substitute House Bill No. 532 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 532 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 4; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytill, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Williams, Woodall—41.

Absent or not voting: Senators Hallauer, Pritchard, Sandison, Washington—4.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

Substitute House Bill No. 532 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 723, by Representatives Taylor and King:

Removing residence restriction on appointment of police officers.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, House Bill No. 723 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 723 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Woodall—40.

Absent or not voting: Senators Bailey, Connor, Dore, Washington, Williams—5.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

House Bill No. 723 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 255, by Senators McCormack, Gissberg and Ryder (by Departmental request):

Changing excise tax laws.

MOTIONS

On motion of Senator McCormack, Senate Bill No. 255 was ordered to retain its place at the beginning of the second reading calendar for Monday, April 3, 1967.

On motion of Senator Durkan, the Senate returned to the first order of business.

On motion of Senator Durkan, the Committee on Public Institutions was relieved of further consideration of House Bill No. 513.

On motion of Senator Durkan, House Bill No. 513 was referred to the Committee on Ways and Means.

On motion of Senator Durkan, the Senate advanced to the seventh order of business.

SECOND READING OF BILLS

Engrossed House Bill No. 762, by Representatives Humiston, Backstrom and Smythe:

Implementing law relating to county and joint county-city hospitals.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 762 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 762 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart,

McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Lewis, Twigg—2.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

Engrossed House Bill No. 762 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute House Bill No. 293, by Committee on Local Government:

Simplifying procedure for merger of water districts.

The bill was read the second time by sections.

On motion of Senator Stender, the rules were suspended, Substitute House Bill No. 293 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 293 and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Voting nay was: Senator Ridder—1.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

Substitute House Bill No. 293 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 471, by Representatives Newschwander, Kirk and Smith (by Departmental request):

Repealing provision rendering certain acts relating to probation services temporary.

The bill was read the second time by sections.

On motion of Senator Morgan, the rules were suspended, House Bill No. 471 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 471 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive,

Guess, Hallauer, Henry, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—42.

Absent or not voting: Senators Keefe, McMillan, Uhlman—3.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

House Bill No. 471 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 432, by Senators Chytil, Donohue and Talley:

Providing for the protection of specialized forest products.

The bill was read the second time by sections.

On motion of Senator Chytil, the rules were suspended, Senate Bill No. 432 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 432 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Williams, Woodall—40.

Absent or not voting: Senators Donohue, McMillan, Pritchard, Uhlman, Washington—5.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

Senate Bill No. 432 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 86, by Representative Hawley (by Departmental request): Amending inspection fees for imported oyster seed.

The Senate resumed consideration of House Bill No. 86 on second reading and the amendment proposed by Senator Lennart.

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the point of order raised by Senator Lowell Peterson, finds that the proposed amendment by Senator Lennart does enlarge the scope and object of the bill.

"House Bill No. 86 provides that the inspectors' base salary not be included in determining the fees for inspection of imported oyster seed.

"The amendment proposed by Senator Lennart prohibits salmon fishing without a license and prescribed exceptions and licensing laws. Furthermore, the amendment makes violations of licensing provisions a crime and prescribes penalties. The amendment also provides that certain Oregon licenses are valid in described areas under some circumstances.

"The point of order raised by Senator Peterson is therefore well taken."

On motion of Senator Ryder, the rules were suspended, House Bill No. 86 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 86 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Gissberg, Hanna, Herr, Redmon—4.

House Bill No. 86 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 1, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 360 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 1, 1967.

Mr. President:

The House has passed: Senate Bill No. 634, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 1, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 244 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 1, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 197 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 1, 1967.

Mr. President:

The Speaker has signed: House Bill No. 109,
Substitute House Bill No. 146,

Substitute House Bill No. 303,
House Bill No 492,
Substitute House Bill No. 534,
House Bill No. 638,
House Bill No. 656,
House Bill No. 675,
House Bill No. 701, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 109,
Substitute House Bill No. 146,
Substitute House Bill No. 303,
House Bill No. 492,
Substitute House Bill No. 534,
House Bill No. 638,
House Bill No. 656,
House Bill No. 675,
House Bill No. 701.**

MOTION

At 11:30 a.m., on motion of Senator Greive, the Senate adjourned until noon, Monday, April 3, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-FIFTH DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Monday, April 3, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Lennart and Uhlman.

On motion of Senator Greive, Senator Dore was excused.

On motion of Senator Hallauer, Senator Uhlman was excused.

On motion of Senator Atwood, Senator Lennart was excused.

The Color Guard, consisting of Pages George Thieme, Color Bearer, and Heidi Johnson, presented the Colors.

Reverend Arthur I. Anderson, pastor of Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"O God of all wisdom and of all love, we thank Thee that Thou hast appointed a time for every matter and for every work under heaven: a time to pray and worship, a time to spend with family and inner circle of friends, a time to rest and recuperate, a time to work and achieve.

"O Master of all good workmen, at the beginning of this new week set us to work anew; and give us the satisfaction of achievement in the midst of our work.

"O Thou who deservest to be uppermost in our hearts and minds, be with the members of this upper house this day. Grant unto them the blessing of Thy guidance and the humble obedience to accept it. Through Jesus Christ our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 1, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 424, have inspected same, and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: Frank W. Foley, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., April 3, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 634, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: Frank W. Foley, R. R. Bob Greive.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 1, 1967.

Mr. President:

The House has passed: Reengrossed House Bill No. 516, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILL AND MEMORIAL

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 640, by Senators Washington and Hallauer:

An Act relating to highways; making appropriations for the operations and capital improvements of the state highway commission and the Washington toll bridge authority.

Referred to Committee on Highways.

On motion of Senator Washington, the rules were suspended to permit an additional sponsor to Senate Bill No. 640.

Senate Joint Memorial No. 23, by Senators Stender and Greive:

Memorializing Congress concerning the American flag merchant marine.

On motion of Senator Stender, the rules were suspended, Senate Joint Memorial No. 23 was advanced to second reading and read the second time in full.

On motion of Senator Stender, the rules were suspended, Senate Joint Memorial No. 23 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 23 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 3; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch,

Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington—43.

Absent or not voting: Senators Pritchard, Williams, Woodall—3.

Excused: Senators Dore, Lennart, Uhlman—3.

Senate Joint Memorial No. 23, having received the constitutional majority, was declared passed.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

Reengrossed House Bill No. 516, by Representatives Cunningham, Barden and Marzano (by Departmental request):

An Act relating to elections; and amending section 29.04.040, chapter 9, Laws of 1965 and RCW 29.04.040; amending section 12, chapter 101, Laws of 1965 extraordinary session, and RCW 29.54.043; amending section 29.10.080, chapter 9, Laws of 1965 and RCW 29.10.080; amending section 29.39.010, chapter 9, Laws of 1965 and RCW 29.39.010; amending section 29.39.030, chapter 9, Laws of 1965 and RCW 29.39.030; amending section 29.51.060, chapter 9, Laws of 1965 as amended by section 5, chapter 156, Laws of 1965 extraordinary session and RCW 29.51.060; amending section 29.54.070, chapter 9, Laws of 1965 and RCW 29.54.070; and adding new sections to chapter 9, Laws of 1965 and to chapter 29.36 RCW; amending section 29.33.020, chapter 9, Laws of 1965 and RCW 29.33.020; amending section 29.33.040, chapter 9, Laws of 1965 and RCW 29.33.040; amending section 29.33.050, chapter 9, Laws of 1965 and RCW 29.33.050; amending section 29.33.060, chapter 9, Laws of 1965 and RCW 29.33.060; amending section 29.33.070, chapter 9, Laws of 1965 and RCW 29.33.070; amending section 29.33.080, chapter 9, Laws of 1965 and RCW 29.33.080; amending section 29.33.100, chapter 9, Laws of 1965 and RCW 29.33.100; amending section 29.33.110, chapter 9, Laws of 1965 and RCW 29.33.110; amending section 29.33.120, chapter 9, Laws of 1965 and RCW 29.33.120; amending section 29.51.170, chapter 9, Laws of 1965 as amended by section 14, chapter 101, Laws of 1965 extraordinary session and RCW 29.51.170; amending section 29.59.040, chapter 9, Laws of 1965 and RCW 29.59.040; amending section 29.65.030, chapter 9, Laws of 1965 and RCW 29.65.030; amending section 29.85.160, chapter 9, Laws of 1965 and RCW 29.85.160; and providing penalties.

Referred to Committee on Rules and Joint Rules.

MOTIONS

On motion of Senator Hanna, the Senate returned to the first order of business.

On motion of Senator Greive, the Committee on Rules and Joint Rules was relieved of further consideration of Reengrossed House Bill No. 516.

On motion of Senator McCormack, Reengrossed House Bill No. 516 was substituted for Engrossed Senate Bill No. 275 on today's third reading calendar.

On motion of Senator McCormack, Engrossed Senate Bill No. 275 was referred to the Committee on Rules and Joint Rules.

On motion of Senator McCormack, Reengrossed House Bill No. 516 was ordered to retain its place on the third reading calendar for tomorrow.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 634.

The Secretary read:

SENATE RESOLUTION

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By Senators Hanna, Talley and Lennart:

Whereas, The Senate recognizes the need for some form of stabilization in the milk production and marketing industries in order to avoid the serious disturbances which have reached national proportions in this field in the midwest; and

Whereas, The Senate recognizes the need for some form of stabilization in the milk production and marketing in the state of Washington to eradicate those practices which have had the effect of destroying the milk industry to the detriment of the consumer;

Now, Therefore, Be It Resolved, By the Senate, That the legislative council be requested to make a study into the areas of milk production and marketing, and the destructive practices therein; and

Be It Further Resolved, That the legislative council be requested to prepare suitable legislation to correct the problems and present such legislation to the forty-first Legislature for its consideration.

It was moved by Senator Hanna that the resolution be adopted.

On motion of Senator Williams, the motion was amended and the words, "and the destructive practices therein", on line 11 of the resolution were stricken.

Debate ensued.

The motion by Senator Hanna was carried and the resolution as amended by Senator Williams was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Montana State Representative Elmer Schye and appointed a special committee consisting of Senators Stender, Ryder, Greive and Gissberg to escort Mr. Schye to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mr. Schye to address the Senate.

SECOND READING OF BILLS

Senate Bill No. 255, by Senators McCormack, Gissberg and Ryder (by Departmental request):

Changing excise tax laws.

REPORT OF STANDING COMMITTEE

Senate Bill No. 255:

Senate Chamber,
Olympia, Wash., March 29, 1967.

Changing excise tax laws (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 3, section 1, line 16, after "thereto," insert "*but excluding charges made for the use of coin operated laundry or dry cleaning facilities operated in premises which are unattended except for purposes of performing janitorial services or opening or closing the premises,*" and strike "but" and insert "[but] and"

On page 9, section 9, line 15, after "*broadcasting*" and before the semicolon insert "*, excluding network, national and regional advertising computed as a standard deduction based on the national average thereof as annually reported by the Federal Communications Commission, or in lieu thereof by itemization by the individual broadcasting station, and excluding that portion of revenue represented by the out of state audience computed as a ratio to the station's total audience as measured by the 100 micro-volt signal strength and delivery by wire, if any*"

On page 14, line 15, after "of" strike "*agricultural*" and after "commodities" insert "*from points of origin in the state*"

On page 14, beginning on line 17, after "thereto," strike "from points of origin in the state, and thereafter" and insert "[from points of origin in the state, and thereafter] *from which such commodities are*" and after "forwarded" in line 18 insert "*directly*", and after "by" on line 18 strike "water carrier" and insert "[water carrier] vessel"

On page 14, after section 15, add the following:

"Sec. 16. Section 82.32.060, chapter 15, Laws of 1961 as last amended by section 27, chapter 173, Laws of 1965 extraordinary session and RCW 82.32.060 are each amended to read as follows:

If, upon application by a taxpayer for a refund or for an audit of his records, or upon an examination of the returns or records of any taxpayer, it is determined by the tax commission that within the two years immediately preceding the receipt [of] by the commission of the application by the taxpayer for a refund or for an audit, or, in the absence of such an application, within the two years immediately preceding the commencement by the commission of such examination, a tax has been paid in excess of that properly due, the excess amount paid within such period of two years shall be credited to the taxpayer's account or shall be refunded to the taxpayer, at his option. *In the case of an examination of the returns or records of the taxpayer, no refund of or credit for tax payments made within the two-year period preceding the commencement of the examination shall be allowed other than as disclosed by such examination, unless such payments have also been made within two years immediately preceding an application for a refund of or credit for such payments. Except as to the utilization by the taxpayer of the credits in computing tax authorized by RCW 82.04.435, which credits must be claimed within two years of payment of the taxes giving rise to such credits, no refund or credit shall be allowed with respect to any payments made to the commission more than two years before the date of such application or examination. Where a refund or credit may not be made because of the lapse of said two year period, the amount of the refund or credit which would otherwise be allowable for the portion of the statutory assessment period preceding the two year period may be offset against the amount of any tax deficiency which may be determined by the commission for such statutory assessment period. [Notwithstanding the foregoing, no refund or credit shall be granted with respect to taxes paid prior to May 1, 1950, but where a refund or credit may not be made because the tax was paid prior to May 1, 1950, the amount of the refund or credit which would otherwise be allowable for the portion of the statutory assessment period preceding May 1, 1950, may be offset against the amount of any tax deficiency which may be determined by the commission for such preceding period.] Where refund or credit is applied for with respect to a payment made pursuant to an assessment, the part of the payment in excess of that properly due shall be determined solely by reference to the assessment itself, and not by reference to other payments made within the assessment period."*

Renumber the remaining sections consecutively.

On page 17, following section 18, add the following:

"Sec. 19. There is added to chapter 15, Laws of 1961, and to chapter 84.36 RCW a new section to read as follows:

All property, whether real or personal, owned in fee or by contract purchase by any nonprofit corporation or association the primary purpose of which is providing education and recreation for the general public and the conservation of natural resources for such education and recreation shall be exempt from ad valorem taxation if the following conditions are met:

(1) Such property shall be used solely for the purpose of providing recreation or education for the general public, and not for the pecuniary benefit of any person or company, as defined in RCW 82.04.030; and

(2) Such property shall be subject to an option for the purchase thereof by the state or any of its subdivisions at a price not exceeding the sum of the original purchase cost to such nonprofit corporation or association plus interest from the date of acquisition by such corporation or association at a rate of six percent per annum compounded annually to the date of the exercise of the option.

Sec. 20. Section 84.36.010, chapter 15, Laws of 1961 and RCW 84.36.010 are each amended to read as follows:

All property belonging exclusively to the United States, the state, any county or municipal corporation shall be exempt from taxation. *All property belonging exclusively to a foreign national government shall be exempt from taxation if such property*

is used exclusively as an office or residence for a consul or other official representative of such foreign national government, and if the consul or other official representative is a citizen of such foreign nation.

Add a new section 19 to read as follows:

"NEW SECTION. Sec. 19. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect June 1, 1967."

On page 2, line 3 of the title, after "RCW 82.16.050;" insert "amending section 82.32.060, chapter 15, Laws of 1961 as last amended by section 27, chapter 173, Laws of 1965 extraordinary session and RCW 82.32.060;"

On page 2, line 8 of the title, after ".330;" insert "amending section 84.36.010, chapter 15, Laws of 1961 and RCW 84.36.010;"

On page 2, line 12 of the title, strike the word "and"

On page 2, line 13 of the title, before the period after "RCW 82.16.026" insert "adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW; adding an effective date and declaring an emergency"

Martin J. Durkan, *Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Frank W. Foley, Sam C. Guess, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, David E. McMillan, Marshall A. Neill, John N. Ryder, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendment to page 3 was adopted.

It was moved by Senator McCormack that the committee amendment to page 9, section 9, line 15, be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Hallauer:

"Mr. President, would Senator McCormack yield to a question:

"In regard to the competitive advertising media, the public press of the state, does the interstate commerce aspect of this have the same significance or does the press pay a business and occupation tax on that part of the advertising that goes outside of the state?"

Senator McCormack:

"Mr. President:

"To my knowledge, the press has made no request to have any exclusion of any portion of its advertising that goes outside of the state. I believe that's because the heavy majority of it is inside the state."

Senator Hallauer:

"Then, Senator McCormack, if this amendment is adopted, what you are telling us is that this would be discriminatory in that the press would not have this type of exemption but radio and television would have this type of exemption."

Senator McCormack:

"Senator, this is special legislation which attempts to correct inequities that already exist. In the past, broadcasting companies haven't been taxed at all and newspapers have. This is an attempt to bring both under the business and occupation tax blanket at the same rate. It's quite obvious with radio and television that sometimes a great deal of it does go outside the state. Now the broadcasting industry has come forward with a request that this portion of their business be excluded. I think if the press requested that portion of their business be excluded and could show that that portion goes outside the state the same as the broadcasting companies have done, it would be excluded."

Senator Hallauer:

"Then if I understand your response correctly, you say it would result in a discrimination against the press in contrast to radio and television?"

Senator McCormack:

"No, I did not suggest that."

Senator Hallauer:

"However, you did say there would be an exemption for radio and television on out of state business but not for the press, and this is the same thing."

Senator McCormack:

"I also said, Senator Hallauer, if the press came in and requested these exemptions, I am sure it would be considered."

Senator Hallauer:

"But they do not have such an exemption at the present time?"

Senator McCormack:

"No, and the reason they don't, Senator, is because that percentage of business that they do out of the state is so small, they haven't bothered to request it."

Debate ensued.

MOTIONS

On motion of Senator Freise, Senate Bill No. 255 was ordered to retain its place on the second reading calendar for today immediately following consideration of Engrossed House Bill No. 791.

At 12:50 p.m., on motion of Senator Greive, the Senate recessed until 1:50 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:50 p.m.

SPECIAL ORDER OF BUSINESS

The time having arrived the Senate resumed consideration of Senate Resolution 1967 EX-26 by Senators Mardesich, Faulk and Sandison.

MOTIONS

It was moved by Senator Mardesich that the resolution be made a special order of business immediately following consideration of Senate Bill No. 463.

Debate ensued.

The President declared the Senate to be at ease.

The President called the Senate to order.

Senators Sandison, Mardesich and McCormack demanded the previous question and the demand was sustained.

The motion by Senator Mardesich was carried and the resolution was made a special order of business immediately following consideration of Senate Bill No. 463.

It was moved by Senator McCormack that the Senate do now resume consideration of Senate Bill No. 255 on second reading.

The motion was carried.

Senate Bill No. 255, by Senators McCormack, Gissberg and Ryder (by Departmental request):

Changing excise tax laws.

The Senate resumed consideration of Senate Bill No. 255 on second reading and the adoption of the committee amendment to page 9, section 9, line 15.

The motion by Senator McCormack was carried and the committee amendment to page 9 was adopted.

On motion of Senator McCormack, the committee amendments to page 14 were adopted.

It was moved by Senator McCormack that the committee amendment to page 17 be laid upon the table.

The motion was carried.

It was moved by Senator McCormack that the following amendment be adopted:

On page 17, following section 18, amend the committee amendment entitled section 19, as follows:

"NEW SECTION. Sec. 19. There is added to chapter 15, Laws of 1961 and to chapter 84.36 RCW a new section to read as follows:

All property, whether real or personal, owned in fee or by contract purchase by any nonprofit corporation or association the primary purpose of which is providing for the general public the conservation of natural resources and recreation shall be exempt from ad valorem taxation if the following conditions are met:

(1) Such property shall be used solely for the purpose of providing recreation for the general public, and not for the pecuniary benefit of any person or company, as defined in RCW 82.04.030; and

(2) Such property shall be subject to an option for the purchase thereof by the state or any of its subdivisions at a price not exceeding the sum of the original purchase cost to such non-profit corporation or association plus interest from the date of acquisition by such corporation or association at a rate of six percent per annum compounded annually to the date of the exercise of the option.

(3) Any non-profit corporation or association whose purpose it is to purchase, or to obtain an option to purchase, any property for purposes itemized in this section shall first register with the Department of Revenue indicating its intent to hold any such property for the option of the state or any of its subdivisions to purchase at a later date; and shall register all such property it has purchased or for which it has an option from time to time as such property or options shall come into its possession."

POINT OF ORDER

Senator Hallauer raised the point of order that the proposed amendment by Senator McCormack enlarged the scope and object of the bill.

Debate ensued.

The President declared the Senate to be at ease.

The President called the Senate to order.

MOTIONS

On motion of Senator McCormack, the amendment was laid upon the table.

On motion of Senator McCormack, the committee amendment to section 20 was laid upon the table.

On motion of Senator Woodall, the Senate voted to reconsider the vote by which the committee amendments to page 14 were adopted.

On motion of Senator Durkan, the committee amendment to page 14, was laid upon the table.

On motion of Senator McCormack, the committee amendment to section 19 was adopted.

On motion of Senator McCormack, the following amendment was adopted:

On page 14, section 16, line 31, strike all of section 16.

Renumber the remaining sections.

It was moved by Senator Hallauer that the following amendments be adopted:

On page 12, section 13, line 18 after "four and" and before "percent" insert "[two-tenths] *four-tenths*"

On page 16, after section 17 add the following:

"Sec. 18. Section 82.08.020, chapter 15, Laws of 1961 as last amended by section 13, chapter 173, Laws of 1965 extraordinary session and RCW 82.08.020 are each amended to read as follows:

There is levied and there shall be collected a tax on each retail sale in this state equal to (three and one-third) *four and four-tenths* percent of the selling price [: *Provided*, That from June 1, 1965 the tax imposed by this section shall be equal to four and two-tenths percent of the selling price]. The tax imposed under this chapter shall apply to successive retail sales of the same property and to the retail sale of intoxicating liquor by the Washington state liquor stores."

Renumber section 18 as section 19.

Debate ensued.

It was moved by Senator Greive that the amendments by Senator Hallauer be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Rasmussen, Ridder, McCutcheon, Metcalf, Durkan, Connor, Mardesich and Knoblauch.

ROLL CALL

The Secretary called the roll. The motion by Senator Greive was carried and the amendments by Senator Hallauer were laid upon the table by the following vote: Yeas, 37; nays, 11; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Sandison, Talley, Twigg, Uhlman, Washington, Woodall—37.

Those voting nay were: Senators Andersen, Faulk, Hallauer, Hanna, Lennart, Marquardt, Metcalf, Pritchard, Ryder, Stender, Williams—11.

Excused: Senator Dore—1.

On motion of Senator McCormack, the committee amendments to page 2, lines 3 and 8 of the title were laid upon the table.

On motion of Senator McCormack, the committee amendments to page 2, lines 12 and 13 of the title were adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 255 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 255 and the bill passed the Senate by the following vote: Yeas, 39; nays, 6; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Sandison, Stender, Twigg, Williams—39.

Those voting nay were: Senators Chytil, Rasmussen, Ryder, Talley, Washington, Woodall—6.

Absent or not voting: Senators Bailey, Hallauer, Uhlman—3.

Excused: Senator Dore—1.

Engrossed Senate Bill No. 255, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

It was moved by Senator Greive that Engrossed House Bill No. 941 on second reading which was a special order of business for 3:00 p.m. be ordered to retain its place at the beginning of the second reading calendar for tomorrow.

The motion was carried.

It was moved by Senator Greive that the Senate do now consider Senate Bill No. 463 on second reading.

The motion was carried.

Senate Bill No. 463, by Senators Morgan, Washington, Dore, Stender, Herr and Ridder:

Providing for comprehensive system of transportation across Puget Sound.

The bill was read the second time by sections.

It was moved by Senator Stender that the following amendment be adopted:

On page 2, section 1, line 12, after "project" strike "may" and insert "shall"

Debate ensued.

On motion of Senator McCutcheon, the amendment by Senator Stender was laid upon the table.

It was moved by Senator McCutcheon that Senate Bill No. 463 be referred to the Committee on Rules and Joint Rules.

Debate ensued.

Senators Mardesich, Knoblauch and Hanna demanded the previous question and the demand was sustained.

Senator Stender demanded a roll call and the demand was sustained by Senators Greive, Morgan, Washington, Connor, Ryder, Guess, Metcalf, Pritchard, Faulk and Neill.

ROLL CALL

The Secretary called the roll. The motion was carried and Senate Bill No. 463 was referred to the Committee on Rules and Joint Rules by the following vote: Yeas, 25; nays, 22; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Canfield, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Pritchard, Rasmussen, Sandison, Talley, Twigg, Woodall—25.

Those voting nay were: Senators Atwood, Bailey, Chytil, Connor, Durkan, Greive, Guess, Hanna, Herr, Lennart, Lewis, McMillan, Morgan, Neill, Peterson (Ted), Redmon, Ridder, Ryder, Stender, Uhlman, Washington, Williams—22.

Absent or not voting: Senator McCormack—1.

Excused: Senator Dore—1.

MOTION

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 3, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed Substitute House Bill No. 802 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Greive that the Senate recede from its amendments to Engrossed Substitute House Bill No. 802.

Debate ensued.

The motion was carried.

The President declared the question before the Senate to be the final passage of Engrossed Substitute House Bill No. 802 without the Senate amendments.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 802 and the bill passed the Senate by the following vote: Yeas, 28; nays, 17; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Faulk, Greive, Hanna, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Morgan, Neill, Peterson (Ted), Pritchard, Redmon, Sandison, Stender, Twigg, Washington, Williams, Woodall—28.

Those voting nay were: Senators Connor, Durkan, Foley, Freise, Gissberg, Guess, Hallauer, Henry, McCormack, Mardesich, Metcalf, Peterson (Lowell), Rasmussen, Ridder, Ryder, Talley, Uhlman—17.

Absent or not voting: Bailey, Herr, Marquardt—3.

Excused: Senator Dore—1.

Engrossed Substitute House Bill No. 802, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 3, 1967.

Mr. President:

The Speaker has signed: House Bill No. 86,

House Bill No. 183,

House Bill No. 197,

House Bill No. 244,

Substitute House Bill No. 293,

House Bill No. 360,

House Bill No. 471,

House Bill No. 723,

House Bill No. 762, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 86,
House Bill No. 183,
House Bill No. 197,
House Bill No. 244,
Substitute House Bill No. 293,
House Bill No. 360,
House Bill No. 471,
House Bill No. 723,
House Bill No. 762.**

MOTION

At 4:50 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, April 4, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-SIXTH DAY**MORNING SESSION**

Senate Chamber,
Olympia, Wash., Tuesday, April 4, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages George Thieme, Color Bearer, and Heidi Johnson, presented the Colors.

Reverend Arthur I. Anderson, pastor of Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Our Father God, in the solemn stillness of this moment of allegiance to the flags of our country and of our commonwealth, we do again lift up our hearts unto Thee whence cometh our help.

"Make us aware of Thy presence. May we see what Thou art showing us, and know what Thou art telling us, and take what Thou art giving us, and do what Thou art bidding us.

"Make us to know the good work that Thou wouldst have us do this day, and then fill us with zeal to finish it. May we so hallow Thy Name that Thy kingdom come and Thy will be done, through Jesus Christ our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION
1967 EX - 30

By Senators Hanna, Durkan, Hallauer, Washington, Foley, McCormack, Talley, Canfield and Chytil:

Whereas, The Committee on Public Works of the United States Senate adopted on September 9, 1963, a resolution requesting the board of engineers for rivers and harbors to review the report of the chief of engineers on the Columbia River and tributaries, published as House Document No. 403, 76th Congress, 2nd session; and

Whereas, The above mentioned resolution requests the corps of engineers to determine whether the extension of navigation from the pool of McNary Dam through Rock Island Dam on the Columbia River, Washington is feasible; and

Whereas, The proposed extension of navigation on the upper Columbia River above McNary pool is essential to the economic and industrial growth and prosperity of the immediate area affected and to the Pacific Northwest in general, and to the full and comprehensive development of our water resources; and

Whereas, This extension would have great benefit in providing a comprehensive system of transportation where all forms of transport are available to the shipping public for the movement of its commodities;

Now, Therefore, Be It Resolved, By the Senate of the Washington State Legislature, that it support extension of navigation on the upper Columbia River as an important link in providing the state with full and complete transportation service; and

Be It Further Resolved, That copies of this resolution be sent by the Secretary of the Senate to the Honorable Lyndon B. Johnson, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, and each member of Congress from the state of Washington.

On motion of Senator Hanna, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 31

By Senator Rasmussen:

Whereas, The Constitution of the state of Washington specifically charges the Legislature with the responsibility for making laws, and delegates to the executive department the authority for administering them; and

Whereas, The doctrine of separation of powers is the keystone of Constitutional government; and

Whereas, The right of the Governor to approve or disapprove laws passed by the Legislature cannot properly be construed as a power to delay and obstruct the orderly course of legislative enactment, nor as a right to defeat and destroy opposition to his own legislative proposals—by the public and private pressure of his official position; and

Whereas, The Governor has made it impossible for the Legislature to complete its tasks within a reasonable Constitutional period of time because of his intransigence and insistence that the Legislature accept what it considers to be unfair and unsound tax proposals, not in the public interest—proposals which failed almost three weeks ago to receive a Constitutional majority in the House of Representatives, which is under the control of the Governor's own party members; and

Whereas, The Constitution limits legislative sessions to 60 days and provides for special sessions only on "extraordinary occasions"; and

Whereas, The cost of the present extra session is mounting, causing understandable public impatience and disapproval, while legislators with crops to sow, businesses to operate, lawsuits to try and pupils to teach are being handcuffed by executive pressures and torn by personal needs and responsibilities to the extent there are even rumors of a few who may abandon principle because of these personal considerations;

Now, Therefore, Be It Resolved: That the Governor is urged to cease his war of political attrition against the Legislature on tax and budgetary matters; and

Be It Further Resolved, That the Governor is urged to allow his legislative proposals to run their Constitutional course, being voted either "up" or "down" without his exerting further pressure in an attempt to dictate legislative action.

It was moved by Senator Rasmussen that the resolution be adopted.

Debate ensued.

It was moved by Senator Durkan that the resolution be made a special order of business on the first order of business for tomorrow.

Further debate ensued.

The motion by Senator Durkan was carried and the resolution was made a special order of business for April 5, 1967.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, personal privilege: —"

POINT OF ORDER

Senator Rasmussen:

"Mr. President, point of order. I just would like to know what personal privilege Senator Lennart has. I don't believe the resolution was directed to Senator Lennart."

PERSONAL PRIVILEGE

Senator Lennart:

"Will the Senator listen? Would you deny me the privilege?"

"Mr. President, members of the Senate:

"I am coming to what I want to say—that is a few observations of the Governor. I trust that I am a careful observer of human nature under various circumstances and should not attempt to err too much. I have known five governors intimately and served a long time under and with three of them. All of them until Evans' arrival on the scene were aware that a sweeping reconstruction of the state's tax code was a major challenge, the current phase of political distraction, economic and social dishevelment puts to state leadership. Yet no one until Evans' arrival recognized, or had courage enough to properly discharge this fundamental responsibility.

"It must seem strangely out of place to many of the older generations that a giant, like state government should be entrusted to one so young. Only a man of deep mold, conscious of his own strength would be courageous enough to do what Evans is doing. Among all the governors in Washington State history he stands alone without a parallel. Many Republicans and Democrats alike thought he would only be a nominal head of the administration. How erroneous was their opinion. He is pilot and commander of it.

"If you look at the man his eyes give one an indelible impression of a great intellect. So does every inch of his height. Height in character, height in courage, height in purpose. Among the many notable men of our state today, he is the tallest of them all. He is the one and only man in our state who towers above the problems facing the state. He is close to the people and they believe in him and will believe in him more so in the future. My observations just made are an outgrowth of my own experience and understanding of government.

"I well know the limits that history places on man's achievements. But there are indelible marks already that Evans' Blueprint of Progress will be seen as part of a chapter in a much grander era. The record of twentieth century thought in its struggle to measure up to the enormous and fast changing realities of life.

"Senator Rasmussen's resolution is ill-advised and should be defeated."

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, speaking on a point of personal privilege, if you would review the resolution, Senator Lennart, you would find that there is no condemnation of Governor Evans. I served in the House with Governor Evans as a House member and I found him very able and capable. I am merely suggesting—and I have only suggested—that quite possibly Governor Evans may be getting some bad advice from some people and it would be better if he would let the Legislature settle its differences rather than hold us here so long that people get frustrated and get ready to snap at each other. I think we should sit here compatibly with good humor and not get snappish and I am sure we could do that if the Governor would withdraw his pressure. This was all, Senator Lennart—nothing personal against the Governor but I do think his advice is bad."

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 3, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 255, have inspected same, and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., April 4, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 219, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Marshall A. Neill.

Senate Bill No. 554:

Senate Chamber,
Olympia, Wash., April 4, 1967.

Establishing a state mass transit authority (reported by Committee on Highways): MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Wilbur G. Hallauer, Reuben A. Knoblauch, Ernest W. Lennart, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 3, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 529:

Providing for accidental death and dismemberment insurance for state employees and officials on nonscheduled aircraft flights in course of employment.

Senate Bill No. 545:

Authorizing issuance of highway construction bonds and establishing reserve funds for certain purposes.

Very truly yours,
Raymond W. Haman,
Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 3, 1967.

Mr. President:

The House has passed: Senate Bill No. 219, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 3, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 202, House Joint Memorial No. 12, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 3, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Substitute House Bill No. 532 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

It was moved by Senator Greive that the Senate refuse to recede from its amendments to Substitute House Bill No. 532 and ask the House for a conference thereon.

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would Senator Herrmann yield:

"Senator, I noticed in the amendments that were attached, along with your amendments to this bill, my amendment that I put on about three or four times during the course of these bills on insurance was sent over as a Senate amendment by the Committee on Banks and Banking. How did that come about?"

Senator Herrmann:

"Your guess is as good as mine. You sent it to the rostrum, but that's the way it was printed."

Senator Stender:

"That was a Senator Stender amendment?"

Senator Herrmann:

"That's right. Perhaps that's what Senator Ryder is always talking about. What is it? Legerdemain? Maybe it's another one of these rabbits that gets pulled out of a hat around here. I don't know why it was done, but I don't see that it has any particular bearing."

Senator Stender:

"Well, the first time I proposed it, you raised a point of order on it and this happens to be my amendment. I thought it was a good amendment and now that everyone else thinks it's good, I'd like to keep my identity on it."

Senator Herrmann:

"Very good, Senator. I have no objection. Perhaps there is some way you can place it in the record. I have no objection."

Debate ensued.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Substitute House Bill No. 532, Senators Herrmann, Freise and Connor.

On motion of Senator Bailey, the Conference Committee appointments were confirmed.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 219.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 641, by Senator Henry:

An Act relating to registration and regulation of aircraft and airmen; amending section 23, chapter 165, Laws of 1947, as last amended by section 7, chapter, (H.B. 3), Laws of 1967 first extraordinary session, and RCW 14.04.230; repealing section 1, chapter 207, Laws of 1967, and prescribing penalties.

Referred to Committee on State Government.

FIRST READING OF HOUSE BILL AND MEMORIAL

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 202, by Representatives Cunningham, Lux, Clocksin and Hill (by Executive request):

An Act relating to the Washington state arts commission; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.46 RCW.

Referred to Committee on Ways and Means.

House Joint Memorial No. 12, by Representatives Bluechel, Day, Ceccarelli, Newhouse, Brazier, Smythe, Bottiger, Whetzel, Clark (Newman H.), Clocksin, Chapin, Marsh, Clarke (George W.), O'Dell, Veroske, Hill, Harris, Kalich, Charette, Merrill, Barden, Gorton, Amen, McGavick, Rosellini, Richardson, Flanagan, Bledsoe, McCaffree, Reese, Hurley, Murray, Wolf, Leland, Bagnariol, Lewis, Leckenby, Kiskaddon, Zimmerman, Farr, Kopet, Hawley, Humiston, Morrison, Gallagher, Gladder, McDougall, Lux, Holman, Hubbard, Cunningham, Litchman, Jastad and Wanamaker (by Executive request):

Memorializing Congress to call a constitutional convention.

Referred to Committee on Constitution, Elections and Legislative Processes.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Resolution 1967 EX-26 by Senators Mardesich, Faulk and Sandison.

SENATE RESOLUTION

1967 EX - 26

By Senators Mardesich, Faulk and Sandison:

Whereas, The building of a second structure across Puget Sound is a project of such magnitude, with such an economic impact on the future growth of the entire western half of the state; and

Whereas, Studies of proposed cross-Sound bridge routes in the past have been limited to the southern portion of Puget Sound only because of population factors in the then belief that such population growth would emanate from that direction; and

Whereas, In the wake of an industrial expansion in Snohomish County which likewise will affect the economy and future growth of the state; and

Whereas, An in depth navigational feasibility study has never been authorized; and

Whereas, A link across the southern portion of Puget Sound already exists in the Tacoma Narrows bridge, while a link between the rapidly growing Snohomish and north King county areas and the untapped recreational reservoir of the Olympic peninsula and the ocean beaches is only partially completed with construction of the Hood Canal bridge;

Now, Therefore, Be It Resolved, That in light of these factors which have become evident since previous cross-Sound bridge studies were made which did not include Routes III and IV or a President Point-Richmond Beach Location, that a study by the Joint Interim Committee on Highways be directed of the engineering, navigational and financial feasibility of such routes to determine if this better meets the future needs of the people of the Puget Sound area.

The President declared the question before the Senate to be the adoption of the resolution.

Debate ensued.

The motion was carried and the resolution was adopted.

SECOND READING OF BILLS

Engrossed House Bill No. 941, by Representatives Holman, Kopet and May:

Authorizing the payment of interest on local improvement district bonds from the general fund of the city or town.

The bill was read the second time by sections.

On motion of Senator Guess, the rules were suspended, Engrossed House Bill No. 941 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 941 and the bill passed the Senate by the following vote: Yeas, 34; nays, 14; absent or not voting, 1.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McMillan, Metcalf, Morgan, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—34.

Those voting nay were: Senators Andersen, Atwood, Canfield, Foley, Hal-lauer, Lennart, McCormack, McCutcheon, Mardesich, Marquardt, Neill, Peter-son (Lowell), Redmon, Woodall—14.

Absent or not voting: Senator Dore—1.

Engrossed House Bill No. 941, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 791, by Representatives Hubbard, Copeland and Goldsworthy:

Providing special licensing and fees for limited non-profit horse racing meets.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 791:

Senate Chamber,
Olympia, Wash., March 21, 1967.

Providing special licensing and fees for limited non-profit horse racing meets (re-ported by Committee on State Government):

MAJORITY recommends that it do pass with the following amendments:

On page 1, line 16, of the printed bill being page 1, line 14 of the engrossed bill, after "commission" and before the period insert "; and any race meet licensed pursuant to this subsection shall retain a sum not in excess of thirteen percent of the pari-mutuel handle".

On page 1, beginning on line 23 of the printed bill, being line 20 of the engrossed bill, add 11 sections to the bill to be known as sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12 as follows:

"Sec. 2. Sec. 1, chapter 55, Laws of 1933 as last amended by section 1, chapter 236, Laws of 1949 and RCW 67.16.010 are each amended to read as follows:

Unless the context otherwise requires, words and phrases as used herein shall mean:

"Commission" shall mean the Washington Horse Racing Commission, hereinafter created. "Person" shall mean and include individuals, firms, corporations and associa-tions. "Race meet" shall mean and include any exhibition of thoroughbred [or], standard bred [and], harness, quarter horse racing or greyhound racing as provided in sections 3 through 12 of this Act where the parimutuel system is used.

Singular shall include the plural, and the plural shall include the singular; and words importing one gender shall be regarded as including all other genders.

NEW SECTION. Sec. 3. Each city of over one hundred and fifty thousand population may grant not more than one franchise for conducting greyhound racing meets. A franchise once granted shall continue in effect so long as the holder thereof shall comply with all applicable laws of this state and the licensing municipality relating to greyhound racing, or until the right thereunder shall terminate by operation of law making greyhound racing unlawful, or forfeiture of the franchise by the holder thereof.

NEW SECTION. Sec. 4. Any person desiring to conduct greyhound racing in any city authorized to grant a franchise shall file his application with such city's licensing authority under such rules and regulations as it may prescribe not inconsistent herewith: *Provided*, That all greyhound racing shall be on consecutive days between the hours of 7:30 p.m. and midnight and shall be limited to one sixty-day meeting annually or two thirty-day meetings annually.

NEW SECTION. Sec. 5. Any franchise holder conducting a greyhound racing meet may provide a place in the race meeting enclosure for the conducting and supervision of the parimutuel system of wagering and the same shall be lawful, other statutes of the state notwithstanding.

NEW SECTION. Sec. 6. Each franchise holder under the provisions of this act shall withhold and retain for its own use and benefit ten percent of all moneys wagered. In addition to any license fees levied hereunder, the franchise holder shall withhold and pay to the licensing city five percent of the gross receipts of all parimutuel machines at each race meet as a privilege tax.

NEW SECTION. Sec. 7. Breaks or breakage shall be computed as the amount of odd cents remaining in each parimutuel pool after redistributions are made in a sum equal to the next lowest multiple of ten cents and shall be paid to the licensing city.

NEW SECTION. Sec. 8. The tax provided in this act for a race meet licensed hereunder shall be in lieu of all other licenses, privilege taxes, or charges by the state, county or licensing municipality for the privilege of conducting a race meet.

NEW SECTION. Sec. 9. Every greyhound race meet held in this state contrary to the provisions of this act is declared to be a public nuisance.

NEW SECTION. Sec. 10. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of this act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 11. All acts or parts of acts inconsistent herewith are hereby repealed.

NEW SECTION. Sec. 12. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions and subdivisions, and shall take effect immediately."

In line 2 of the title of the printed bill being line 2 of the engrossed bill after "bred", strike the balance of the title and insert ", standard bred, harness, quarter horse racing or greyhound racing meets in certain cities; adding a new section to chapter 55, Laws of 1933 and to chapter 67.16 RCW; amending section 1, chapter 55, Laws of 1933 as last amended by section 1, chapter 236, Laws of 1949 and RCW 67.16.010 and adding 10 new sections thereto."

Al Henry, *Chairman*.

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, Wes C. Uhlman.

The bill was read the second time by sections.

It was moved by Senator Henry that the committee amendments be adopted.

On motion of Senator Henry, the following amendments to the committee amendments were adopted:

On page 2, section 4 of the committee amendment, on line 16, after "person" and before "desiring" insert "who is and has been a citizen, resident and qualified elector of the state of Washington for five years"

On page 3, section 7, line 6 of the committee amendment, after "of" and before "cents" strike "ten" and insert "five"

It was moved by Senator Guess that the committee amendments be laid upon the table.

Senator Guess demanded a roll call but the demand was not sustained.

The motion to table the committee amendments was lost on a rising vote and the committee amendments were not laid upon the table.

It was moved by Senator Rasmussen that the following amendment to the committee amendments be adopted:

Add a new section to read as follows: All breakage from horse and dog tracks on parimutuel betting shall revert to the general fund of the state of Washington under rules and regulations promulgated by the state auditor.

Debate ensued.

It was moved by Senator Henry that Engrossed House Bill No. 791 retain its place on the second reading calendar for tomorrow.

Debate ensued.

The motion was carried.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

SECOND READING OF BILL

Engrossed House Bill No. 60, by Representatives Garrett, Lux and Hawley (by Legislative Council request):

Amending and adding to the marine recreation land act of 1964.

On motion of Senator Atwood, Engrossed House Bill No. 60 was ordered to retain its place on the second reading calendar for tomorrow.

THIRD READING OF BILLS

Engrossed Senate Bill No. 338, by Senators Dore, Freise and Atwood:

Revising uniform gifts to minors act.

On motion of Senator Freise the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 338 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 338 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lenhart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Bailey, Connor, Dore, Peterson (Ted)—4.

Engrossed Senate Bill No. 338, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 118, by Senators Woodall, Durkan and Greive: Providing increased penalties for driving while license is suspended or revoked.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 118 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 118 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senators Dore, Pritchard—2.

Engrossed Senate Bill No. 118, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator McCormack:

"Mr. President, speaking upon a point of personal privilege:

"I just want to observe, Mr. President, that I had intended to attempt to amend Engrossed Senate Bill No. 118 and had an amendment prepared which would have provided for compulsory liability insurance, and I refrained from doing so on the advice of several members of the legislature and members of the Senate, including the sponsors of the bill. I do want to say that I am quite sincere on this particular point. I want to commend Senator Woodall for this bill and in the near future I think we should have compulsory liability insurance. I intend to make this point with the Committee on Insurance so that it will be an issue before the next session of the legislature."

Engrossed Senate Bill No. 507, by Senator Cooney:

Prohibiting certain wire-tapping and eavesdropping.

On motion of Senator Cooney the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 507 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 507 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka,

Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—46.

Absent or not voting: Senators Connor, Dore, Washington—3.

Engrossed Senate Bill No. 507, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

It was moved by Senator Greive that the Senate immediately consider Engrossed House Bill No. 72.

The motion was carried.

Engrossed House Bill No. 72, by Representatives Copeland, Garrett and Flanagan (by Legislative Council request):

Authorizing development and acquisition of outdoor recreation areas by department of natural resources.

On motion of Senator Hallauer, the rules were suspended and Engrossed House Bill No. 72 was returned to second reading for the purpose of amendment.

On motion of Senator Hallauer, the Senate voted to reconsider the vote by which the amendment by Senators Hallauer, Andersen, Gissberg and Hanna was adopted.

On motion of Senator Hallauer, the following amendment to the amendment was adopted:

In the Senate amendment to Engrossed House Bill No. 72 by Senators Hallauer, Andersen, Gissberg and Hanna, strike all of section 2 and substitute the following:

"NEW SECTION. Sec. 2. There is added to chapter 8, Laws of 1965 and to chapter 43.30 RCW a new section to read as follows:

The budget director is authorized and directed from time to time to transfer or order the transfer to the park and parkways account of the general fund, from the fund in which they were deposited, the rentals paid under RCW 79.08.102 through 79.08.106 for the use of public lands for park purposes: *Provided*, That no moneys derived from the sale, lease, rental or other disposal of lands granted in trust to the state by the Washington state enabling act which are (1) then currently pledged to the support of bonded indebtedness or (2) which are not authorized or which are prohibited to be so pledged, shall be deposited in such account: *And Provided Further*, That no transfer shall be made or ordered which is prohibited by the Constitution or beyond the power of the state.

The budget director may adopt rules and regulations governing the procedures to be followed in transferring or ordering the transfer of moneys to the park and parkways account."

The President declared the question before the Senate to be the adoption of the amendment as amended.

POINT OF INQUIRY

Senator Neill:

"Mr. President, would Senator Hallauer yield to a question:

"Senator Hallauer, I tried to follow the reading, and it seemed to me that you excepted only the lands. What about the timber and stone as intended in the constitution?"

Senator Hallauer:

"This has only regard to the rentals paid under such use of these public lands for park purposes and it has no effect whatsoever on anything except park rentals. This is what we were putting into a revolving fund."

Senator Neill:

"This does not apply to any sales of timber or stone?"

Senator Hallauer:

"No."

On motion of Senator Hallauer, the amendment by Senators Hallauer, Andersen, Gissberg and Hanna, as amended, was adopted.

On motion of Senator Hallauer, the rules were suspended, Engrossed House Bill No. 72 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 72 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—47.

Absent or not voting: Senators Neill, Woodall—2.

Engrossed House Bill No. 72 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 5, by Senators Talley, Williams and Peterson (Ted) (by Legislative Council request):

Reducing state parks purchase options to \$1.00.

On motion of Senator Talley the rules were suspended, the second reading considered the third, and Senate Bill No. 5 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Absent or not voting: Senator Rasmussen—1.

Senate Bill No. 5, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 297, by Senators Ryder and Herr:

Changing credit union credit committee loan approval requirements.

On motion of Senator Ryder the rules were suspended, the second reading considered the third, and Senate Bill No. 297 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 297 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senators Greive, Hallauer—2.

Senate Bill No. 297, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 323, by Senators Bailey, Uhlman and Pritchard: Increasing legal notice publication rates.

On motion of Senator Bailey the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 323 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 323 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Durkan, Hallauer, Stender—3.

Engrossed Senate Bill No. 323, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 466, by Senators McCormack, Neill and Hanna:

Providing for the appointment of court commissioners.

On motion of Senator McCormack the rules were suspended, the second reading considered the third, and Senate Bill No. 466 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 466 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Atwood, Hallauer, Lennart—3.

Senate Bill No. 466, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Reengrossed House Bill No. 516, by Representatives Cunningham, Barden and Marzano (by Departmental request):

Permitting allowable number of registered voters in precinct to depend on method of voting therein.

On motion of Senator Foley the rules were suspended, the second reading considered the third, and Reengrossed House Bill No. 516 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed House Bill No. 516 and the bill passed the Senate by the following vote: Yeas, 40; nays, 4; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Those voting nay were: Senators Freise, Gissberg, Guess, Peterson (Ted)—4.

Absent or not voting: Senators Keefe, Lennart, Lewis, McCutcheon, Pritchard—5.

Reengrossed House Bill No. 516, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 474, by Senators Greive, Uhlman and Marquardt:

Fixing port district commissioners' salaries.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 474 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 474 and the bill passed the Senate by the following vote: Yeas, 43; nays, 4; absent or not voting, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell); Peterson (Ted), Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Those voting nay were: Senators Atwood, Freise, Guess, Rasmussen—4.

Absent or not voting: Senators Lennart, Pritchard—2.

Engrossed Senate Bill No. 474, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive the Senate took up consideration of Engrossed Senate Bill No. 374 on third reading.

Engrossed Senate Bill No. 374, by Senators Rasmussen, Greive and Cooney:

Amending the unemployment compensation act.

On motion of Senator Greive, the rules were suspended and Engrossed Senate Bill No. 374 was returned to second reading for the purpose of amendment.

It was moved by Senator Rasmussen that the following amendment by Senators Rasmussen and Greive be adopted:

Strike everything after the enacting clause and insert:

"Section 1. Section 3, chapter 35, Laws of 1945 and RCW 50.04.020 are each amended to read as follows:

"Base year" means the last calendar year preceding the first day of the benefit year, until July 2, 1967 when they term "base year" with respect to each individual shall mean the first four of the last five completed calendar quarters immediately preceding the first day of the individual's benefit year.

Sec. 2. Section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030 are each amended to read as follows:

"Benefit year" means the period beginning with the first full calendar week in July and ending the following calendar year with the last calendar week beginning in June, until July 2, 1967, when the term "benefit year" with respect to each individual means the fifty-two consecutive week period beginning with the first day of the week in which the individual files an application for an initial determination as provided in RCW 50.20.140, and thereafter, the fifty-two consecutive week period beginning with the first day of the week in which the individual next files an application for an initial determination after the termination of his last preceding benefit year: Provided, That a benefit year is not established unless the determination shows the applicant to have met the wage and employment conditions fixed by law as the minimum for the receipt of benefits: Provided Further, That the benefit year shall be deemed to be fifty-three weeks when at the expiration of fifty-two weeks the establishment of a new benefit year would result in the use of a quarter in the new base year that had been included in a prior base year.

Sec. 3. Section 33, chapter 35, Laws of 1945 as last amended by section 2, chapter 8, Laws of 1953 extraordinary session and RCW 50.04.320 are each amended to read as follows:

For the purpose of payment of contributions, "wages" means the [first three thousand dollars of] remuneration paid by one employer during any calendar year to an

individual in its employment under this title or the unemployment compensation law of any other state in the amount specified in RCW 50.24.010 as amended by this amendatory act of 1967. [After December 31, 1950.] If an employer (hereinafter referred to as a successor employer) during any calendar year acquires substantially all the operating assets of another employer (hereinafter referred to as a predecessor employer) or assets used in a separate unit of a trade or business of a predecessor employer, and immediately after the acquisition employs in his trade or business an individual who immediately prior to the acquisition was employed in the trade or business of such predecessor employer, then, for the purposes of determining [whether the successor employer has paid remuneration equal to three thousand dollars] the amount of remuneration paid by the successor employer to such individual during such calendar year which is subject to contributions, any remuneration paid to such individual by such predecessor during such calendar year and prior to such acquisition shall be considered as having been paid by such successor employer.

For the purpose of payment of benefits, "wages" means the remuneration payable by one or more employers to an individual for employment under this title during one calendar year.

"Remuneration" means all compensation paid for personal services, including commissions and bonuses and the cash value of all compensation paid in any medium other than cash. The reasonable cash value of compensation paid in any medium other than cash and the reasonable value of gratuities shall be estimated and determined in accordance with rules prescribed by the commissioner.

NEW SECTION. Sec. 4. There is added to chapter 35, Laws of 1945 and to chapter 50.04 RCW a new section to read as follows:

On or before the fifteenth day of June of each year an 'average annual wage' and an 'average weekly wage' shall be computed for the preceding calendar year from information for the preceding calendar year reported, by all employers, as defined in RCW 50.04.080 on employers' contribution reports (including corrections thereof) filed within three months after the close of that year. The 'average annual wage' is the quotient derived by dividing total remuneration reported by all employers by the average of the number of workers reported for all months. The average annual wage thus obtained shall be divided by fifty-two to determine the 'average weekly wage.'

Sec. 5. Section 68, chapter 35, Laws of 1945, as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010 are each amended to read as follows:

An unemployed individual shall be eligible to receive waiting period credits or benefits with respect to any week only if the commissioner finds that

(1) he has registered for work at, and thereafter has continued to report at, an employment office in accordance with such regulation as the commissioner may prescribe, except that the commissioner may by regulation waive or alter either or both of the requirements of this subdivision as to individuals attached to regular jobs and as to such other types of cases or situations with respect to which he finds that the compliance with such requirements would be oppressive, or would be inconsistent with the purposes of this title;

(2) he has filed an application for an initial determination and made a claim for waiting period credit or for benefits in accordance with the provisions of this title;

(3) he is able to work, and is available for work in any trade, occupation, profession, or business for which he is reasonably fitted. To be available for work an individual must be ready, able, and willing, immediately to accept any suitable work which may be offered to him and must be actively seeking work pursuant to customary trade practices and through other methods when so directed by the commissioner or his agents;

(4) he has been unemployed for a waiting period of one week; and

(5) [he has within the base year been paid wages of not less than the minimum amount now or hereafter fixed by law as the minimum amount to be earned in order to allow the individual to receive unemployment benefits] he has within his base year earned wages of not less than eleven hundred dollars.

Sec. 6. Section 3, chapter 286, Laws of 1955 and RCW 50.20.030 are each amended to read as follows:

A [pregnant] woman [shall be presumed to be unable to work and unavailable for work if she left her most recent work voluntarily] who leaves work voluntarily because of pregnancy shall be ineligible for benefits during the period of her pregnancy:

Provided, However, That in any event a pregnant woman shall be ineligible to receive benefits for any calendar week during the period beginning with the [tenth] sev-

enteenth calendar week [before] immediately preceding the expected date of confinement, as determined by a doctor, and extending through the [fourth] sixth calendar week immediately following the week in which childbirth occurs.

Sec. 7. Section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959 and RCW 50.20.120 are each amended to read as follows:

Subject to the other provisions of this title benefits shall be payable to any eligible individual during [the] his benefit year in a maximum amount equal to the lesser of thirty times the weekly benefit amount (determined hereinafter) or one-third of the individual's base year wages under this title. An individual's weekly benefit amount shall be [in a minimum] an amount [of seventeen dollars for the first one hundred twenty-five dollars or portion thereof in excess of seven hundred ninety-nine dollars and ninety-nine cents of base year wages, increasing one dollar for each one hundred twenty-five dollars or portion thereof of said individual's base year wages earned thereafter, with a maximum amount payable weekly of not more than forty-two dollars] equal to one twenty-fifth (1/25) of his total wages during that quarter of his base year in which such total wages were highest, except that if such computed amount is less than seventeen dollars, the weekly benefit amount shall be deemed to be seventeen dollars. The maximum amount payable weekly shall be determined as of each June 30th to apply to benefit years beginning in the twelve-month period immediately following such June 30th. The maximum amount payable weekly shall be fifty-five percent of the 'average weekly wage' for the calendar year preceding such June 30th: Provided, That if any [maximum] weekly benefit or maximum benefit amount computed herein is not a multiple of one dollar, it shall be adjusted to the nearest multiple of one dollar, except that if the computed amount ends in fifty cents, it shall be [carried] adjusted to the next higher multiple of one dollar.

This section shall become effective with benefit years beginning after June 30, 1967.

NEW SECTION. Sec. 8. There is added to chapter 35, Laws of 1945 and to chapter 50.20 RCW a new section to read as follows:

An individual who has received the maximum sum allowable in his benefit year may, if otherwise eligible, draw 'extended benefits' during an 'extension period.'

An 'extension period' means a period commencing with the fourth calendar week immediately following any thirteen-week period during which the average rate of insured unemployment is equal to one hundred fifteen percent or more of the average of the rates of insured unemployment for the corresponding thirteen-week periods of the two preceding years and ending with the fourth week immediately following any thirteen-week period during which such rate was less than one hundred fifteen percent of the average of the rates of insured unemployment for the corresponding thirteen-week periods of the two preceding years; except, that, no extension period shall be less than thirteen weeks in length, and, that no extension period shall commence at any time an extension period is already in effect.

Insured unemployment for any week as used for this computation means the number of weeks of unemployment claimed in Washington for that week, excluding weeks of unemployment claimed in connection with unemployment compensation programs which are exclusively federal and excluding any weeks claimed by an individual following the week in which benefits based on his original entitlement were exhausted.

Insured employment means the average number of workers reported by employers for each month for a twelve-month period.

For purposes of this subsection the rate of insured unemployment for any week is the ratio obtained by dividing insured unemployment for that week by insured employment for the twelve-month period ending six months immediately prior to the calendar quarter in which the week began.

The rate of insured unemployment shall be computed for each calendar week. After each thirteen consecutive weeks the insured unemployment rates for the thirteen weeks shall be averaged and the average shall be compared with the average of the rates of insured unemployment for the corresponding thirteen-week periods of the two preceding years. The commissioner shall by regulation prescribe how corresponding weeks are to be determined. Computations involving division shall be carried to four decimal places, and the remaining fraction, if any, disregarded.

'Extended benefits' are additional benefits payable at the weekly rate applicable for the individual during the benefit year for which he has received the maximum sum allowable. Extended benefits for an individual cannot exceed whichever is the lesser of thirteen times his weekly benefit amount or one-half his previous entitlement, and the combined total of his regular unemployment compensation plus his extended benefits

cannot exceed thirty-nine times his weekly amount. Extended benefits are payable to an individual only during his established benefit year.

If a federal enactment provides for reimbursing the state for certain benefits for weeks of extended unemployment, the extended benefits shall be made in the regular manner, and the reimbursements shall be credited to the unemployment compensation fund.

Sec. 9. Section 89, chapter 35, Laws of 1945, as last amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010 are each amended to read as follows:

Contributions shall accrue and become payable by each employer for each calendar year in which he is subject to this title at the rate of two and seven-tenths percent of wages paid each employee. The amount of such wages subject to tax shall be determined as follows:

For the calendar year 1967, the first three thousand dollars, and each calendar year thereafter, the first three thousand three hundred dollars:

Provided, However, That, if the Federal Unemployment Tax Act is amended so that the federal tax applies to an amount greater than the maximum taxable amount so determined, then such higher amount shall apply for the purpose of payment of contributions by an employer under this title, starting with the same period to which such federal amendment first applies.

If, however, as of June 30, 1968, or any June 30th thereafter the amount of money in the unemployment compensation fund, after subtracting any outstanding experience rating credits for the credit year ending on such June 30th, is less than four percent of total remuneration paid by all employers during the preceding calendar year and reported on or before the March 31st following such year, contributions for the following calendar year shall be payable at the rate of three percent.

Contributions shall become due and be paid by each employer to the treasurer for the unemployment compensation fund in accordance with such regulations as the commissioner may prescribe, and shall not be deducted, in whole or in part, from the remuneration of individuals in employment of the employer. Any deduction in violation of the provisions of this section shall be unlawful.

In the payment of any contributions, a fractional part of a cent shall be disregarded unless it amounts to one-half cent or more, in which case it shall be increased to one cent.

Sec. 10. Section 12, chapter 286, Laws of 1955 and RCW 50.28.030 are each amended to read as follows:

'Surplus' means the lesser of (1) that amount by which the moneys in the unemployment compensation fund as of the effective date, after subtracting the amount of credits previously established under this title and outstanding as valid on such date, exceed [four times the amount of contributions paid on the payrolls reported] *four and one-half percent of total remuneration paid by all employers during the preceding calendar year and reported on or before the cut-off date for [the preceding calendar] that year,* or (2) an amount equal to forty percent of the contributions [so] paid on the payrolls reported by all employers on or before the cut-off date for the preceding calendar year. *For the purpose of computation of 'surplus', credits established prior to the credit year in which the effective date occurs shall not be considered outstanding as valid on such date.* No portion of the surplus shall be credited to any employer unless the amount of the surplus is at least [ten percent of the amount of the contributions paid on the payrolls reported] *fifteen one-hundredths of one percent of remuneration paid by all employers during the preceding calendar year and reported on or before the cut-off date for the preceding calendar year.*

NEW SECTION. Sec. 11. There is added to chapter 35, Laws of 1945 and to chapter 50.20 RCW a new section to read as follows:

An individual who is unemployed and eligible to receive Old Age Insurance benefits under Title II of the Federal Social Security Act is presumed to have withdrawn from the labor force and shall be ineligible for unemployment compensation benefits unless and until it is demonstrated to the commissioner's satisfaction that such individual has not voluntarily withdrawn from the labor force. In making such determination the commissioner shall consider, among other things, the circumstances under which the individual left his employment, subsequent reemployment or other evidence of bona fide labor force attachment.

NEW SECTION. Sec. 12. This 1967 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately: *Provided,*

That sections 1, 2, 3, 5, 6, 8, 9, 10, and 11 shall take effect July 2, 1967, and section 7 shall take effect as provided therein."

On motion of Senator Rasmussen, the following amendment to the amendment was adopted:

In paragraph three of new section 8, line 4 of the paragraph, strike "fifteen" and insert "twenty"

On motion of Senator Rasmussen, the amendment as amended was adopted.

On motion of Senator Rasmussen, the following amendment to the title was adopted:

On line 13 of the title, after "adding" and before "to" strike "a new section" and insert "new sections"

On line 17 of the title strike "and declaring effective dates" and insert "and declaring an emergency"

On motion of Senator Rasmussen, the rules were suspended, Reengrossed Senate Bill No. 374 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 374 and the bill passed the Senate by the following vote: Yeas, 34; nays, 15.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington, Woodall—34.

Those voting nay were: Senators Andersen, Atwood, Canfield, Donohue, Faulk, Freise, Guess, Lennart, Lewis, Pritchard, Redmon, Ryder, Stender, Twigg, Williams—15.

Reengrossed Senate Bill No. 374, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTES

The undersigned voted against Senate Bill No. 374 as amended on April 4, 1967 for the following reasons:

We strongly support the concept of increasing the maximum unemployment compensation benefits and of granting extended benefits. However, even now our unemployment compensation system in this state is one of the most costly in the country. Senate Bill No. 374 as amended would increase this cost by nearly twenty percent making it by far the most expensive system in any state.

Again, we support these increased benefits but the only responsible way to do this is to combine increase with the revision and improvement of our archaic system so that the cost of the increase benefits do not cause an excessive and unnecessary burden on our state.

This problem is presently in a Conference Committee. This is the proper place to resolve this.

(Signed) Senators Joel Pritchard, R. Frank Atwood, Walter B. Williams, Harry B. Lewis, Herbert H. Freise, John N. Ryder, Ernest W. Lennart, James A. Andersen, Fred G. Redmon, Robert W. Twigg, Damon R. Canfield, Laurence J. Faulk.

PERSONAL PRIVILEGE

Senator Bailey:

"Mr. President, point of personal privilege:

"Mr. President, I would like to serve notice that I would like to enter remarks in the record because while I think this is a move in the right direction to raise the upper limits of the people drawing unemployment compensation, it is also a move in the wrong direction for the majority of the needs of the people in the lower bracket income groups and I differ radically with organized labor in the state on this but I do see the need for raising the upper income people from the \$42.00; therefore, I have gone along with this but very reluctantly."

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, would Senator Bailey yield to a question:

"Do I understand you are giving notice that you will be filing a protest in the record that others of us will be able to join?"

Senator Bailey:

"I'd be glad to have you join with me."

PROTEST

The Rasmussen amendment to Senate Bill No. 374 is objectionable because of the changes in minimum annual earnings necessary to qualify for unemployment compensation. Section 5 of the bill would change the present qualification amount of \$800 to \$1,100.

The history of unemployment compensation in the United States should be reviewed in consideration of this proposal. With the enactment of the Wagner-Peyser Act in 1937 the federal government established the principle that states should largely set the rules regarding unemployment compensation and that the first such payments would be made in January of 1939. The state of Washington then adopted regulations setting no minimum for qualification for unemployment compensation benefits. As time has gone on, minimums were established and have gradually risen until the \$800 sum was fixed in 1955. This has had the effect of disqualifying from benefits those people who are at the lowest end of the economic scale. This action has been taken at the instance of organized labor in the state, and thus we have a situation wherein organized middle class and upper middle class labor have been discriminating against the lower scale of people engaged in labor in the state. This is a violation of the principle of social justice.

The net effect of the proposed amendment by Senator Rasmussen is to take away \$2.6 million per year from the lowest paid labor in the state and to earmark it in the unemployment compensation fund for the benefit of the higher paid labor of the state. This takes from the needy for the benefit of those with the greatest organized political power.

Those discriminated against most severely by this amendment are those engaged in agricultural labor on a seasonal basis since this is not covered by unemployment compensation. Many such people work seasonally in covered employment and their earnings are marginal as to qualifying for unemployment benefits. The proposed amendment will disqualify many of these people and make it much more difficult for them to live with the seasonality of their occupations. Many similar vocations are to be found in the state.

We, the undersigned, object to this amendment because it violates the primary concept of unemployment compensation as a welfare measure designed to help those who are in the greatest need. The amendment offered by Senator Rasmussen is a violation of this concept.

(Signed) Senators Robert C. Bailey, Wilbur G. Hallauer, William A. Gissberg, Lowell Peterson, H. B. Hanna, David E. McMillan, Martin J. Durkan.

MOTION

On motion of Senator Hanna, Senator Hallauer was excused.

Senate Bill No. 293, by Senators Bailey, Washington and Redmon (by Joint Highway Interim Committee request):

Extending joint highways single cab card pilot program through forty-first legislature.

On motion of Senator Bailey the rules were suspended, the second reading considered the third, and Senate Bill No. 293 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 293 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—44.

Absent or not voting: Senators Freise, Mardesich, Redmon, Uhlman—4.

Excused: Senator Hallauer—1.

Senate Bill No. 293, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 294, by Senators Bailey, Washington and Redmon (by Joint Highway Interim Committee request):

Authorizing a permanent single document program for registration of interstate commercial vehicles.

On motion of Senator Bailey the rules were suspended, the second reading considered the third, and Senate Bill No. 294 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 294 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—45.

Absent or not voting: Senators Freise, Lennart, Uhlman—3.

Excused: Senator Hallauer—1.

Senate Bill No. 294, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 472, by Senator Gissberg:

Prescribing terms and conditions of sale or lease of certain state lands.

On motion of Senator Neill, the rules were suspended and Engrossed Sen-

ate Bill No. 472 was returned to second reading for the purpose of amendment.

On motion of Senator Neill, the following amendments were adopted:

On page 2, line 26, add a new section as follows:

"NEW SECTION. Sec. 2. The board of regents of Washington State University is authorized to sell all or any part of the south half of section 34, township 15 north, range 45, E.W.M., Whitman County, Washington to the City of Pullman for at least the appraised value thereof as determined by two competent, disinterested appraisers, and to use the proceeds to acquire other real estate."

On page 1, line 1 of the title, after "state lands" strike the balance of the title and insert: "; amending section 23, chapter 255, Laws of 1927, as last amended by section 4, chapter 257, Laws of 1959, and RCW 79.01.092; amending section 25, chapter 255, Laws of 1927, as amended by section 6, chapter 257, Laws of 1959, and RCW 79.01.100; and amending section 24, chapter 255, Laws of 1927, as last amended by section 5, chapter 257, Laws of 1959 and RCW 79.01.096."

MOTIONS

On motion of Senator Gissberg, Engrossed Senate Bill No. 472 was advanced to third reading.

On motion of Senator Gissberg, Engrossed Senate Bill No. 472 was ordered to retain its place at the beginning of the third reading calendar for tomorrow.

At 2:55 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, April 5, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-SEVENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, April 5, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Hallauer and Hanna.

On motion of Senator Greive, Senators Hallauer and Hanna were excused.

The Color Guard, consisting of Pages Gregory Klump, Color Bearer, and Debbie Crase, presented the Colors.

Reverend Arthur I. Anderson, pastor of Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"O God, our refuge and our strength and our very present help: This is Thy world, the object of Thy love, the arena of man's achievements, the scene of man's struggles; this is Thy time, filled with new opportunities; and we are Thy people, called to live under Thee in Thy Kingdom and to serve.

"Help us to serve this day with a due sense of responsibility to Thee and to our fellowmen. Help us to use wisely and to use well the time Thou hast given unto us. Help us not to put off until tomorrow that which can and should be done today.

"So bless and use us this day as workmen who have no need to be ashamed, through Jesus Christ our Lord. Amen."

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

MOTIONS

On motion of Senator Rasmussen, Senate Resolution 1967 EX-31 which was made a special order of business for today was made a special order of business for tomorrow under the first order of business.

SENATE RESOLUTION

1967 EX - 32

By Senator Durkan:

Whereas, Nonprofit corporations and associations are organized pursuant to laws which give them certain advantages over other business organizations; and

Whereas, The intent of such laws is that nonprofit corporations and associations should not engage in retailing and wholesaling activities with the general public in competition with business organizations which do not enjoy the same advantages and must make profits in order to exist; and

Whereas, Certain nonprofit corporations and associations are reported to be engaged in competitive retailing and wholesaling activities with the general public and commercial enterprises;

Now Therefore, Be It Resolved, By the Senate, That the legislative council is requested to conduct a study of the extent to which nonprofit corporations and associations engage in retailing and wholesaling with the general public in competition with other business organizations; and

Be It Further Resolved, That the legislative council shall report its findings and recommendations pertaining thereto to the forty-first regular session of the legislature.

On motion of Senator Durkan, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 4, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 374,

Engrossed Senate Bill No. 472, have inspected same, and find them correctly reengrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash. April 4, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Memorial No. 11, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive.

House Concurrent Resolution No. 18:

Senate Chamber,
Olympia, Wash., April 4, 1967.

Providing for a study of certain property tax exemptions (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wesley C. Uhlman, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 966:

Senate Chamber,
Olympia, Wash., April 4, 1967.

Defining air pollution with respect to pollution control purposes (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass.

David E. McMillan, *Chairman*.

We concur in this report: James Andersen, R. Frank Atwood, Frank Connor, John L. Cooney, Larry Faulk, Wilbur G. Hallauer, Karl Herrmann, James E. Keefe, Richard G. (Dick) Marquardt, John T. McCutcheon, Don L. Talley, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 936:

Senate Chamber,
Olympia, Wash., April 4, 1967.

Providing permissible resources for those receiving disability assistance (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon, R. Canfield, Joe Chytil, John L. Cooney, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, August P. Mardesich, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, Wesley C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 480:

Senate Chamber,
Olympia, Wash., April 4, 1967.

Providing for certain changes in the administrative procedure act (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
....., *Vice Chairman*

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 641:

Senate Chamber,
Olympia, Wash., April 5, 1967.

Relating to registration of aircraft and airmen (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 4, 1967.

Mr. President:

The House has passed: Senate Joint Memorial No. 11, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 4, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Substitute House Bill No. 532 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives O'Dell, Kopet, Bag-nariol.

Sidney Snyder, *Asst. Chief Clerk*,
House of Representatives,
Olympia, Wash., April 4, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 219,
Senate Bill No. 634, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

The President declared the Senate to be at ease.
The President called the Senate to order at 12:30 p.m.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

SECOND READING OF BILLS

Engrossed House Bill No. 791, by Representatives Hubbard, Copeland and Goldsworthy:

Providing special licensing and fees for limited non-profit horse racing meets.

The Senate resumed consideration of Engrossed House Bill No. 791 on second reading.

The Senate resumed consideration of the amendment by Senator Rasmusen to the committee amendments.

On motion of Senator Woodall, the amendment to the amendment was laid upon the table.

The President declared the question before the Senate to be the adoption of the committee amendments as amended by Senator Henry.

Debate ensued.

The motion was carried and the committee amendments as amended by Senator Henry were adopted.

It was moved by Senator Henry that the committee amendment to the title be adopted:

On motion of Senator Neill, the following amendment to the committee amendment to the title was adopted:

In the last line of the title amendment, after "thereto" insert "; and declaring an emergency"

The motion by Senator Henry was carried and the amendment to the title as amended was adopted.

MOTION

On motion of Senator Henry, Engrossed House Bill No. 791 was referred to the Committee on Ways and Means.

Engrossed House Bill No. 60, by Representatives Garrett, Lux and Hawley (by Legislative Council request):

Amending and adding to the marine recreation land act of 1964.

On motion of Senator Hallauer, Engrossed House Bill No. 60 was ordered to retain its place on the second reading calender for tomorrow.

Senate Bill No. 254, by Senators McCormack, Gissberg and Ryder (by Departmental request):

Pertaining to changes in manufacturing tax credit and other changes in administration of excise tax.

REPORT OF STANDING COMMITTEE

Senate Bill No. 254:

Senate Chamber,
Olympia, Wash., March 31, 1967.

Pertaining to changes in manufacturing tax credit and other changes in administration of excise tax (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 1, line 14, after "tion" insert "*or fixtures which constitute real property*", and after "size" strike "of" and insert "*or*"

On page 5, section 4, beginning on line 2, strike "director of budget" and insert "*state records committee*"

On page 5, section 4, line 11, after "reproduction" strike the comma

On page 5, section 4, line 12, after "period" insert "*, subject to the approval of the state records committee*"

Martin J. Durkan, *Chairman*

We concur in this report: Robert C. Bailey, Joe Chytil, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Wilbur G. Hallauer, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, Robert C. Ridder, Gordon Sandison.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendments were adopted.

On motion of Senator McCormack, the following amendments were adopted:

On page 5, following section 5, line 20, add three new sections as follows:

"Sec. 6. Section 82.36.180, chapter 15, Laws of 1961, as amended by section 6, chapter 79, Laws of 1965 extraordinary session, and RCW 82.36.180, are each amended to read as follows:

The director, or his duly authorized agents, may make such examinations of the records, stocks, facilities, and equipment of distributors, producers, brokers, and service stations, and such other investigations as he may deem necessary in carrying out the provisions of this chapter. If such examinations or investigations disclose that any reports of distributors of motor vehicle fuel theretofore filed with the director pursuant to the requirements of this chapter have shown incorrectly the gallonage of motor vehicle fuel distributed or the tax accruing thereon, the director may make such changes in subsequent reports and payments of such distributors as he may deem necessary to correct the errors disclosed.

Every such distributor or such other person not maintaining records in this state so that an audit of such records may be made by the director or his duly authorized representative shall be required to make the necessary records available to the director at his request and at his designated office within this state; or, in lieu thereof, [shall agree to pay as reimbursement to the director or his duly appointed representative subsistence and travel allowance at the rates prescribed by statute of this state to] *the director or his duly authorized representative shall proceed to any out-of-state office at which the records are prepared and maintained to make such examination.*

Sec. 7. Section 16, chapter 22, Laws of 1963 extraordinary session, and RCW 82.37.160 are each amended to read as follows:

The director or his duly authorized representative may examine, during the usual business hours of the day, the books, records, papers, and equipment of any motor carrier and investigate the disposition which any such carrier or other person makes of fuel to determine whether the tax imposed by this act has been paid.

Every such motor vehicle fuel importer for use not maintaining records in this state so that an audit of such records may be made by the director or his duly authorized representative shall be required to make the necessary records available to the director at his request and at his designated office within this state; or, in lieu thereof, [shall agree to pay as reimbursement to the director or his duly appointed representative subsistence and travel allowance at the rates prescribed by statute of this state to] *the director or his duly authorized representative shall proceed to any out-of-state office at which the records are prepared and maintained to make such examination.*

Sec. 8. Section 82.40.250, chapter 15, Laws of 1961, as amended by sec. 5, chapter 33, Laws of 1965 extraordinary session, and RCW 82.40.250 are each amended to read as follows:

Every user and every person selling, distributing, storing, transporting, or otherwise handling fuel shall maintain and keep for a period of not less than three years such records, receipts, invoices, and other pertinent papers as the director may require.

Every person required to remit the tax on fuel delivered into noncommercial passenger vehicles shall be subject to the same penalties imposed upon users. The director shall pursue against such persons the same procedure and remedies for audit, adjustment, collection, and enforcement of this chapter as is provided with respect to users.

The director may examine during normal business hours the books, papers, records, and equipment of any user or of any person selling, distributing, storing, transporting, or otherwise handling fuel and investigate the character of the disposition which any such user or such other person makes of fuel in order to determine whether all taxes due hereunder are being properly reported and paid.

Every such user or such other person not maintaining records in this state so that an audit of such records may be made by the director or his duly authorized representative shall be required to make the necessary records available to the director at his request and at his designated office within this state; or, in lieu thereof, [shall agree to pay as reimbursement to the director or his duly appointed representative subsistence and travel allowance at the rates prescribed by statute of this state to] *the director or his duly authorized representative shall proceed to any out-of-state office at which the records are prepared and maintained to make such examination.*

The director is charged with the enforcement of the provisions of this chapter and may prescribe, adopt, and enforce rules and regulations relating to the administration and enforcement hereof. State patrolmen shall aid the director in the enforcement of this chapter, and, for this purpose, are declared to be peace officers, and given police power and authority throughout the state to arrest on sight any person known to have committed a violation of the provisions of this chapter."

Renumber remaining section consecutively.

In line 7 of the title, after "82.32.340;" insert "amending section 82.36.180, chapter 15, Laws of 1961 as amended by section 6, chapter 79, Laws of 1965 extraordinary session and RCW 82.36.180; amending section 16, chapter 22, Laws of 1963 extraordinary session and RCW 82.37.160; amending section 82.40.250, chapter 15, Laws of 1961 as amended by section 5, chapter 33, Laws of 1965 extraordinary session and RCW 82.40.250;"

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 254 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 254 and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 4; excused 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka,

McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Uhlman, Washington, Williams — 42.

Those voting nay were: Senators Lennart, Woodall—2.

Absent or not voting: Senators Durkan, Lewis, Talley, Twigg —4.

Excused: Senator Hanna — 1.

Engrossed Senate Bill No. 254 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 446, by Representatives Holman, Wolf and Lux: Amending the law regulating veterinary medicine.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 446 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 446 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall — 43.

Absent or not voting: Senators Durkan, Gissberg, Lewis, Pritchard, Talley — 5.

Excused: Senator Hanna — 1.

Engrossed House Bill No. 446 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 466, by Representatives Lynch, Jastad and McDougall (by Departmental request):

Providing for local health departments.

The bill was read the second time by sections.

On motion of Senator McMillan, the rules were suspended, Engrossed House Bill No. 466 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 466 and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 8; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Greive, Guess, Henry, Herr,

Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall — 39.

Voting nay was: Senator Freise — 1.

Absent or not voting: Senators Dore, Durkan, Gissberg, Hallauer, Lewis, McCormack, Marquardt, Pritchard — 8.

Excused: Senator Hanna — 1.

Engrossed House Bill No. 466 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 635, by Senator Talley:

Authorizing conveyance of certain tidelands to Fritz Gilbertsen.

The bill was read the second time by sections.

On motion of Senator Talley, the following amendments were adopted:

On page 1, section 1, line 8, after "directed to" strike "certify to the governor and secretary of state that such payment has been made on" and insert "lease to Fritz Gilbertsen for as many years not exceeding fifty-five years as the lessee shall require"

On page 1, section 1, line 14, after "William" strike "Wog" and insert "Vog"

On page 1, section 1, line 22, after "the point of beginning" strike all the material down to the period on line 25, and after the period add a quotation mark.

On page 1, line of the title, strike "conveyance" and insert "lease"

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 635 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 635 and the bill passed the senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall — 45.

Absent or not voting: Senators Durkan, Hallauer, McCormack — 3.

Excused: Senator Hanna — 1.

Engrossed Senate Bill No. 635 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 626, by Representatives Jueling, Hurley and Lynch:

Providing P.U.D. support to counties.

The bill was read the second time by sections.

On motion of Senator Kupka, the following amendment was adopted:

On page 1, section 1, line 5, after "city" and before "owning" insert ", located within a class A county west of the Cascades,"

On motion of Senator Kupka, the rules were suspended, Engrossed House Bill No. 626 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage. Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 626 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall — 46.

Absent or not voting: Senators Hallauer, McCormack — 2.

Excused: Senator Hanna — 1.

Engrossed House Bill No. 626 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 65, by Representatives Copeland, Moon and Taylor (by Legislative Council request):

Interest earned by trust moneys in the resource management to be apportioned according to its source.

The bill was read the second time by sections.

On motion Senator Gissberg, the rules were suspended, Engrossed House Bill No. 65 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 65 and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Mardesich, Metcalf, Morgan, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Voting nay was: Senator Neill—1.

Absent or not voting: Senators Hallauer, McCormack, McCutcheon, Marquardt, Peterson (Lowell), Redmon—6.

Excused: Senator Hanna—1.

Engrossed House Bill No. 65 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 52, by Representatives Cunningham, Bottiger and Swayze, Jr. (by Departmental request):

Authorizing utilities and transportation commission to participate in federal administrative and court proceedings.

On motion of Senator Ryder, House Bill No. 52 was ordered to retain its place on second reading immediately following consideration of Senate Bill No. 131.

Senate Bill No. 131, by Senators Freise, Cooney and Hanna:
Establishing salary for administrator of the courts.

REPORT OF STANDING COMMITTEE

Senate Bill No. 131:

Senate Chamber,
Olympia, Wash., February 8, 1967.

Establishing salary for administrator of the courts (reported by Committee on State Government):

MAJORITY recommends that it do pass with the following amendment:

On page 1, line 16 after "judges" strike all of the matter down to the period on line 19.

Al Henry, *Chairman*.

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Jack Metcalf, Fred G. Redmon, John N. Ryder, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Freise, the following amendment by Senators Greive and Freise was adopted:

On line 14, after "salary" strike all the material down to and including "court]" on line 15 and insert "not to exceed [fifteen] twenty thousand dollars per year, to be fixed by the supreme court"

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 131 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 131 and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Those voting nay were: Senators McMillan, Redmon—2.

Absent or not voting: Senators Canfield, McCutcheon, Marquardt, Pritchard—4.

Excused: Senator Hanna—1.

Engrossed Senate Bill No. 131 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 52, by Representatives Cunningham, Bottiger and Swayze, Jr. (by Departmental request):

Authorizing utilities and transportation commission to participate in federal administrative and court proceedings.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 52 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 52 and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—42.

Voting nay was: Senator Talley—1.

Absent or not voting: Senators Atwood, Freise, McCutcheon, Marquardt, Pritchard—5.

Excused: Senator Hanna—1.

House Bill No. 52 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 860, by Representatives Swayze, Lux and Kopet (by Secretary of State request):

Describing and depicting the seal of the state of Washington.

On motion of Senator Neill, House Bill No. 860 was ordered to retain its place on second reading immediately following consideration of Senate Bill No. 468.

SIGNED BY THE PRESIDENT

The President signed: Senate Joint Memorial No. 11.

Senate Bill No. 260, by Senators Dore, Peterson (Ted) and Connor:

Exempting certain employees from sheriffs' office civil service.

The bill was read the second time by sections.

On motion of Senator Dore, the rules were suspended, Senate Bill No. 260 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 260 and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Giss-

berg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmond, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Voting nay was: Senator Rasmussen—1.

Absent or not voting: Senator McCutcheon—1.

Excused: Senator Hanna—1.

Senate Bill No. 260 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 468, by Senator Durkan:

Exempting totally disabled who is retired from certain property taxes.

REPORT OF STANDING COMMITTEE

Senate Bill No. 468:

Senate Chamber,
Olympia, Wash., March 15, 1967.

Exempting totally disabled who is retired from certain property taxes (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 19, after "shall" and before "have" insert "*at the time of filing*"

On page 2, section 1, beginning on line 8, after "year" strike "immediately preceding the year" and insert "[immediately preceding the year]"

On page 2, section 1, line 15, after "annually" insert "*and filed between February 15 and April 30 of the year in which the taxes are payable*"

On page 2, section 1, line 16, after "prescribed" strike "by the Washington State Association of County Assessors" and insert "[by the Washington State Association of County Assessors] *and furnished by the tax commission*"

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, John L. Cooney, Frank W. Foley, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments were adopted.

On motion of Senator Durkan, the following amendment was adopted:

On page 2, section 1, line 11, after "signed" and before "either" insert "*by the head of the household, by his attorney in fact or, in the event the property is under mortgage or purchase contract requiring accumulation of reserves out of which the holder of the mortgage or contract is required to pay real estate taxes, by such holder,*"

It was moved by Senator McCormack that the following amendment be adopted:

On page 2, section 1, line 22, add a new section to read as follows:

"NEW SECTION. Sec. 2. The county treasurer when remitting to the state treasurer for property taxes collected under the state levy provided under RCW 84.52.050 shall for the month ending April 30 of each year deduct from the remittances to the state treasurer the total dollar amount of property tax exemptions granted within the county through April 30 under the provisions of RCW 84.36.126. The dollar amount deducted from the transmittal to the state treasurer shall be distributed by the county treasurer by transfer to the funds of the various taxing units of the county in the same amount as the exemptions claimed from the tax reduced their share of property tax collections."

POINT OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Durkan yield to a question:

"If this bill passes, I presume this will then mean that the Conference Committee will have to find six million dollars somewhere?"

Senator Durkan:

"Mr. President:

"If the bill passes with the amendment, that is correct, but if the bill passes without the amendment, the Tax Commission has told me that the amendments we have on—and there is an additional amendment that will go on—that there would be very little impact as far as revenue loss. But if the amendment is adopted, the Conference Committee will be looking at four or five million dollars more."

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Rasmussen, the following amendment was adopted:

On page 2, section 1, line 2, strike all of subsection (6) and insert "[(6) The head of the household and spouse shall be retired from all gainful employment for at least one year prior to application for such exemption and shall not be actively engaged in any type of business;]" Renumber the remaining subsections consecutively.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 468 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Talley:

"Senator Durkan, are you aware that the Department of Public Assistance is requiring people who own their homes to file for the first fifty dollars exemption on real property and are taking it out of their grant?"

Senator Durkan:

"Mr. President:

"We have inquired of the Department of Public Assistance on this basis. It isn't a question of whether they are requiring them or not. It's a question of whether under the federal standards that this could be considered a resource, and Senator, it probably wouldn't be a resource or considered as a resource in the future, and they are trying to clarify this and you are correct—they have had them file and have considered it a resource, but it would appear — and this is without a definite answer — that the Department of Public Assistance is trying to get this done so that it will not be considered a resource as far as their grant is concerned."

Senator Talley:

"The Department is working on this now?"

Senator Durkan:

"That's correct."

Senator Rasmussen:

"Mr. President, would Senator Durkan yield:

"Do you have a memorial in the Committee on Rules and Joint Rules that is related to this subject asking Congress to make some changes?"

Senator Durkan:

"I think there is a memorial in that committee. We passed it out of Ways and Means Committee and it hasn't come on the floor, so I would suspect that it is there."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 468 and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2; excused, 0.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Voting nay was: Senator McCormack—1.

Absent or not voting: Senators Herrmann, Redmon—2.

Engrossed Senate Bill No. 468 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

EXPLANATION OF VOTE

"I supported Senate Bill No. 468, but voted 'No' so that I might serve on a Conference Committee concerning the amendment which I submitted, and which failed, should such a committee come into existence.

(Signed) Senator Mike McCormack.

House Bill No. 860, by Representatives Swayze, Lux and Kopet (by Secretary of State request):

Describing and depicting the seal of the state of Washington.

The bill was read the second time by sections.

On motion of Senator Freise, the following amendments were adopted:

On page 1, after section 1 add the following:

"Sec. 2: Section 1, chapter 174, Laws of 1923 as amended by section 1, chapter 85, Laws of 1925 extraordinary session, and RCW 1.20.010 are each amended to read as follows:

[That] The official flag of the state of Washington shall be of dark green silk or bunting and shall bear in its center a reproduction of the seal of the state of Washington embroidered, printed, painted or stamped thereon. The edges of the flag may, or may not, be fringed. If a fringe is used the same shall be of gold or yellow color of the same shade as the seal. The dimensions of the flag may vary.

The secretary of state is authorized to provide the state flag to units of the armed forces, without charge therefor, as in his discretion he deems entitled thereto. The secretary of state is further authorized to sell the state flag to any citizen at a price to be determined by the secretary of state.

NEW SECTION. Sec. 3. There is appropriated from the general fund to the secretary of state, the sum of ten thousand dollars or as much thereof as may be necessary.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Strike all of **NEW SECTION.** Sec. 3 in Senator Freise's amendment and renumber Sec. 4 as Sec. 3.

In line 1 of the title after "state seal" strike the semicolon and the remainder of the title and insert "and state flag; amending section 1, chapter 174, Laws of 1923 as amended by section 1, chapter 85, Laws of 1925 extraordinary session and RCW 1.20.010; adding a new section to title 1 RCW; and declaring an emergency."

On motion of Senator Freise, the rules were suspended, House Bill No. 860 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Washington, House Bill No. 860 was ordered to retain its place on the third reading calendar for tomorrow.

THIRD READING OF BILLS

Reengrossed Senate Bill No. 472, by Senator Gissberg:

Prescribing terms and conditions of sale or lease of certain state lands.

On motion of Senator Gissberg the rules were suspended, the second reading considered the third, and Reengrossed Senate Bill No. 472 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 472 and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4; excused, 0.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Atwood, Durkan, Hallauer, Herrmann—4.

Reengrossed Senate Bill No. 472 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Substitute House Bill No. 77, by Committee on Judiciary:

Providing for allowance of fees and costs in connection with eminent domain proceedings.

It was moved by Senator Talley that the rules be suspended and that Engrossed Substitute House Bill No. 77 be returned to second reading for the purpose of amendment.

Debate ensued.

The motion was lost on a rising vote.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 77 as amended by the Senate was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Washington:

"Mr. President, would Senator Greive yield:

"As I understand it, in workmen's compensation cases there is a set fee which is granted and you don't get a reasonable fee from the court when you represent an injured workman, is that correct?"

Senator Greive:

"That's an error. You get a reasonable fee to be set by the judge. In other words, what you do up to the appeal, you are compensated for by a percentage of the workman's award. We tried to pass a bill this time to take care of that. After that, if you are dissatisfied, as you would be if you are appealing to the court, the court sets the fee over and above that which you receive."

Senator Uhlman:

"Mr. President, would Senator Greive yield to another question:

"Senator Greive, isn't it a fact that this bill, the amendment and the whole principle of the bill is predicated on the fact that the only time you get attorneys' fees is if you achieve a verdict in excess of the amount that is offered by the condemnor or the Highway Department? You don't get a dime attorneys' fees unless you receive a verdict larger than the original offer?"

Senator Greive:

"That is exactly right and it is exactly the same principle used under workmen's compensation, also, ever since I have practiced law."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 77 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 38; nays, 8; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Stender, Twigg, Uhlman, Woodall—38.

Those voting nay were: Senators Canfield, Faulk, McCormack, Mardesich, Redmon, Sandison, Talley, Washington—8.

Absent or not voting: Senators Henry, Neill, Williams—3.

Engrossed Substitute House Bill No. 77 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:35 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, April 6, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-EIGHTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, April 6, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Gregory Klump, Color Bearer, and Debbie Crase, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Dost Thou ever get tired of hearing our prayers, O God? We say so much and yet pursue so slowly the very paths we ask to be made clear and distinct.

"Here we are again, on the threshold of a new day yet entangled in a morass of doubt, duplicity, defiance and despair.

"Grant us the wisdom and grace to recognize the difference between stubbornness and stewardship; between selfishness and service; between scheme and scruple; between the simple and the significant.

"Pull us, right now, in this opening moment of thoughtfulness and prayer, toward the higher and holier concept and decision.

"Bless Thou the work of our hands, the deliberations of our hearts and minds **this** day. May the results of these labors be pleasing in Thy sight and satisfying to the welfare of our state. Amen."

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

The Secretary read:

MOTIONS

On motion of Senator Rasmussen, Senate Resolution 1967 EX-31 which was made a special order of business for today on the first order of business, was made a special order of business under the first order of business for Saturday, April 8, 1967.

It was moved by Senator Talley that Senate Bill No. 638 on the second reading calendar for today be made a special order of business immediately following the noon recess.

Debate ensued.

With leave of the Senate, Senator Talley was permitted to withdraw the motion.

On motion of Senator Talley, Senate Bill No. 638 was made a special order of business for 12:00 noon.

It was moved by Senator Hallauer that Engrossed House Bill No. 60 retain its place on the second reading calendar for tomorrow.

Debate ensued.

The motion was carried.

It was moved by Senator McCormack that the Senate immediately consider the veto message of the Governor on Substitute House Bill No. 548.

The motion was carried.

The Secretary read:

MESSAGE FROM THE GOVERNOR

April 3, 1967.

To The Honorable, The House of Representatives of the State of Washington.

Ladies and Gentlemen:

I am returning herewith without my approval as to one item, **Substitute House Bill No. 548**, entitled:

"An Act relating to education and establishing community college districts."

This legislation is among the most significant enacted by the Fortieth Legislature. It provides for a statewide system of community colleges organized into twenty-two community college districts.

The bill contemplates that vocational-technical institutes will become a part of the community college system; however, section 77 of the bill grants to common school districts in counties of the second, first, A and AA class the option of maintaining any existing vocational-technical institute independent of the community college system, if the institute were operated independently of a community college on January 1, 1967.

According to the Superintendent of Public Instruction the vocational-technical institutes which would be affected by this provision of the bill are located in the Bellingham, Clover Park, Lake Washington, Olympia, Renton, Tacoma and Walla Walla school districts. The Olympia and Walla Walla institutes are located in third class counties; thus these school districts would not have the option afforded by section 77 to the other five school districts operating independent vocational-technical institutes. This may be of little consequence in Walla Walla where the school district plans to operate its institute as a part of the Walla Walla Community College; thus Olympia school district may be the only district denied the option to maintain an independent vocational-technical institute.

Irrespective of the choice which may be made by these local districts, I believe it should be a choice equally available to all districts maintaining independent vocational-technical institutes. Therefore, I have vetoed that portion of section 77 which limits this choice to districts "located in any county of the second, first, A or AA class."

The remainder of Substitute House Bill No. 548 is approved.

Respectfully submitted,
DANIEL J. EVANS,
Governor.

PERSONAL PRIVILEGE

Senator McCormack:

"Mr. President, point of personal privilege:

"I would like to have the members of the Senate know that the Governor, in vetoing this particular line had discussed the matter with the members of the conference committee and did so with our understanding and agreement. The fact is that this particular line would have eliminated the option only for Thurston County; that is, only the Olympia vocational-technical school. Having clarified that particular matter with the Superintendent of Public Instruction, we were willing to accede to the request of the Olympia people and the veto of the Governor. However, I would like the record to show that the Superintendent of Public Instruction and the Supervisor of Community Colleges and Adult Education have both stated in letters exactly which school districts in the state do operate vocational-technical institutes. So that there will be no question as to which ones will be eligible for separate operations, I would like the record to show that these are Bellingham, Clover Park, Lake Washington, Renton, Tacoma and now Olympia. I would like to have copies of these letters inserted into the record.

"Thank you."

POINT OF ORDER

Senator Woodall:

"Mr. President, point of order:

"I don't know of any precedent that we insert in the journal letters from outside people. This journal is going to be the biggest that we ever have had in history if we start doing that. I think the rule says that a member may issue a 250 word personal protest, but to have letters from outside people, I certainly want to raise the point of order that that is absolutely improper under our rules."

Senator McCormack:

"I shall be pleased to restate the contents of these letters in my own words, and keep my remarks within 200 words."

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, will Senator McCormack yield to a question:

"Senator McCormack, as I understood the veto message, it strikes certain language of the bill which would have eliminated certain counties?"

Senator McCormack:

"That is correct, Senator."

Senator Gissberg:

"Now what is the number of the electronic voting bill? Engrossed House Bill No. 516? Now, Senator McCormack, for the record, Engrossed House Bill No. 516 had in it a provision making the bill applicable to counties of the second class, only, is that true?"

Senator McCormack:

"That is correct."

Senator Gissberg:

"And it was the intent of the House and of the Senate to actually limit it for that purpose to those counties in order that a trial period could be had before making it applicable to all of the counties of the state?"

Senator McCormack:

"Mr. President and Senator Gissberg:

"I can only speak for what I understand the intention of the House was, and my understanding in the case of Engrossed House Bill No. 516 is that the application was limited to second class counties so the electronic voting system could be operated as a demonstration for the rest of the state."

Senator Gissberg:

"Mr. President:

"I am out of order in speaking now, but I feel that this is so important, however, this whole general subject, that I want to broach it again with the permission of the Senate. I don't mean to be critical of the Governor in any way but I am concerned about the use of the veto power by the executive in matters of this type when the legislature has made a particular piece of legislation applicable only to a certain class of cities or certain class of counties. The legislature has so spoken and has necessarily intended this legislation to be applicable only under the circumstances. Then the Chief Executive vetoes that part from it and thereby makes the legislation applicable to the entire state, that is, to all classes of counties or all classes of cities.

"Now I do believe that this type of a veto should be challenged by someone at some time to go before the supreme court and find out just exactly once and for all how far the veto power extends. As I say, I am not being critical of the Governor in this instance at all, but I do believe the hiatus here in the law at this point should be resolved in favor of the legislature and against the use of Governor's veto power in those instances because we know the supreme court has given partial veto or item veto, so called, and has ruled that item veto is not necessarily restricted to items in the appropriations bill. But I know that Senator Neill and I have over the years been concerned about this as to how far it goes, as to whether or not the Chief Executive should enjoy the legislative power that he does when he uses the veto in a certain way, and I have inserted into the record the conversation that I have just had with Senator McCormack on the electronic voting bill which was passed for that very reason. I am hopeful that the Governor will not exercise his veto in that way, to strike the second class counties because if he does I am sure that there will be a lawsuit that will ensue to determine whether or not he does have that broad legislative power, and that was the reason for the colloquy between us, so that we could get into the question of the intent of the legislature."

Senator McCutcheon:

"Mr. President, would Senator Gissberg yield to a question:

"Would you give a little legal advice? That's what I'm searching for here. You have made quite a study of this veto and did you listen to the Governor's veto mes-

sage on this particular measure? It's a partial veto and as I understood it, it widens the scope and takes in Thurston county and allows all the school boards, including Thurston county to exercise the option of whether or not they shall operate their own vocational schools. Now would you care to comment if that's true or not?"

Senator Gissberg:

"I cannot answer specifically as to this bill, Senator McCutcheon, but that is the context of what was indicated by Senator McCormack. If it does and if it thereby goes outside the intent of the legislature, then I think the use of the veto power in that instance is unlawful."

At the request of Senator McCutcheon, the veto message was re-read.

PERSONAL PRIVILEGE

Senator Lewis:

"Mr. President, members of the senate and Senator McCutcheon:

"I think I can clarify this a bit and I will just go over it briefly. The conference committee on Substitute House Bill No. 548 made a determination that vocational-technical institutes should have the option of entering into the community college program under certain periods of time and certain restrictions. When the bill was printed, it became immediately apparent that inadvertently, in my opinion, the Olympia district was the only district that did not have that choice, that all of the other vocational-technical institutes had the choice or the option.

"This was a peculiar problem for a very simple reason: One, it was in my view discriminatory and I think it was unintentionally so by the conference committee. Second, it put the Olympia district, in addition to being placed in a discriminatory position, in a difficult position whereby Clover Park, just a few minutes drive away would or could offer a course under the common school program at a cost of ten dollars, where under the terms of Substitute House Bill No. 548, if Olympia were not permitted to remain with the common schools, would be forced to charge fifty dollars for the same course. This was one of the issues at stake.

"But it was obviously apparent in discussing this with Senator McCormack, that he recognized this and he indicated to me it was not specifically the intent to isolate Olympia by itself for this purpose, but what the conference committee was trying to do was for as many vocational and technical institutes to be included in the community college program at their option as possible. For this reason, I requested the Governor to veto this line out and we discussed this at great length with Senator McCormack and I think he was in agreement that the governor did the proper thing. He was not attempting to legislate. He was attempting to correct what I regard as error. However, Senator McCormack felt that there may be other vocational-technical institutes around the state of which we were not aware and which may attempt to stay with the common school program and this, I believe, is Senator McCormack's reason for wanting to enter a statement in the journal, and I wholeheartedly agree with him.

"I hope that this discussion has perhaps clarified somewhat the reason for the veto and I would be glad to try and answer any questions in that regard. I would say that I do concur with Senator Gissberg's idea. I think that the separation of the three portions of our government are paramount and we should attempt to keep them separate."

POINT OF ORDER

Senator Freise:

"Mr. President:

"I would like to raise the point of order:

"Senator McCormack stated that he would like to or gave notice that he was going to enter a protest in the record. I would like to call to the President's attention Rule 26 which states that any Senator or Senators may protest against the action of the Senate upon any question and have such protest entered upon the journal provided that such protest does not exceed 200 words, and the Senator protesting shall file his protest with the Secretary of the Senate within forty-eight hours following the action he is protesting. Now the act of the Governor in his veto is not an action of the Senate on any question, and I believe that this is completely out of order. I think Senator Woodall hit the nail right on the head when he said if you are going to protest the ac-

tion of all of the vetoes or signing or not signing of any bills by the Governor, — we get letters of all kinds and every Senator has reason to believe that certain bills should not be signed that are signed, or should be vetoed that are signed, our journal could be as big as an unabridged dictionary and I would like to have the President rule as to whether Senator McCormack's protest explaining the matter in connection with the Governor's veto is proper to have entered in the journal."

Senator Henry:

"Mr. President:

"It's my understanding, listening to this conversation, that there was no protest intended. Senator McCormack agrees with the Governor. The thing is, and it has been a matter of courtesy as far back as I can remember in some twenty-six years that I have been a member, if somebody wishes to enter a statement in the record, they have had the privilege of doing so. He is not protesting anything. He is agreeing that the Governor should veto it and he is going to quote from the letter of Mr. Louis Bruno, Superintendent of Public Instruction saying why it should have been vetoed. I see nothing wrong with that."

REPLY BY THE PRESIDENT

The President:

"With the permission of Senator Freise and that of the other members, the President will rule upon your point of order after sufficient deliberation. The President will rule, with the consent of the body, on your point after deliberation, possibly tomorrow."

Senator Freise:

"Mr. President:

"I might point out that Senator McCormack did speak on personal privilege and this is already in the journal. I don't see any necessity for an additional letter of protest. It has been adequately explained. I am sure Senator Lewis' statements are in the journal, so I see no reason at all for an additional protest and further, under Rule 26, I don't think it is permissible."

Senator Ryder:

"Mr. President:

"I move that Substitute House Bill No. 548 and the Governor's veto thereon be transmitted to the Secretary of State."

The President:

"The measure is still in the possession of the House, Senator. All we have is the copy of the message from the Governor.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 5, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 131,

Senate Bill No. 254,

Senate Bill No. 468,

Senate Bill No. 635, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank W. Foley, William A. Gissberg.

Engrossed House Bill No. 202:

Senate Chamber,
Olympia, Wash., April 4, 1967.

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, John N. Ryder, Gordon Sandison, Wesley C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 5, 1967.

To The Honorable, The Senate of The State of Washington.
Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 193:

Establishing prevailing wage for public works contracts.

Senate Bill No. 286:

Regulating motor vehicle wreckers.

Substitute Senate Bill No. 584:

Providing for the annexation of territory to a sewer district.

Substitute Senate Bill No. 206:

Requiring standardization and prescribing requisites of certain forms, clauses and binders of insurance contracts.

Very truly yours,

Raymond W. Haman,
Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The Speaker has signed: House Bill No. 52,

House Bill No. 65,

House Bill No. 446,

House Bill No. 466, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 5, 1967.

Mr. President:

The Speaker has signed: House Bill No. 516,

Substitute House Bill No. 802,

House Bill No. 941, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The Speaker has signed: Senate Joint Memorial No. 11, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 52,

House Bill No. 65,

House Bill No. 446,

House Bill No. 466,

House Bill No. 516,

Substitute House Bill No. 802,

House Bill No. 941.

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 387 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Bluechel, May, Wolf, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 626 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on House Bill No. 150 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Kirk, May, Wolf, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 5, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 630 with the following amendments:

On page 1, line 1 of the title of the printed and engrossed bill, after "AN ACT" strike the remainder of the title and insert: "Creating an advisory board on legislative ethics as a committee of the legislative council; prescribing powers, duties and functions; providing procedures in relation thereto; providing reimbursement for expenses; and adding new sections to chapter 36, Laws of 1947 and chapter 44.24 RCW."

On page 1, line 5 of the printed and engrossed bill, after "NEW SECTION. Section 1." strike the remainder of the bill and insert:

"Under our present system of state government, our legislature is made up of citizen members from all walks of life who pursue many different livelihoods in addition to their legislative duties, and therefore both necessarily and properly have individual interests as well as their paramount interest in the welfare of the state.

Such diversity inevitably leads to conflicts of interest in varying degrees and of almost infinite variety, and the public and the members of the legislature alike would welcome the establishment of guidelines in these matters.

NEW SECTION. Sec. 2. As a permanent committee of the legislative council, there shall be appointed an advisory board on legislative ethics consisting of eight members. Each caucus of the House of Representatives and each caucus of the State Senate shall appoint two members, at least one of which shall not be an active member of the legislature. The terms of the initial board members shall commence with their appointments by the respective party caucuses to be effective upon adjournment of the first extraordinary session of the fortieth legislature and shall continue through the forty-first regular legislative session and any immediately succeeding extraordinary session. Thereafter board members shall be appointed in like manner for the approximate two-year period from the end of one biennial regular and any immediately succeeding extraordinary session to the end of the next such session or sessions.

NEW SECTION. Sec. 3. Vacancies on the board shall be filled in the same manner as original appointments. If a vacancy should occur while the legislature is not in session such vacancy shall be filled by appointment by the appropriate legislative caucus chairman.

The board shall hold its first meeting at the call of the chairman of the legislative council at which meeting it shall select its chairman who shall be a legislative mem-

ber, and shall meet thereafter at the call of the chairman, and at such meetings a majority of the board shall constitute a quorum.

Members of the board shall be entitled to the same allowances as authorized for members of the legislative council under RCW 44.04.120, to be paid from any appropriation available therefor on vouchers approved in the manner provided by law for members of the legislative council.

NEW SECTION. Sec. 4. Each non-legislative member appointed by the respective caucuses shall within thirty days after his appointment sign and file an affidavit with the executive secretary of the legislative council that during his term of office he will not engage in any legislative activity designed to defeat or enhance the passage of any legislative bill or measure.

NEW SECTION. Sec. 5. The board shall have the following powers, duties and functions:

(1) To prepare for the submittal by the legislative council to the legislature a code of ethics for legislators which shall follow the following principles: In private transactions, or activities involving an economic benefit to himself, and in the exercise of official responsibility, a legislator should avoid (a) action which destroys his independence of judgment, (b) involves undue influence upon any state agency, court, or governmental subdivision, or (c) constitutes an abuse of his official position or a violation of his trust: Such code, when enacted, to become effective as standards of conduct for legislators.

(2) To recommend other legislation and other action relating to legislative ethics.

(3) Upon the request of any legislator, or whenever in the board's judgment the public interest requires, to render advisory opinions to the legislative council with regard to questions concerning legislative ethics or conduct, or other issues involving legislative ethics. Such advisory opinions, with such deletions and changes as may be necessary to protect the identity of the persons seeking them, shall be published by the legislative council periodically.

(4) Whenever in the board's judgment the public interest requires, to request of the legislative council the authority to investigate possible unethical conduct by one or more legislators. Any such investigation shall be conducted in accordance with the following procedures:

(a) When the conduct of a particular legislator is under investigation, and the board is authorized to hold a hearing thereon, such legislator shall receive at least thirty days written notice from the board of the matters under investigation, and shall be entitled to present evidence, cross-examine witnesses and be represented by counsel. Such legislator shall not be required to disclose privileged information.

(b) Because hearings conducted by the board may, in some cases, involve alleged misconduct by particular legislators, the board may, in its discretion, hold hearings in closed session. However, any legislator who has received a notice of hearings under the terms of subparagraph (a) above, may advise the board that he elects that such hearing be public or be private and the board shall be bound by the election. All proceedings of the advisory board, including notices of hearings, shall be confidential (except in the case of public hearings) unless divulgence is requested in writing by the legislator or legislators involved, except as hereinafter provided in subsection (e).

(c) The board may designate a subcommittee of the board to conduct authorized hearings. Any member of the board as authorized by the legislative council may administer oaths or affirmations, examine witnesses, receive evidence, and issue subpoenas for the attendance and testimony of witnesses and the production of documentary evidence relating to any matter under examination by the board or involved in any hearing. In case of disobedience to a subpoena, the board may request the chairman of the legislative council to invoke the aid of any superior court of the state.

(d) No finding of unethical conduct on the part of any legislator shall be made unless concurred in and signed by at least five members of the board.

(e) All testimony, documents, records, data, statements or information received by the board in the course of any investigation shall be held private and confidential (except in the course of a public hearing), unless and until the board shall make a finding of unethical conduct and shall determine that there is good cause for divulging all or part thereof.

(f) Whenever the board finds that a legislator has engaged in unethical conduct, the board shall report its findings to the legislative council.

(5) To provide a program of education, assistance, and information to legislators with regard to legislative ethics.

(6) To make such rules for its own functioning and to exercise such powers as may be appropriate within the scope of this act for the discharge of the responsibilities of the board.

NEW SECTION. Sec. 6. Upon the filing by the board of any report recommending the enactment of legislation or of any findings relating to the unethical conduct of a legislator, the legislative council shall review such report or findings, prepare its own findings and conclusions and shall submit the board's report or findings and its own findings and conclusions to the next legislature.

NEW SECTION. Sec. 7. The legislative council shall supply necessary staff services to the board.

NEW SECTION. Sec. 8. Any expenses of the board members shall be reimbursed as provided in 44.24.060 RCW.

NEW SECTION. Sec. 9. The foregoing sections shall be added as additional sections to chapter 36, Laws of 1947 and chapter 44.24 RCW.

NEW SECTION. Sec. 10. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Dore, the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 630 and asked the House to recede therefrom.

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed Substitute House Bill No. 77 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Uhlman that the Senate refuse to recede from its amendments to Engrossed Substitute House Bill No. 77 and asked the House for a conference thereon.

Debate ensued.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the conference committee on Engrossed Substitute House Bill No. 77, Senators Uhlman, Woodall and Mardesich.

On motion of Senator Ryder, the Conference Committee appointments were confirmed.

INTRODUCTION AND FIRST READING OF SENATE JOINT RESOLUTION

The following was introduced, read first time and acted upon as indicated:

Senate Joint Resolution No. 32, by Senators McMillan, Guess, Gissberg, Herrmann, Canfield, Lennart, Talley, Freise, Woodall, Chytil, Twigg, Keefe, Donohue and Redmon:

Proposing a constitutional amendment to limit taxation to twenty-five percent of assessed valuation.

On motion of Senator McMillan, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 32.

It was moved by Senator McMillan that Senate Joint Memorial No. 32 be advanced to second reading and read the second time in full.

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator McMillan yield to a question:
"Is this a constitutional amendment?"

Senator McMillan:

"Yes."

Debate ensued.

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:
"A motion to suspend the rules is not debatable."

RULING BY THE PRESIDENT

The President:

"The point of order presented by Senator Woodall is well taken. The President will permit Senator McMillan to make a brief explanation."

Further debate ensued.

The motion by Senator McMillan to suspend the rules was lost on a rising vote.

Senate Joint Resolution No. 32 was referred to the Committee on Constitution, Elections and Legislative Processes.

MOTION

It was moved by Senator McCormack that the Committee on Constitution, Elections and Legislative Processes be relieved of further consideration of Senate Joint Resolution No. 32.

Debate ensued.

The motion was lost on a rising vote.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate proceeded to consider Senate Bill No. 638 on second reading.

Senate Bill No. 638, by Senators Lewis and Hallauer:

Amending public lands statutes and providing for financing the east capitol site.

The bill was read the second time by sections.

It was moved by Senator Talley that the following amendment be adopted:

On page 4, section 2, line 10, after "respectively" and before the period insert: "*Provided*, That each year, when the current annual debt service requirements for the bonds authorized by section 4 of this act have been provided for, the formula for distribution to port districts shall be reestablished as provided in section 1, chapter 170, Laws of 1913, as last amended by section 1, chapter 115, Laws of 1937".

Debate ensued.

The motion was lost and the amendment by Senator Talley was not adopted.

It was moved by Senator Hallauer that the rules be suspended and that Senate Bill No. 638 be advanced to third reading, the second reading considered the third, and the bill placed on final passage.

Senator Talley demanded a roll call and the demand was sustained by Senators Henry, Stender, Williams, Washington, Kupka, Knoblauch, Greive and Morgan.

ROLL CALL

The Secretary called the roll on the motion to suspend the rules and the motion was lost by the following vote: Yeas, 25; nays, 21; absent or not voting, 3;

Those voting yea were: Senators Andersen, Atwood, Chytil, Dore, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Knoblauch, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ryder, Stender, Twigg, Williams—25.

Those voting nay were: Senators Connor, Cooney, Donohue, Foley, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, Lennart, McCutcheon, McMillan, Morgan, Peterson (Ted), Ridder, Sandison, Talley, Uhlman, Washington, Woodall—21.

Absent or not voting: Senators Bailey, Canfield, Durkan—3.

Senate Bill No. 638 was passed to third reading.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 21, by Senators Williams and Talley:

Directing legislative council to make a study of regional planning agencies and governmental conferences.

On motion of Senator Williams, the rules were suspended, Senate Concurrent Resolution No. 21 was advanced to second reading and read the second time in full.

On motion of Senator Williams, the rules were suspended, Senate Concurrent Resolution No. 21 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

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

THIRD READING OF BILLS

House Bill No. 860, by Representatives Swayze, Lux, and Kopet (by Secretary of State request):

Describing and depicting the seal of the state of Washington.

On motion of Senator Henry the rules were suspended, the second reading considered the third, and House Bill No. 860 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 860 and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Williams, Woodall—46.

Those voting nay were: Senators Uhlman, Washington—2.

Absent or not voting: Senator Talley—1.

House Bill No. 860 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 471, by Senators Greive, Cooney and Williams: Authorizing municipalities to sell or lease certain property for free public parking facilities.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 471 was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Greive yield to a question:

"How does the city acquire title to this property? Do they condemn under urban renewal?"

Senator Greive:

"No, this is only where there is an existing city facility already owned by the city."

Senator Rasmussen:

"Would this property that they have leased then be tax free?"

Senator Greive:

"Yes, I think that's the big disadvantage if there is one in this bill. It would be tax free, except you understand they are providing free public parking, so they are not getting any income from it whatsoever. They are going to have to pay the city but the city is going to have to pay the price for it."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 471 and the bill passed the Senate by the following vote: Yeas, 33; nays, 16.

Those voting yea were: Senators Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Talley, Uhlman, Washington, Williams, Woodall—33.

Those voting nay were: Senators Andersen, Atwood, Dore, Gissberg, Hallauer, Keefe, Lennart, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Rasmussen, Sandison, Stender, Twigg—16.

Engrossed Senate Bill No. 471 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 94, by Senators Mardesich, Peterson (Ted) and Rasmussen:

Requiring state licenses for plumbers.

On motion of Senator Peterson (Ted) the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 94 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 94 and the bill passed the Senate by the following vote: Yeas, 28; nays, 15; absent or not voting, 6.

Those voting yea were: Senators Bailey, Connor, Cooney, Dore, Faulk, Foley, Freise, Greive, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Talley, Washington, Williams—28.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Donohue, Hallauer, Henry, Lennart, Lewis, McMillan, Redmon, Ryder, Sandison, Twigg, Woodall—15.

Absent or not voting: Senators Durkan, Gissberg, Guess, Pritchard, Stender, Uhlman—6.

Engrossed Senate Bill No. 94 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:45 p.m., on motion of Senator Greive, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p.m.

PRESIDENT'S PRIVILEGE

The President:

"Honored members of the Senate, ladies and gentlemen:

"Present today in the Senate chamber is a refined lady of great charm and grace. The President should like to request of Senators Ryder, Woodall, Knoblauch and Keefe that you please act as a committee of honor to escort our beloved visitor, Mrs. Ernest W. Lennart, to the rostrum."

The committee of honor escorted Mrs. Ernest W. Lennart to a place of honor upon the rostrum.

The President:

"Present also in the Senate chamber, members of the Senate, is a beloved and honored member of the Washington State Senate, the Honorable Ernest W. Lennart. Would the following distinguished Senators please act as a committee of honor to escort Senator Lennart to the rostrum: Senators Bailey, Greive, Neill and Atwood."

The committee of honor escorted Senator Ernest W. Lennart to a place of honor upon the rostrum.

The President:

"Senator and Mrs. Lennart, esteemed members of the Senate, ladies and gentlemen: "This is one of the finest occasions, I am sure, that we will all have the privilege of enjoying. Senator Lennart, the membership of this Senate holds you in the highest regard and at the peak of their esteem and affection. Certain members have spearheaded this particular occasion which is designed to accord you in some measure the honor that you deserve and the gratitude and affection of the members of the Senate and the President for having had the opportunity and privilege of serving with you and also in some measure to express our greatest and deepest appreciation to you for

the many years of service that you have contributed to the people of your district and to the people of the state of Washington, and, indeed, we might say the universe.

"The President believes that there is a resolution that we should read in full and adopt at this time."

The Secretary read:

SENATE RESOLUTION

By President Cherberg, Senators Keefe, Bailey, Henry, Herr, Peterson (Lowell), Donohue, Lewis, Redmon, Marquardt, Dore, Washington, Atwood, McCormack, Rasmussen, Gissberg, Ryder, Freise, Durkan, Ridder, Herrmann, Cooney, Metcalf, Stender, Andersen, Kupka, Morgan, Faulk, Greive, Canfield, McMillan, McCutcheon, Sandison, Knoblauch, Hallauer, Woodall, Chytil, Mardesich, Neill, Talley, Pritchard, Williams, Foley, Connor, Guess, Peterson (Ted), Twigg, Uhlman, Hanna, Secretary of the Senate Ward Bowden and Sergeant at Arms Charlie Johnson.

Whereas, Our esteemed colleague, The HONORABLE ERNEST W. (Ernie) LENNART having attained the young age of 72 years, has announced his intention of retiring from the Senate; and

Whereas, Although Senator Lennart was born in Lulea, Sweden, he has amply and effectively served his adopted state by a long and distinguished career in the Legislature of the state of Washington; and

Whereas, Senator Lennart has ably served his adopted country by serving in the Armed Forces during the first world war, serving in France in 1917-1919; and

Whereas, Senator Lennart has served the people of the state of Washington well during three terms in the House of Representatives, serving in the regular session of 1941, the regular session of 1943, the extraordinary session of 1944, the regular session of 1951, the first extraordinary session of 1951 and the second extraordinary session of 1951; and

Whereas, Senator Lennart has served the people of the state of Washington ably during his terms in the Senate, serving in the 1953 regular session, the 1955 extraordinary session, the 1957 regular session, the 1959 regular session, the 1959 extraordinary session, the 1961 regular session, the 1961 extraordinary session, the 1963 regular session, the 1963 extraordinary session, the 1965 regular session, the 1965 extraordinary session, the 1967 regular session, and the 1967 extraordinary session; and

Whereas, Senator Lennart has served the Republican Party ably and well by serving as County Chairman for many years; and

Whereas, Senator Lennart and his wife Edith have reared five children; and

Whereas, Senator Lennart has demonstrated his public spirit by being a member and participating in the activities of the Grange, the Farm Bureau, The Veterans of Foreign Wars, The American Legion, The Masons, and the Mystic Shrine; and

Whereas, Senator Lennart has demonstrated through his well-known speeches his affection of his adopted country; and

Whereas, Senator Lennart is loved and admired by all the members of this body;

Now, Therefore, Be It Resolved, That Senator Lennart carry with him always our affection and esteem for a fellow Senator of whom this body is extremely proud.

It was moved by Senator Atwood that the resolution be adopted.

PERSONAL PRIVILEGE

Senator Atwood:

"Mr. President and ladies and gentlemen of the Senate:

"We are here today to pay homage and honor to Senator Ernie Lennart and although this is a small way of showing our affection for him, I think we all know that he will be with us for two years until he finishes out his term, but Senator Ernie being a young member from your district and junior Senator from Whatcom county, I want to pay particular homage to you for the service that you have given our state and our particular county. The people of the state of Washington and the citizens of Whatcom county in particular have been most fortunate in having a person of your stature and your capability representing us in Olympia.

I might add for you Senators that this man is very unusual. He is a concert violinist. He is an artist of note, an authority on Lincoln, which we all know, and he is a

scholar of first rate. He is also a father of five children, all of whom are serving their communities in various capacities and I think the people of the state of Washington can be proud of you, Senator Ernie. I know that you are going to be around Olympia next session looking us over and telling us what we should do or shouldn't do. We are looking forward to your visiting us.

"I want to say for those of us on this side of the aisle it has been an extreme pleasure and I am very proud to say that I have served with Senator Ernie Lennart."

Senator Neill:

"Mr. President:

"Speaking in support of the resolution, Ernie, it has been my good pleasure to have served with you through most of my own legislative career, and it has always impressed me that you, born in a foreign land and having adopted our country, could put so many of us to shame with your knowledge of our American history and our American heritage. But I have learned over the years in working with you why this is true, and to my colleagues in the Senate, you know that I speak also for you, when I say that I don't think I have ever known a man that is as well read, as profound, as deep a man as Senator Lennart. I don't know whether the Senate journal will ever be the same again when it cannot contain the remarks that Ernie gives on every Lincoln's Day observance. It has been to the credit of the Senate that these remarks over the years have been preserved for posterity that you have given to us on those occasions.

"Ernie, for myself I just want to say to you that your friendship has enriched my life. I thank you and may you have many years of good health and activity ahead of you as you leave us."

Senator Rasmussen:

"Mr. President, speaking in support of the resolution for Senator Lennart, I would like to say that from this side of the aisle, having known Senator and Mrs. Lennart for many years, I have admired his work on the floor, and Mrs. Lennart's work in the gallery. I know that much of the good, sage advice that Senator Lennart has given to us on the floor has come from the analysis that Mrs. Lennart has been able to give him from the gallery. I also consider it a distinct pleasure to say that Senator Lennart, in my estimation, is a statesman. Many times I have seen him rise above party and say: 'This is good for the people of the state,' and when we get into partisan politics and we get to arguing, much as I hate to get into partisan politics, it's good that we have a statesman present in the chamber to smooth things out and this is what Senator Lennart has done through the years I have observed his work in the Senate and I heartily concur in the resolution."

Senator Henry:

"Mr. President, members of the Senate:

"These first three seats in the front row are not going to seem quite the same. In fact, after watching KING-TV last night, it looks like Senator Woodall is going to be the only man left.

"However, I do want to say in 1941 now Senator Lennart, then Representative Lennart, Representative Woodall and Representative Henry from three remote sections of the state served together in the House of Representatives. It has often been said that a statesman is a dead politician. That was a definition given by Walter Winchell at one time, but I want to say in Ernie's case that isn't true. He has been elevated to the position of perhaps elder statesman, but he will never be a dead politician as long as he is able to walk and talk."

Senator Woodall:

"Mr. President:

"It has been stated by Senator Henry we were here with then Representative McCutcheon in 1941 when Representative Lennart came and, had John McCutcheon not erred from the path, I wouldn't be able to say that I have served with him longer than anyone on this side of the aisle. Somewhere along the way, John lost his way and is not on the Republican side. In any event, that was back in the rather hectic days and I well recall Senator Lennart's first speech, where he praised Ed. Riley. We hadn't been here very long and as a matter of fact that's about all we understood of his first speech was all of a sudden he would tell us Ed. Riley was doing a good job. We had to read most of the rest of his speech in the journal the next day. But

through the years we have come to understand him a little better and certainly I can add nothing to the splendid tributes that have been paid, only to say that I agree."

Senator Washington:

"Mr. President and members of the Senate:

"I can speak as one who knew Ernie and Mrs. Lennart as neighbors. Perhaps, as you Senator Atwood, back in maybe 1953 or '55. My wife and our children occupied the lower apartment in one of the homes on Water Street and Senator and Mrs. Lennart occupied the upper apartment. Certainly they were wonderful neighbors, and somehow as neighbors you get a little different approach on a person than just serving with them on the Senate floor and again over that period of time there hasn't been too many more in the Senate who had the real pleasure of serving with Ernie. I was here when he came in 1953, I think Senator Greive and Senator Keefe and I believe Senator Knoblauch came at the same time. Well, we have had a little more exposure perhaps to the wisdom, the compassion, the statesmanship that Senator Lennart has sometimes expressed. Many of us here are thinking what we can say maybe a little different about Ernie — I'm sure there isn't anything we can say different because he gives us all pretty much the same impression and any of us who rise to speak I am sure can't avoid using the word, 'statesman.' We just can't avoid using it if we are going to pay a tribute to him, and that of course is a rare quality that we need not only here in the state of Washington but in the country as a whole.

"But Ernie and Edith, we are going to miss you as old neighbors and certainly as a colleague here on the Senate floor."

Senator McCutcheon:

"Mr. President, members of the Senate:

"I never think of Ernie Lennart as being born in Sweden. That doesn't bother me at all. I never think of him as ever having been born. He's sort of eternal. He's a real American. You don't have to look for his background. You look for the character and soul of a man. We're all proud of him of course and if everybody had his way in the Senate, we would never let him leave this afternoon. It would probably be an Ernie Lennart Day afternoon.

"I would say for Senator Woodall I came to the House in 1941 with Senator Lennart. We were both Republicans, and I remember him making a speech and saying that goodwill was a delicate flower. It's been malled around here a little bit sometimes lately, but I thought to myself, that doesn't sound like what I expected to hear. Then I learned that he had been graduated from the Sorbonne in Paris. This is a world citizen, not just an American citizen or citizen of the state of Washington, and we are all put on this earth to get along with each other. We have to do that. Now, Senator, just an aside, — Senator Woodall has said that I erred from the path. I erred three successive terms. But we are still back in Olympia. We are all put here and we all love Senator Lennart. He's never going to depart from our thoughts. I was hoping that he would come back but all I can say from the bottom of my heart, Ernie, and for you, Edith, is that we wish you well. God bless you and God Speed."

Senator Herrmann:

"Mr. President, members of the Senate:

"I have had the pleasure of serving with Senator Lennart for the past two years and I want to say one thing I greatly admire is that he is a man of moral substance and character. We have a man that has truly built his house on rock, and the winds and the rains of the legislature have done nothing to change him. He's as solid as the oak tree all the way through, and Senator Lennart, and Mrs. Lennart, I offer my congratulations."

Senator McMillan:

"Mr. President, members of the Senate:

"I want to say just a word about the good Senator Lennart, whom I have known since 1941. I don't know if the Senator remembers me or not. I was chairman of the Agriculture Committee that session and we had some work to do setting up a conservation system in the state of Washington, and Senator, — then Representative Lennart at that time, was much interested and I remember him very well. We met two or three times regarding this legislation. Other than that, I'll say this, that Senator Lennart has been to me an inspiration in the Senate. I'm not saying it to be repetitious but I really mean it. I hope he considers me the same way I consider him, which is

one of my best friends here. I have enjoyed him very much and his philosophy of government, his philosophy of the tax situation. The problems that we face are so fundamentally sound that I am afraid we are going to very much miss the influence and sound and sage counsel of Senator Lennart in the years to come."

Senator Ryder:

"Mr. President and members of the Senate:

"I want to add my voice to the praises that are being sung to Ernie and to Mrs. Lennart, too. When I first came to the legislature in the House in 1953, I brought my daughter down with me who served as a page. I was looking around for a suitable place for her to stay. It was rather difficult. Mrs. Lennart came forward and said, 'Let her live with us,' and so she did. She spent the entire session living with the Lennarts and their family, and my daughter tells me to this day that she learned more about state government during dinner table conversations at the Lennart home, than she ever learned anywhere else, and she still holds these two people in a high spot in her heart.

"I was made vice chairman of the Revenue and Taxation Committee in the House that session and Senator Lennart was chairman of the Revenue and Taxation in the Senate. I knew very little about taxation then. I don't know very much more now. But I used to come over and talk with Senator Lennart to try to get some idea of what it was all about, and he taught me much of the philosophy of taxation and revenue and he took me under his wing on many occasions to try and educate me to the difficult job.

"But Ernie, I made some progress, I think, and in my observations of you through the years that we have served together, it has always been along the line that you have taken under your wing the newer members of the legislature and tried to guide them in the areas of state government and tried to put them on a sound and true basis; and, Ernie, through all of the years I have never heard you say a mean thing. I have never heard you take a purely political stand on anything. There has never been any question anywhere of your sincerity and of your integrity as a servant of the people of the state of Washington, and it's going to be a great loss to this legislature when you leave."

Senator Peterson (Ted):

"Mr. President, members of the Senate:

"I just couldn't sit here and not get up and say something to Senator Lennart and his wonderful lady who has been with him all these years. I think I have touched as many bases as anyone here. When I went to Sweden I saw the town of Lulea and pictured it years ago when the Senator left and Lulea is next to the furthestmost town. Kiruna is the next one way up and that's where I first saw a Laplandish woman. This is where the airport is. I served in the upper cell back here with Senator Raugust, and as I stated before, his wisdom, the things he had to impart, I'll never forget them, and I was between Senator Lennart and a newspaperman when I first came down and he asked me how I was getting along. I said I was not sure. He said, 'Just remember this: The state's hundred years old and you're not going to change it in one session!'"

"Senator Lennart, I want to say your counsel and good advice and things you have imparted to me and the things that you know have helped the state in innumerable ways—and I can't begin to recite and relate the things and the good things that you have done for the state of Washington."

The motion was carried and the resolution was adopted.

The President invited Senators Knoblauch and Atwood to the rostrum.

PRESENTATION OF PLAQUE

Senator Knoblauch:

"Mr. President, Senator and Mrs. Lennart, members of the Senate:

"Represented today on this platform is a team long distinguished in Washington state history, a couple who have been with us for many, many years and who have done so much for our state. There is no real monument that has been built for Senator Lennart, but his monument really should be the many fine schools that he has assisted in building, the new buildings in our state institutions, his work on behalf of the retarded children, and so many phases of state government. These are the monuments to Senator Lennart.

"Senator, a few weeks ago when we read in the papers that you had announced to a school group that you planned to retire, the members of the Senate decided that something had to be done, something special in your honor, and it seemed as though Senator Atwood and I got together on a part of the project and decided that you should have something that you could keep in your home to always remind you of the many fine and outstanding years of service to our state.

"Now speaking for myself, you and I have always had a very close friendship. I don't know whether it's because you raise potatoes and I raise rhubarb or whether the fact is that you were born in Sweden and so was my mother, but the fact remains that all the other members of the Senate and I have a very affectionate feeling towards you and I would assume of course that goes for the lobbyists and for everyone who has come in contact with you for these many years. It is wonderful, Senator Lennart, to leave with the knowledge of the respect and the love and affection that you have with all the members of the Washington State Senate, and so I would like to present to you on behalf of the Senate, our Lieutenant Governor and our Secretary of the Senate and Sergeant at Arms, this very beautiful gift. I'm going to ask first to have you unwrap it. Then I'm going to ask Senator Atwood if he would please read the inscription."

Senator Atwood:

"Mr. President, members of the Senate, this is the inscription:

"Ernest W. Lennart. In admiration of your eloquence and ability, and in recognition of the twenty-two years of your dedicated, unselfish and meritorious service to the citizens of the state of Washington, we who have served with you extend to you every good wish for continued success in the future. Well done, thou good and faithful Servant. Washington State Senate, in Extraordinary Session, Fortieth Legislature, March, 1967."

Senator Lennart:

"Mr. President, my beloved wife who nursed me back to health when I came back from France — and I was ungrateful, I rewarded her with five children, — the efficient Ward and his staff, members of the Senate:

"This overwhelms me. Senator Knoblauch, whom I call Reuben, I should hope what you said about raising a monument would not be inscribed in marble or stone but graven upon the hearts of men.

"There is something touching and yet at the same time beautiful when such a parting gesture as this comes about. It is as though you were saying, well you are not altogether an unworthy laborer in the vineyard you have toiled through many and a great variety of experiences and you have had many judges. To those among us who seek the best in life to quote Browning for which the first was made, that is, age, which we all seek to attain and a few of us have reached we should not complain as some do about it. To quote Marshall Neill that the sands of time will run out I will hope I should have left some footprints on the sands of time. The other regretful part is to be away from active duty performed when one was in his prime of years, to be away from decisions, authority and judgment. This last part to be away from judgment is somewhat regretful for judgment often improves upon age but there is a time for all seasons in life.

"Tremendous changes have transpired in every aspect of human life since first I entered these legislative halls. A tremendous liberation of the human mind out of the bondage of the past and a new manifestation of a new consciousness among people everywhere.

"The challenge of space alone has forced attention on galaxies lighting the fields of infinity; by probing the core of a galaxy or plumb the heart of an atom, will man find the mystery of his soul? And more, will he learn to live with himself and his brother?

"These are questions which we and other human beings of the Twentieth Century must ask and answer. The perils of knowledge without moral restraints are upon us. It may not be a question whether we live or perish; but it is right now a question of how we shall live.

"As I personally like younger people in whom something of the old appears so I like an elderly person in whom is something young. But there is a time for all seasons in life. For the young — life and play, for other seasons of life, maturity and judgment.

"This Hall is filled with hallowed memories and has witnessed many a memorable occasion. The day begins with the salutation of the flag which is the symbol of the greatness of America. Which for me having served and seen all the gruesomeness of war means so much. Someone spoke about me being an adopted citizen but I fixed my eyes on the flag and I would say to you fix your eyes on the flag which represents the greatness of America until you fall in love with her and when you have become impressed with the spectacle of her greatness reflect that America became great because men knew their duty and had the courage to do it. I know that each and everyone in here will make them your example.

"Now coming down to more personal matter. I am not at all disposed to regret leaving these halls since I have attempted to do what I think is right. It has been for me, as for you, a temporary assignment in the sojourning through life. Then too, why should there be regret over anything that has given one so much pleasure?

"I want to commend each and everyone of you, speak frankly in everybody's presence and in doing this I should like, too, if you allow me, briefly dwell upon attributes and qualities of which this Senate is so richly endowed. It is a far-seeing group, engaged in statecraft, in the building of a better commonwealth. In persuading persons and talents with their interests and labor to give the best that each can give. This Senate commands a combination of qualities and contrasts at once singular and striking. I have seen it as you have, simple and natural, reconciling contenting parties. I have seen it deeply moved by the sadness of a departing friend. Humor, which is a balance wheel and a reminder that if one can laugh at his own misdoings — a proof of sanity — occasionally gives one a lift.

"Then again I have observed its deep reverence during the morning prayer and then turn defiant and fierce before the end of day. It is a body patient and gentle — of calm spirit and sensitive tempers and it is an august body with a lingering golden thread of duty and love of country woven through its fabric.

"It has been written by the Jewish people that upon the repeal of the decree of Ahasuerus the son of the mighty King Dairus who had decreed the Jews to destruction that in every province in every city whithersoever the King's commandment of the repeal came they had joy and gladness a feast day and a good day. The people saying unto themselves the Lord hath done great things for us whereof we are glad. May the remembrances of this memorable repeal be preserved and handed down to future generations and in every province, in every city, in every family so as to never to be forgotten.

"If I were to write a last will and testament of faith, creed and commitment, the sum and substance of what I have come to hold as important, after a lifetime of inquiry into our way of life, it would be that the priceless heritage of the Constitution — our heritage of faith, which has been entrusted to us for a brief time to our keeping, shall be handed down, like unto the Jewish people to coming generations — never to be forgotten. As one of America's adopted sons — these richest of all blessings I would bequeath to my children.

"Many of you might have experienced, as I have, being lost in the snowy wilderness. We made tracks in the snow. How real they seemed. How much they expressed. They told which way we were going, whether we were hurrying or sauntering, what we had on our feet, and they might easily tell if we bore a burden, if we were man, woman or child. They were real. Spring arrived. The snow still exists in the form of water or vapor, and the feet that imprinted them upon the snow may still exist, but the tracks that meant so much, where are they now? The track was simply a record, like any other impression. Are we ourselves anything more than the tracks of the eternal in the dust of earth?

"And, so to you, Mr. President, whom I may fondly call John, and to each one of you Senators and the staff, as you in building a better state have reached the meridian of height, so mine, in the fullness of time is coming into a rare sunset. And as I have many times, from my summer home in the San Juans, watched with delight beyond all words, the long, deep purple lines of clouds, edged with intolerable radiance, passing into orange, yellow, pale green and reflected below in warmth deep purple shadows and green lights upon the sea, and then the dying of it all away. And, then I have remembered these lines from Shakespeare, and often quoted as they are, the poet would have interpreted the sunset and the sunset what the poet meant; man's work and the shortness of his years by the exclamation: We are such stuff as dreams are made of; and our little life is rounded with a sleep.

"Now at the close of the venture, I must ask. Have I been a faithful guardian of duties imposed upon me? Then, I resign them to you, undiminished, unimpaired. Welcome, then, my retiring years. After enjoying for so great a number of years, in my private and public life, what I believe seldom is a lot of others, I now extend my hand to the future, and take without reluctance and hesitation that which is the lot of all. With gratitude in my heart and with God's blessings, I bid you an affectionate farewell."

MOTION

At 2:50 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, April 7, 1967.

John A Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

TWENTY-NINTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Washington, Friday, April 7, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Herr and Woodall.

On motion of Senator Atwood, Senator Woodall was excused.

On motion of Senator Keefe, Senator Herr was excused.

The Color Guard, consisting of Pages George Thieme, Color Bearer, and Rose Zien, presented the colors.

Senator Nat Washington offered prayer.

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 7, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 432,

Senate Bill No. 457,

Senate Bill No. 464, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: Fred H. Dore, Frank Foley, R. R. Bob Greive.

Engrossed House Concurrent Resolution No. 34:

Senate Chamber,
Olympia, Wash., April 3, 1967.

Directing a study of pay status of noncertificated public school employees (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman.*

We concur in this report: James Andersen, Karl Herrmann, Reuben A. Knoblauch, Jack Metcalf, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.
 The President declared the Senate to be at ease.
 The President called the Senate to order at 12:05 p.m.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Montana State Senator George Siderius and appointed a special committee consisting of Senators Freise, Peterson (Ted), Knoblauch and Henry to escort the Senator to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Montana State Senator Siderius to address the Senate.

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 7, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred House Bill No. 150, providing for creation and operation of the Washington correctional institution for women have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

George W. Kupka
 John L. Cooney
 Sam C. Guess

House Members:

Gladys Kirk
 William J. S. "Bill" May
 Hal Wolf

On motion of Senator Greive, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 7, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 387, creating commission to determine feasibility of state participation in World Exposition of 1970, have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

Martin J. Durkan
 A. L. Rasmussen

House Members:

Alan Bluechel
 William J. S. "Bill" May
 Hal Wolf

On motion of Senator Greive, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

**GUBERNATORIAL APPOINTMENT
 MESSAGE FROM THE GOVERNOR**

State of Washington Office of the Governor,
 Olympia, April 7, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the position of Member, State Liquor Control Board, subject to your confirmation:

Leroy Hittle, appointed April 7, 1967, for a term ending January 15, 1973, replacing Robert L. Hagist.

Sincerely,
 DANIEL J. EVANS,
 Governor.

Referred to Committee on Liquor Control.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The House has concurred in the Senate amendments to House Bill No. 860 and has passed the bill as amended by the Senate.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The Speaker has signed: House Bill No. 626, and the same is herewith transmitted.
Malcolm McBeath, Chief Clerk.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House has passed Engrossed Senate Bill No. 255 with the following amendments: Strike all the matter following the enacting clause and substitute the following:

"Section 1. Section 1, chapter 7, Laws of 1963 as amended by section 1, chapter 173, Laws of 1965 extraordinary session, and RCW 82.04.050 are each amended to read as follows:

"Sale at retail" or "retail sale" means every sale of tangible personal property (including articles produced, fabricated, or imprinted) to all persons irrespective of the nature of their business and including, among others, without limiting the scope hereof, persons who install, repair, clean, alter, improve, construct, or decorate real or personal property of or for consumers other than a sale to a person who (a) purchases for the purpose of resale as tangible personal property in the regular course of business without intervening use by such person, or (b) installs, repairs, cleans, alters, imprints, improves, constructs, or decorates real or personal property of or for consumers, if such tangible personal property becomes an ingredient or component of such real or personal property without intervening use by such person, or (c) purchases for the purpose of consuming the property purchased in producing for sale a new article of tangible personal property or substance, of which such property becomes an ingredient or component or is a chemical used in processing, when the primary purpose of such chemical is to create a chemical reaction directly through contact with an ingredient of a new article being produced for sale. The term shall include every sale of tangible personal property which is used or consumed or to be used or consumed in the performance of any activity classified as a "sale at retail" or "retail sale" even though such property is resold or utilized as provided in (a), (b), or (c) above following such use. The term also means every sale of tangible personal property to persons engaged in any business which is taxable under RCW 82.04.280, subsection (2), and 82.04.290.

The term "sale at retail" or "retail sale" shall include the sale of or charge made for tangible personal property consumed and/or for labor and services rendered in respect to the following: (a) The installing, repairing, cleaning, altering, imprinting, or improving of tangible personal property of or for consumers, including charges made for the mere use of facilities in respect thereto, but *excluding charges made for the use of coin operated laundry or dry cleaning facilities, when such facilities are situated in an apartment house, hotel, motel, rooming house, trailer camp or tourist camp for the exclusive use of the tenants thereof, [but] and excluding services rendered in respect to live animals, birds and insects;* (b) the constructing, repairing, decorating, or improving of new or existing buildings or other structures under, upon, or above real property of or for consumers, including the installing or attaching of any article of tangible personal property therein or thereto, whether or not such personal property becomes a part of the realty by virtue of installation, and shall also include the sale of services or charges made for the clearing of land and the moving of earth excepting the mere levelling of land used in commercial farming or agriculture; (c) the sale of or charge made for labor and services rendered in respect to the cleaning, fumigating, razing or moving of existing buildings or structures, but shall not include the charge made for janitorial services; (d) the sale of or charge made for labor and services rendered in respect to automobile towing and similar automotive transportation services, but not in respect to those required to re-

port and pay taxes under chapter 82.16; (e) the sale of and charge made for the furnishing of lodging and all other services by a hotel, rooming house, tourist court, motel, trailer camp, and the granting of any similar license to use real property, as distinguished from the renting or leasing of real property, and it shall be presumed that the occupancy of real property for a continuous period of one month or more constitutes a rental or lease of real property and not a mere license to use or enjoy the same; (f) the sale of or charge made for tangible personal property, labor and services to persons taxable under (a), (b), (c), (d), and (e) above when such sales or charges are for property, labor and services which are used or consumed in whole or in part by such persons in the performance of any activity defined as a "sale at retail" or "retail sale" even though such property, labor and services may be resold after such use or consumption. Nothing contained in this paragraph shall be construed to modify the first paragraph of this section and nothing contained in the first paragraph of this section shall be construed to modify this paragraph.

The term "sale at retail" or "retail sale" shall include the sale of or charge made for personal business or professional services, including amounts designated as interest, rents, fees, admission, and other service emoluments however designated, received by persons engaging in the following business activities: (a) amusement and recreation businesses including but not limited to golf, pool, billiards, skating, bowling, ski lifts and tows and others; (b) abstract, title insurance and escrow businesses; (c) credit bureau businesses; (d) automobile parking and storage garage businesses.

The term shall also include the renting or leasing of tangible personal property to consumers.

The term shall not include the sale of or charge made for labor and services rendered in respect to the building, repairing, or improving of any publicly owned street, place, road, highway, bridge, or trestle which is used or to be used primarily for foot or vehicular traffic, nor shall it include sales of feed, seed, fertilizer, and spray materials to persons for the purpose of producing for sale any agricultural product whatsoever, including milk, eggs, wool, fur, meat, honey, or other substances obtained from animals, birds, or insects, *nor shall it include sales of chemical sprays or washes to persons for the purpose of post-harvest treatment of fruit for the prevention of scald, fungus, mold, or decay.*

Sec. 2. Section 82.04.240, chapter 15, Laws of 1961 as amended by section 5, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.240 are each amended to read as follows:

Upon every person except persons taxable under subsections (2) [(3), (4), or (5)] through (6) of RCW 82.04.260 engaging within this state in business as a manufacturer; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products, including byproducts, manufactured, multiplied by the rate of one-quarter of one percent.

The measure of the tax is the value of the products, including byproducts, so manufactured regardless of the place of sale or the fact that deliveries may be made to points outside the state.

Sec. 3. Section 82.04.260, chapter 15, Laws of 1961 as amended by section 6, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.260 are each amended to read as follows:

(1) Upon every person engaging within this state in the business of buying wheat, oats, dry peas, corn, and barley, but not including any manufactured or processed products thereof, and selling the same at wholesale; the tax imposed shall be equal to the gross proceeds derived from such sales multiplied by the rate of one one-hundredth of one percent.

(2) Upon every person engaging within this state in the business of manufacturing wheat into flour; as to such persons the amount of tax with respect to such business shall be equal to the value of the flour manufactured, multiplied by the rate of one-eighth of one percent.

(3) Upon every person engaging within this state in the business of splitting or processing dried peas; as to such persons the amount of tax with respect to such business shall be equal to the value of the peas split or processed, multiplied by the rate of one-quarter of one percent.

(4) Upon every person engaging within this state in the business of manufacturing seafood products which remain in a raw, raw frozen, or raw salted state at the completion of the manufacturing by that person; as to such persons the amount of tax with respect to such business shall be equal to the value of the products manufactured, multiplied by the rate of one-eighth of one percent.

[(4)] (5) Upon every person engaging within this state in the business of manufacturing by canning, preserving, freezing or dehydrating fresh fruits and vegetables; as to such persons the amount of tax with respect to such business shall be equal to the value of the products canned, preserved, frozen or dehydrated multiplied by the rate of three-tenths of one percent.

[(5)] (6) Upon every person engaging within this state in the business of manufacturing aluminum pig, ingot, billet, plate, sheet (flat or coiled), rod, bar, wire, cable or extrusions; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products manufactured multiplied by the rate of four-tenths of one percent.

[(6)] (7) Upon every nonprofit corporation and nonprofit association engaging within this state in research and development, as to such corporations and associations, the amount of tax with respect to such activities shall be equal to the gross income derived from such activities multiplied by the rate of forty-four one-hundredths of one percent.

(8) Upon every person engaging within this state in the business of slaughtering, breaking and/or processing perishable meat products and/or selling the same at wholesale, as to such persons the tax imposed shall be equal to the gross proceeds derived from such sales multiplied by the rate of one-quarter of one percent.

Sec. 4. Section 82.04.410, chapter 15, Laws of 1961 and RCW 82.04.410 are each amended to read as follows:

This chapter shall not apply to amounts derived by persons engaged in [operating chick hatcheries from] the production and sale of [chicks and] hatching eggs or poultry for use in the production for sale of poultry or poultry products.

NEW SECTION. Sec. 5. There is added to chapter 15, Laws of 1961 and to chapter 82.04 RCW a new section to read as follows:

In computing the tax imposed by this chapter, municipal sewerage utilities and other public corporations imposing and collecting fees or charges for sewer service may deduct from the measure of the tax, amounts paid to another municipal corporation or governmental agency for sewerage interception, treatment or disposal.

Sec. 6. Section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 87, Laws of 1967 and RCW 82.08.030 are each amended to read as follows:

The tax hereby levied shall not apply to the following sales:

(1) Casual and isolated sales of property or service, unless made by a person who is engaged in a business activity taxable under chapters 82.04, 82.16 or 82.28: *Provided*, That the exemption provided by this paragraph shall not be construed as providing any exemption from the tax imposed by chapter 82.12;

(2) Sales made by persons in the course of business activities with respect to which tax liability is specifically imposed under chapter 82.16, when the gross proceeds from such sales must be included in the measure of the tax imposed under said chapter;

(3) The distribution and newsstand sale of newspapers;

(4) Sales which the state is prohibited from taxing under the Constitution of this state or the Constitution or laws of the United States;

(5) Sales of motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes and sales of motor vehicle fuel taxable under chapter 82.36: *Provided*, That the use of any such fuel upon which a refund of the motor vehicle fuel tax has been obtained shall be subject to the tax imposed by chapter 82.12;

(6) Sales (including transfers of title through decree of appropriation) heretofore or hereafter made of the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, to the state or a political subdivision thereof for use in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10) or (11) of RCW 82.16.010;

(7) Auction sales made by or through auctioneers of tangible personal property (including household goods) which have been used in conducting a farm activity, when the seller thereof is a farmer and the sale is held or conducted upon a farm and not otherwise;

(8) Sales to corporations which have been incorporated under any act of the congress of the United States and whose principal purposes are to furnish volunteer aid to members of armed forces of the United States and also to carry on a system of national and international relief and to apply the same in mitigating the sufferings caused by pestilence, famine, fire, floods, and other national calamities and to devise and carry on measures for preventing the same;

(9) Sales of purebred livestock for breeding purposes where the animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(10) Sales of tangible personal property (other than the type referred to in subdivision (11) hereof) for use by the purchaser in connection with the business of operating as a private or common carrier by air, rail, or water in interstate or foreign commerce: *Provided*, That any actual use of such property in this state shall, at the time of such actual use, be subject to the tax imposed by chapter 82.12;

(11) Sales of airplanes, locomotives, railroad cars, or watercraft for use in conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or for use in conducting commercial deep-sea fishing operations outside the territorial waters of the state; also sales of tangible personal property which becomes a component part of such airplanes, locomotives, railroad cars, or watercraft, and of motor vehicles or trailers used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state, in the course of constructing, repairing, cleaning, altering, or improving the same; also sales of or charges made for labor and services rendered in respect to such constructing, repairing, cleaning, altering, or improving;

(12) Sales of motor vehicles and trailers to be used for the purpose of transporting therein persons or property for hire in interstate or foreign commerce: *Provided*, That the purchaser must be the holder of a carrier permit issued by the Interstate Commerce Commission and that the vehicles will first move upon the highways of this state from the point of delivery in this state to a point outside of this state under the authority of a one-transit permit issued by the director of licenses pursuant to the provisions of RCW 46.16.100;

(13) Sales of motor vehicles and trailers to nonresidents of this state for use outside of this state, even though delivery be made within this state, but only when (a) the vehicles or trailers will be taken from the point of delivery in this state directly to a point outside this state under the authority of a one-transit permit issued by the director of licenses pursuant to the provisions of RCW 46.16.100, or (b) said motor vehicles and trailers will be registered and licensed immediately under the laws of the state of the purchaser's residence, will not be used in this state more than three months, and will not be required to be registered and licensed under the laws of this state;

(14) Sales to nonresidents of this state for use outside of this state of tangible personal property which becomes a component part of any machinery or other article of personal property belonging to such nonresident, in the course of installing, repairing, cleaning, altering, or improving the same and also sales of or charges made for labor and services rendered in respect to any installing, repairing, cleaning, altering or improving, of personal property of or for a nonresident, but this subsection (14) shall apply only when the seller agrees to, and does, deliver the property to the purchaser at a point outside this state, or delivers the property to a common or bona fide private carrier consigned to the purchaser at a point outside this state;

(15) Sales to nonresidents of this state for use outside of this state of watercraft requiring coast guard registration or registration by the state of principal use according to the Federal Boating Act of 1958, even though delivery be made within this state, but only when (a) the watercraft will not be used within this state for more than forty-five days and (b) an appropriate exemption certificate supported by identification ascertaining residence as provided by the tax commission and signed by the purchaser or his agent establishing the fact that the purchaser is a nonresident and that the watercraft is for use outside of this state, one copy to be filed with the tax commission with the regular report and a duplicate to be retained by the dealer.

(16) Sales of poultry for use in the production for sale of poultry or poultry products.

(17) Sales to nonresidents of this state for use outside of this state of machinery and implements for use in conducting a farming activity, when such machinery and implements will be transported immediately outside the state. As proof of exemption, an affidavit or certification in such form as the tax commission shall require shall be made for each such sale, to be retained as a business record of the seller.

(18) Sales for use in states, territories and possessions of the United States which are not contiguous to any other state, but only when, as a necessary incident to the contract of sale, the seller delivers the subject matter of the sale to the purchaser or his designated agent at the usual receiving terminal of the carrier selected to transport

the goods, under such circumstances that it is reasonably certain that the goods will be transported directly to a destination in such noncontiguous states, territories and possessions.

(19) Sales to municipal corporations, the state, and all political subdivisions thereof of tangible personal property consumed and/or of labor and services rendered in respect to contracts for watershed protection and/or flood prevention. This exemption shall be limited to that portion of the selling price which is reimbursed by the United States government according to the provisions of the Watershed Protection and Flood Prevention Act, Public Laws 566, as amended;

(20) Sales of semen for use in the artificial insemination of livestock;

(21) Sales to nonresidents of this state of tangible personal property for use outside this state when the purchaser has applied for and received from the tax commission a permit certifying (1) that he is a bona fide resident of a state or possession or Province of Canada other than the state of Washington, (2) that such state, possession, or Province of Canada does not impose a retail sales tax or use tax of three percent or more or, if imposing such a tax, permits Washington residents exemption from otherwise taxable sales by reason of their residence, and (3) that he does agree, when requested, to grant the tax commission access to such records and other forms of verification at his place of residence to assure that such purchases are not first used substantially in the state of Washington.

Any person claiming exemption from retail sales tax under the provisions of this subsection must display a nonresident permit as herein provided, and any vendor making a sale to a nonresident without collecting the tax must examine such permit, identify the purchaser as the person to whom the nonresident permit was issued, and maintain records which shall show the permit number attributable to each nontaxable sale.

Permits shall be personal and nontransferable, shall be renewable annually, and shall be issued by the tax commission upon payment of a fee of one dollar. The commission may in its discretion designate independent agents for the issuance of permits, according to such standards and qualifications as the commission may prescribe. Such agents shall pay over and account to the commission for all permit fees collected, after deducting as a collection fee the sum of fifty cents for each permit issued.

Any person making fraudulent statements in order to secure a permit shall be guilty of perjury. Any person making tax exempt purchases by displaying a permit not his own, or a counterfeit permit, with intent to violate the provisions of this subsection shall be guilty of a misdemeanor and, in addition, may be subject to a penalty not to exceed the amount of the tax due on such purchases. Any vendor who makes sales without collecting the tax to a person who does not hold a valid permit, and any vendor who fails to maintain records of permit numbers as provided in this section shall be personally liable for the amount of tax due.

(22) Sales of form lumber to any person engaged in the constructing, repairing, decorating or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: *Provided*, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof.

(23) Sales of, cost of, or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling of sand, gravel and rock when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to sales of, cost of, or charges made for such labor and services, if the sand, gravel, or rock is used for other than public road purposes or is sold otherwise than as provided for in this subsection.

(24) *Charges made for the use of coin operated laundry or dry cleaning facilities when such facilities are situated in an apartment house, hotel, motel, rooming house, trailer camp or tourist camp for the exclusive use of the tenants thereof.*

(25) *Sales of wearing apparel to persons who themselves use such wearing apparel only as a sample for display for the purpose of effecting sales of goods represented by such sample.*

(26) *Sales of pollen.*

Sec. 7. Section 82.12.030, chapter 15, Laws of 1961 as last amended by section 19, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.030 are each amended to read as follows:

The provisions of this chapter shall not apply:

(1) In respect to the use of any article of tangible personal property brought into the state by a nonresident thereof for his use or enjoyment while temporarily within the state unless such property is used in conducting a nontransitory business activity within the state; or in respect to the use by a nonresident of this state of a motor vehicle which is registered or licensed under the laws of the state of his residence and is not used in this state more than three months, and which is not required to be registered or licensed under the laws of this state; or in respect to the use of household goods, personal effects and private automobiles by a bona fide resident of this state, if such articles were acquired and used by such person in another state while a bona fide resident thereof and such acquisition and use occurred more than thirty days prior to the time he entered this state;

(2) In respect to the use of any article of tangible personal property purchased at retail or acquired by lease, gift or bailment if the sale thereof to, or the use thereof by, the present user or his bailor or donor has already been subjected to the tax under chapter 82.08 or 82.12 and such tax has been paid by the present user or by his bailor or donor; or in respect to the use of property acquired by bailment and such tax has once been paid based on reasonable rental as determined by RCW 82.12.060 measured by the value of the article at time of first use multiplied by the tax rate imposed by chapter 82.08 or 82.12 as of the time of first use; or in respect to the use of any article of tangible personal property acquired by bailment, if the property was acquired by a previous bailee from the same bailor for use in the same general activity and such original bailment was prior to June 9, 1961;

(3) In respect to the use of any article of tangible personal property the sale of which is specifically taxable under chapter 82.16;

(4) In respect to the use of any airplane, locomotive, railroad car, or watercraft used primarily in conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or used primarily in commercial deep-sea fishing operations outside the territorial waters of the state, and in respect to use of tangible personal property which becomes a component part of any such airplane, locomotive, railroad car, or watercraft, and in respect to the use by the holder of a carrier permit issued by the Interstate Commerce Commission of any motor vehicle or trailer used in substantial part in the normal and ordinary course of the user's business for transporting therein persons or property for hire across the boundaries of this state if the first use of which within this state is actual use in conducting interstate or foreign commerce; and in respect to the use of any motor vehicle or trailer while being operated under the authority of a one-transit permit issued by the director of licenses pursuant to RCW 46.16.100 and moving upon the highways from the point of delivery in this state to a point outside this state; and in respect to the use of tangible personal property which becomes a component part of any motor vehicle or trailer used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state;

(5) In respect to the use of any article of tangible personal property which the state is prohibited from taxing under the Constitution of the state or under the Constitution or laws of the United States;

(6) In respect to the use of motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes and motor vehicle fuel taxable under chapter 82.36: *Provided*, That the use of such fuel upon which a refund of the motor vehicle fuel tax is obtained shall not be exempt, and the director of licenses shall deduct from the amount of such tax to be refunded the amount of tax due under this chapter and remit the same each month to the tax commission:

(7) In respect to the use of any article of tangible personal property included within the transfer of the title to the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, by the state or a political subdivision thereof in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), or (11) of RCW 82.16.010;

(8) In respect to the use of tangible personal property (including household goods) which have been used in conducting a farm activity, if such property was purchased from a farmer at an auction sale held or conducted by an auctioneer upon a farm and not otherwise;

(9) In respect to the use of tangible personal property by corporations which have been incorporated under any act of the congress of the United States and whose principal purposes are to furnish volunteer aid to members of the armed forces of the United States and also to carry on a system of national and international relief and to apply the same in mitigating the sufferings caused by pestilence, famine, fire, flood, and other national calamities and to devise and carry on measures for preventing the same;

(10) In respect to the use of purebred livestock for breeding purposes where said animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(11) In respect to the use of poultry in the production for sale of poultry or poultry products;

(12) In respect to the use of fuel by the extractor or manufacturer thereof when used directly in the operation of the particular extractive operation or manufacturing plant which produced or manufactured the same;

(13) In respect to the use of motor vehicles, equipped with dual controls, which are loaned to and used exclusively by a school in connection with its driver training program: *Provided*, That this exemption and the term "school" shall apply only to (a) the University of Washington, Washington State University and the state colleges or (b) any public, private or parochial school accredited by either the state board of education or by the University of Washington (the state accrediting station) or (c) any public vocational school meeting the standards, courses and requirements established and prescribed or approved by the state board for vocational education;

(14) In respect to the use by a bailee of any article of tangible personal property which is entirely consumed in the course of research, development, experimental and testing activities conducted by the user, provided the acquisition or use of such articles by the bailor was not subject to the taxes imposed by chapter 82.08 or chapter 82.12.

(15) In respect to the use by residents of this state of motor vehicles and trailers acquired and used while such persons are members of the armed services and are stationed outside this state pursuant to military orders, but this exemption shall not apply to members of the armed services called to active duty for training purposes for periods of less than six months and shall not apply to the use of motor vehicles or trailers acquired less than thirty days prior to the discharge or release from active duty of any person from the armed services.

(16) In respect to the use of semen in the artificial insemination of livestock;

(17) In respect to the use of form lumber by any person engaged in the constructing, repairing, decorating or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: *Provided*, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof.

(18) In respect to the use of any sand, gravel, or rock to the extent of the cost of or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling such sand, gravel, or rock, when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to the use of such material to the extent of the cost of or charge made for such labor and services, if the material is used for other than public road purposes or is sold otherwise than as provided for in this subsection.

(19) *In respect to the use of wearing apparel only as a sample for display for the purpose of effecting sales of goods represented by such sample.*

(20) *In respect to the use of pollen.*

Sec. 8. Section 82.32.090, chapter 15, Laws of 1961 as last amended by section 3, chapter 141, Laws of 1965 extraordinary session and RCW 82.32.090 are each amended to read as follows:

If payment of any tax due is not received by the tax commission by the [twenty-fifth] last day of the month in which the tax becomes due, there shall be assessed a penalty of two percent of the amount of the tax; and if the tax is not received [within forty days of the due date] by the last day of the month next succeeding the

month in which the due date falls, there shall be assessed a total penalty of ten percent of the amount of the tax; and if the tax is not received [within seventy days of the due date] by the last day of the second month next succeeding the month in which the due date falls, there shall be assessed a total penalty of twenty percent of the amount of the tax. No penalty so added shall be less than two dollars.

If payment of any tax is received within the first ten days of the month next succeeding the month in which the due date falls, the amount of such payment shall be credited to, and shall be treated for all purposes as having been collected during, the fiscal year in which such due date falls.

If a warrant be issued by the tax commission for the collection of taxes, increases, and penalties, there shall be added thereto a penalty of five percent of the amount of the tax, but not less than five dollars.

Notwithstanding the foregoing, the aggregate of penalties imposed under this chapter for failure to file a return, late payment of any tax, increase, or penalty, or issuance of a warrant shall not exceed twenty-five percent of the tax due, or seven dollars, whichever is greater.

Sec. 9. Section 83.44.010, chapter 15, Laws of 1961 and RCW 83.44.010 are each amended to read as follows:

All taxes imposed by the inheritance tax provisions of this title shall take effect and accrue upon the death of the decedent or donor. If such tax is not paid within fifteen months from the accruing thereof, interest shall be charged and collected at the rate of [six] eight percent per year computed from the expiration of such fifteen month period unless the amount of tax cannot be determined because of litigation pending in any court of competent jurisdiction or arbitration under the provisions of chapter 83.14 which involves, either directly or indirectly, the amount of tax payable, in which case interest shall not be charged during the time necessarily consumed by such litigation or arbitration: *Provided*, That in no case shall interest be tolled for a period of more than three years from the expiration of the fifteen months after date of death. The minimum tax due in any event shall be paid within fifteen months from the accruing thereof. In all cases where a bond shall be given under the provisions of RCW 83.16.020 interest shall be charged at the rate of six percent per year from and after a period of sixty days from the time that the person or persons owning the beneficial interest come into the possession of same until the payment thereof.

[The tax commission may, in its discretion, waive the payment of interest required to be assessed under the inheritance tax provisions of this title.]

NEW SECTION. Sec. 10. This 1967 amendatory act shall not apply to taxes accruing before July 1, 1967.

NEW SECTION. Sec. 11. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1967."

In line 1 of the title after "taxation;" strike the remainder of the title through and including the period on page 2, line 14, and insert: "amending section 1, chapter 7, Laws of 1963 as amended by section 1, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.050; amending section 82.04.240, chapter 15, Laws of 1961 as amended by section 5, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.240; amending section 82.04.260, chapter 15, Laws of 1961 as amended by section 6, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.260; amending section 82.04.410, chapter 15, Laws of 1961 and RCW 82.04.410; adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 87, Laws of 1967 and RCW 82.08.030; and amending section 82.12.030, chapter 15, Laws of 1961 as last amended by section 19, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.030; amending section 82.32.090, chapter 15, Laws of 1961 as last amended by section 3, chapter 141, Laws of 1965 extraordinary session and RCW 82.32.090; amending section 83.44.010, chapter 15, Laws of 1961 and RCW 83.44.010; and declaring an emergency and prescribing an effective date." and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 255 and asked the House to recede therefrom.

The Secretary read:

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 165 with the following amendments:

On page 8 of the printed and engrossed bill add a section following section 11 as added by Senate amendment as follows:

"Sec. 12 Section 7, page 210, Laws of 1888 as last amended by section 7, chapter 144, Laws of 1945 and RCW 73.08.080 are each amended to read as follows:

The boards of county commissioners of the several counties in this state shall levy, in addition to the taxes now levied by law, a tax not less than one-twentieth of one mill, and not greater than one and one-fifth mills, upon the taxable property of their respective counties, to be levied and collected as now prescribed by law for the assessment and collection of taxes, for the purpose of creating a fund for the relief of honorably discharged soldiers, sailors and marines who served in the Civil War, in the war of Mexico or in any of the Indian wars, or the Spanish-American war or the Philippine insurrection [, soldiers, sailors and marines who served in the United States army, navy, or marine corps between April 6, 1917, and the date upon which peace is finally concluded with the German government and its allies, or soldiers, sailors and marines who served in the army, navy, or marine corps of the United States] or any person who served in any branch of the armed forces of the United States during the first World War, the second World War, the Korean conflict or the Viet Nam conflict or in any other foreign war, insurrection or expedition, which service shall be governed by the issuance of a campaign badge or ribbon by the government of the United States of America, [or any members of the armed forces of the United States in the existing war between the United States and Germany and her allies or the existing war between the United States and Japan and her allies,] and the indigent wives, husbands, widows, widowers and minor children of such indigent or deceased [soldiers, sailors and marines] members of the armed forces, to be disbursed for such relief by such board of county commissioners: *Provided, That in any county which has or which may in the future have an unexpended balance from such levy, over and above the amount required for the above purposes, the board of county commissioners may budget and reappropriate such excess for the purposes of providing funds for the coordination of community mental retardation services or to provide community mental retardation or mental health services."*

On page 8 of the printed and engrossed bill, add two new sections following section 12 added by Representatives Whetzel and Lewis as follows:

"Sec. 13. Section 1, page 208, Laws of 1888 as last amended by section 1, chapter 180, Laws of 1947 and RCW 73.08.010 are each amended to read as follows:

[For the relief of indigent and suffering Union soldiers, sailors and marines who served in the Civil War, in the war of Mexico or in any of the Indian wars in the United States, the Spanish American war and Philippine insurrection, soldiers, sailors and marines who served in the United States army, navy, or marine corps between April 6, 1917, and the date upon which peace is finally concluded with the German government and its allies, or soldiers, sailors and marines who served in the army, navy or marine corps of the United States in any other foreign war, insurrection, or expedition, which service shall be governed by the issuance of a campaign badge by the government of the United States of America, or for any members of the armed forces of the United States in the existing war between the United States and Japan and her allies, or the existing war between the United States and Germany and her allies, and their families or the families of those deceased, who need assistance in any city, town or precinct in this state, the board of commissioners of the county in which said city, town or precinct is situated shall provide such sum or sums of money as may be necessary, to be drawn upon by the commander and quartermaster, or commander and adjutant of any post, camp or chapter of any national organization of veterans now, or which may hereafter be, chartered by an act of congress in said city or town upon recommendation of the relief committee of said post, camp or chapter: *Provided, Said soldier, sailor or marine, or the families of those deceased are and have been residents of the state for at least twelve months, and the orders of said commander and quartermaster, or commander and adjutant shall be the proper voucher for the expenditure of said sum or sums of money.]*

The board of county commissioners of each county shall provide such sum or sums of money as may be necessary within the respective counties for the relief of indigent and suffering soldiers, sailors and marines who served in the armed forces of the United States in the Civil War, the war with Mexico, any of the Indian wars in the United States or its territories, the Spanish-American war, the Philippine insurrection, and soldiers, sailors, marines, coast guardsmen or members of the air force or flying corps who served the United States during World War I, World War II, the Korean conflict, the Viet Nam conflict, or in any other foreign war, insurrection, expedition or campaign for which a campaign badge or ribbon shall have been awarded, and their indigent spouses and minor children or the surviving indigent spouse and minor children of those deceased who need assistance.

This money may be drawn upon by the commander and quartermaster or commander and adjutant or their authorized delegate, of any post, camp, or chapter of any national organization of veterans which is now or hereafter may be, chartered by an act of congress, in such city, town or precinct upon recommendation of the relief committee of said post, camp or chapter; Provided, That the recipient has been a resident of the state of Washington for at least twelve months. The orders of the commander and quartermaster or commander and adjutant or their authorized delegate, shall be a proper voucher for the expenditure of such money.

Sec. 14, Section 5, page 209, Laws of 1888 as last amended by section 5, chapter 180, Laws of 1947 and RCW 73.08.060 are each amended to read as follows:

County commissioners are hereby prohibited from sending [indigent Union, Spanish American war soldiers, sailors and marines, soldiers, sailors and marines who have served the United States in the United States army, navy, or marine corps between April 6, 1917, and the date upon which peace is finally concluded with the German government and its allies, or soldiers, sailors and marines who served in the army, navy, or marine corps of the United States in any other foreign war, insurrection or expedition, which service shall be governed by the issuance of a campaign badge by the government of the United States of America, or any members of the armed forces of the United States in the existing war between the United States and Germany and her allies or the existing war between the United States and Japan and her allies (or their families or the families of the deceased), of the classes of persons mentioned in RCW 73.08.010,] soldiers, sailors and marines who served in the armed forces of the United States in the Civil War, the war with Mexico, any of the Indian wars in the United States or its territories, the Spanish-American war, the Philippine insurrection, and soldiers, sailors, marines, coast guardsmen or members of the air force or flying corps who served the United States during World War I, World War II, The Korean conflict, the Viet Nam conflict, or in any other foreign war, insurrection, expedition, or campaign for which a campaign badge or ribbon shall have been awarded, and their indigent spouses and minor children or the surviving indigent spouse and minor children of those deceased who need assistance, to any almshouse (or orphan asylum) without the concurrence and consent of the commander and relief committee of the post, camp or chapter of any national organization of veterans now, or which may hereafter be, chartered by an act of congress as provided in RCW 73.08.010 and 73.08.030. Indigent veterans shall, whenever practicable, be provided for and relieved at their homes in such city, town or precinct in which they shall have a residence, in the manner provided in RCW 73.08.010 and 73.08.030. Indigent or disabled veterans of the classes specified in RCW 73.08.010, who are not insane and have no families or friends with whom they may be domiciled, may be sent to any soldiers' home."

In line 1 of the title after "preferences" and before the comma, strike everything down to "veteran" on line 2

In line 10 of the title of the printed bill, being line 9 of the engrossed bill, after the semicolon following "RCW 72.36.080" insert "amending section 7, chapter 210, Laws of 1888 as last amended by section 7, chapter 144, Laws of 1945 and RCW 73.08.080;"

Following the Senate amendment to the title by Senator Neill, being in line 16 of the title of the engrossed bill, after the semicolon following "RCW 28.77.080" and before "and adding" insert "amending section 1, page 208, Laws of 1888 as last amended by section 1, chapter 180, Laws of 1947 and RCW 73.08.010; amending section 5, page 209, Laws of 1888 as last amended by section 5, chapter 180, Laws of 1947 and RCW 73.08.060;"; and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Greive, the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 165 and asked the House to recede therefrom.

The Secretary read:

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 72 and asks the Senate to recede therefrom, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

On motion of Senator Hallauer, the Senate receded from its amendments regarding Sections 2 and 3 of Engrossed House Bill No. 72, but refused to recede from its remaining amendments to the bill.

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House has passed: Senate Bill No. 432,
Senate Bill No. 457,

Engrossed Senate Bill No. 464, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House has passed: Engrossed Substitute House Bill No. 719, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed Substitute House Bill No. 77 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Brazier, Bottiger, Leland.

Sidney Snyder, *Asst. Chief Clerk*.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 22, By Senators Peterson (Lowell), Mardesich, Peterson (Ted) and Lennart:

Providing for a study of the salmon resource.

On motion of Senator Peterson (Lowell), the rules were suspended to permit additional names as sponsors to Senate Concurrent Resolution No. 22.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Concurrent Resolution No. 22 was advanced to second reading and read the second time in full.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Concurrent Resolution No. 22 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated.

Engrossed Substitute House Bill No. 719, by Committee on Transportation:

An Act providing for a system of highways and toll bridges; adding six new sections to chapter 9, Laws of 1961 extraordinary session and to chapter 47.60 RCW; amending section 47.20.480, chapter 13, Laws of 1961 and RCW 47.20.480; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

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

THIRD READING OF BILLS

Engrossed Senate Bill No. 462, by Senators Gissberg, Lewis and Mardesich:

Removing certain tidelands at Cattle Point from those formerly reserved for recreational use and taking of shellfish for personal use.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 462 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 462 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—46.

Absent or not voting: Senators Guess, Metcalf—2.

Excused: Senator Woodall—1.

Engrossed Senate Bill No. 462 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 432,
Senate Bill No. 457,
Senate Bill No. 464,
House Bill No. 626.**

MOTION

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

On motion of Senator Greive, Senators Uhlman, Herrmann and Connor were excused.

THIRD READING OF BILLS

Senate Bill No. 261, by Senators Dore, Peterson (Ted) and Connor:

Amending requirements for publication by county of notice of intention to sell property.

On motion of Senator Dore the rules were suspended, the second reading considered the third, and Senate Bill No. 261 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 261 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams—44.

Absent or not voting: Senator Durkan—1.

Excused: Senators Connor, Herrmann, Uhlman, Woodall—4.

Senate Bill No. 261 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 369, by Senators Ridder Uhlman and Pritchard:

Providing for position filing in freeholder elections and rotation of names on election ballots.

On motion of Senator Ridder the rules were suspended, the second reading considered the third, and Senate Bill No. 369 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 369 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams—42.

Absent or not voting: Senators Bailey, Kupka, McCormack—3.

Excused: Senators Connor, Herrmann, Uhlman, Woodall—4.

Senate Bill No. 369 having received the constitutional majority, was declared passed.

There being no objection, the title of of the bill was ordered to stand as the title of the act.

Senate Bill No. 447, by Senators Woodall, Mardesich and Henry:

Enlarging scope for investment of moneys in pension fund of firemen of cities and towns.

On motion of Senator Mardesich, Senate Bill No. 447 was ordered to retain its place at the end of the third reading calendar for today.

Engrossed Senate Bill No. 55, by Senator Freise:

Exempting title insurance companies and their agents from escrow agent registration.

On motion of Senator Freise the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 55 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 55 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 5; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams—40.

Absent or not voting: Senators Dore, Durkan, Herr, Lewis, McCutcheon—5.

Excused: Senators Connor, Herrmann, Uhlman, Woodall—4.

Engrossed Senate bill No. 55 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate Bill No. 140, by Committee on Natural Resources:

Authorizing organization of soil and water conservation sub-districts.

On motion of Senator Guess the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 140 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 140 and the bill passed the Senate by the following vote: Yeas, 31; nays, 13; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Bailey, Chytil, Cooney, Dore, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Pritchard, Ryder, Sandison, Stender, Twigg, Washington, Williams—31.

Those voting nay were: Senators Andersen, Atwood, Canfield, Donohue, Freise, Lennart, McCutcheon, Metcalf, Peterson (Ted), Rasmussen, Redmon, Ridder, Talley—13.

Absent or not voting: Senator Durkan—1.

Excused: Senators Connor, Herrmann, Uhlman, Woodall—4.

Substitute Senate Bill No. 140 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator McCutcheon, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Joint Resolution No. 32:

Senate Chamber,
Olympia, Wash., April 7, 1967.

Proposing a constitutional amendment to limit taxation to twenty-five percent of assessed valuation (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

John T. McCutcheon, *Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, R. R. Bob Greive, James E. Keefe, George Kupka, Ernest W. Lennart, David E. McMillan, John H. Stender.

MOTION

It was moved by Senator McCormack, that Senate Joint Resolution No. 32 be referred to the Committee on Ways and Means.

Debate ensued.

It was moved by Senator McCutcheon that the motion by Senator McCormack be laid upon the table.

The motion was lost on a rising vote.

POINT OF INQUIRY

Senator Lennart:

"Mr. President, would Senator McCormack yield:

"Is this important matter to go into a defunct graveyard, or do you intend to bring it out?"

Senator McCormack:

"Mr. President:

"I intend to spend every waking minute of the rest of this session trying to produce a tax reform package that will include the provisions of Senate Joint Resolution No. 32. I don't know whether I will succeed but it won't be for lack of trying."

Senators McCormack, Washington and Hallauer demanded the previous question and the demand was sustained.

Senator McMillan demanded a Call of the Senate, but the demand was not sustained by a rising vote.

Senator Talley demanded a roll call and the demand was sustained by Senators McCutcheon, Stender, McMillan, Guess, Canfield, Donohue, Cooney and Lennart.

ROLL CALL

The Secretary called the roll on the motion by Senator McCormack and the motion was lost by the following vote: Yeas, 17; nays, 27; absent or not voting, 1; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Dore, Faulk, Hallauer, Hanna, McCormack, Mardesich, Marquardt, Metcalf, Pritchard, Rasmussen, Ridder, Ryder, Sandison, Washington, Williams—17.

Those voting nay were: Senators Bailey, Canfield, Chytil, Cooney, Donohue, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Redmon, Stender, Talley, Twigg—27.

Absent or not voting: Senator Durkan—1.

Excused: Senators Connor, Herrmann, Uhlman, Woodall—4.

Senate Joint Resolution No. 32 was passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 2:10 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Saturday, April 8, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTIETH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Saturday, April 8, 1967.

The Senate was called to order at 10:00 a.m. by President Pro Tempore Henry.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Durkan, Gissberg, Herr, Keefe, Redmon and Uhlman.

On motion of Senator Greive, Senator Dore, Durkan, Gissberg, Herr, Keefe and Uhlman were excused.

On motion of Senator Atwood, Senator Redmon was excused.

The Color Guard, consisting of Pages Gregory Klump, Color Bearer, and Debbie Crase, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Our Divine Father, for the gift of this day, we thank Thee. Thou dost know how much we needed it for there is so much yet to be done. Help us to number our days that we may grow wiser and not simply older. Help us to use our days and not abuse them.

"Assist the members of this Senate to use this day. Whatsoever things are important, honorable, just, and of good report—let these things have a good hearing in all committees, in all minds, and in all hearts today. In the name and spirit of Jesus Christ. Amen."

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

MOTION

On motion of Senator Resmussen, Senate Resolution 1967 EX-31 which was a special order of business under the first order of business for today was made a special order of business under the first order of business for Tuesday, April 11, 1967.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 8, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Memorial No. 23 have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Marshall A. Neill, Perry B. Woodall.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The House has passed: House Bill No. 9,
Engrossed House Bill No. 133,
Engrossed House Bill No. 483,
House Concurrent Resolution No. 39, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The House has passed: Senate Joint Memorial No. 23, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 387, and has granted said committee the powers of Free Conference.
Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on House Bill No. 150, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The House refuses to recede from its amendments to Engrossed Senate Bill No. 255 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 255 and the House amendments thereto: Representatives McCaffree, Gorton, Sawyer.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate granted the request of the House for a conference on Engrossed Senate Bill No. 255.

APPOINTMENT OF CONFERENCE COMMITTEE

The President Pro Tempore appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 255, Senators McCormack, Ryder and Mardesich.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

SIGNED BY THE PRESIDENT

The President signed: Senate Joint Memorial No. 23.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 642, by Senators Talley, Peterson (Ted), Lennart and Sandison:

An Act relating to food and food products; adding a new section to chapter 257, Laws of 1945 and to chapter 69.04 RCW; defining crimes; and prescribing penalties.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

On motion of Senator Talley, the rules were suspended to permit additional sponsors to Senate Bill No. 642.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 9, by Representatives O'Brien and Copeland (by Legislative Council request):

An Act relating to state government; providing for emoluments for appointees to the office of legislator; amending section 1, chapter 48, Laws of 1949, as last amended by section 4, chapter 127, Laws of 1965 extraordinary session and RCW 43.03.010; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.03 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 133, by Representatives Newschwander, Sawyer and McDougall:

An Act relating to water districts; authorizing the leasing out of real property; and adding a new section to chapter 57.08 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 483, by Representatives Humiston, McGavick and Zimmerman (by Executive request):

An Act relating to labor relations; providing a uniform statutory basis for implementing the right of public employees to organize and to be represented for the purpose of collective bargaining by organizations of their own choice; and providing an effective date.

Referred to Committee on Labor and Social Security.

House Concurrent Resolution No. 39, by Representatives Bottiger, Gorton and Wolf:

Requesting legislative council study relating to charitable organizations in the state and the regulation thereof and measures introduced during fortieth legislative session relative thereto.

Referred to Judiciary Committee.

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

THIRD READING OF BILLS

Engrossed Senate Bill No. 518, by Senators Freise and Rasmussen:

Setting amount of lien department of labor and industries is subrogated after award made in action against a third party.

On motion of Senator Freise, Engrossed Senate Bill No. 518 was ordered to retain its place at the end of the third reading calendar for today.

Senate Bill No. 194, by Senators Stender, Peterson (Ted) and Marquardt (by Executive request):

Raising minimum wage.

On motion of Senator Peterson (Ted) the rules were suspended, the second reading considered the third, and Senate Bill No. 194 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 194 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 2; excused, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—41.

Absent or not voting: Senators Connor, Pritchard—2.

Excused: Senators Durkan, Gissberg, Herr, Keefe, Redmon, Uhlman—6.

Senate Bill No. 194 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 447, by Senators Woodall, Mardesich and Henry:

Enlarging scope for investment of moneys in pension fund of firemen of cities and towns.

It was moved by Senator Mardesich that the rules be suspended and that Senate Bill No. 447 be returned to second reading for the purpose of amendment.

Debate ensued.

The motion was lost on a rising vote.

On motion of Senator Woodall the rules were suspended, the second reading considered the third, and Senate Bill No. 447 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 447 and the bill passed the Senate by the following vote: Yeas, 39; nays, 4; absent or not voting, 1; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Washington, Woodall—39.

Those voting nay were: Senators Lennart, Neill, Ryder, Williams—4.

Absent or not voting: Senator Peterson (Ted)—1.

Excused: Senators Gissberg, Herr, Keefe, Redmon, Uhlman—5.

Senate Bill No. 447 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 518, by Senators Freise and Rasmussen:

Setting amount of lien department of labor and industries is subrogated after award made in action against a third party.

On motion of Senator Freise, Engrossed Senate Bill No. 518 was made a special order of business for 11:15 a.m.

There being no objection, the Senate returned to the seventh order of business.

SECOND READING OF BILLS

Engrossed House Bill No. 60, by Representatives Garrett, Lux and Hawley (by Legislative Council request):

Amending and adding to the marine recreation land act of 1964.

On motion of Senator Hallauer, Engrossed House Bill No. 60 was ordered to retain its place on second reading immediately following consideration of Substitute House Bill No. 936.

Senate Bill No. 641, by Senator Henry:

Relating to registration of aircraft and airmen.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Senate Bill No. 641 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 641 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 2; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—42.

Absent or not voting: Senators Canfield, Herrmann—2.

Excused: Senators Gissberg, Herr, Keefe, Redmon, Uhlman—5.

Senate Bill No. 641 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Concurrent Resolution No. 18, by Representatives Holman, Bagnariol, Elicker, Leckenby, Barden, Clarke (George), Kirk, Heavey, Harris, Brazier, Bluechel, Murray, Newschwander, Mahaffey, Chapin, Smythe, Lewis, Wanamaker, Zimmerman, Rosellini, Whetzel, Cunningham, Kiskaddon, Berentson, Bottiger, Flanagan, Wolf, McDougall, Lynch, Adams, McCaffree, Ceccarelli, Gorton, Haussler, McGavick, Hawley, Gladder, Clark (Newman H.) and Hill:

Providing for a study of certain property tax exemptions.

The resolution was read the second time in full.

On motion of Senator Twigg, the rules were suspended, House Concurrent Resolution No. 18 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

Substitute House Bill No. 936, by Committee on Public Health and Welfare:

Providing permissible resources for those receiving disability assistance.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Substitute House Bill No. 936 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 936 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 2; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—42.

Absent or not voting: Senators Durkan, Lennart—2.

Excused: Senators Gissberg, Herr, Keefe, Redmon, Uhlman—5.

Substitute House Bill No. 936 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 60, by Representatives Garrett, Lux and Hawley (by Legislative Council request):

Amending and adding to the marine recreation land act of 1964.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendment by Senators Atwood and Hallauer was adopted:

On page 1, section 1, line 19, after "and" insert "*when appropriated by the legislature, may be*"

On motion of Senator Hallauer, the following amendments by Senators Hallauer and Atwood were adopted:

On page 1, section 1, line 20, after "*in accordance with*" strike all of the material down to the period on line 21 and insert "*the general budget and accounting act*"

On page 2, section 3, line 32, after "assistants" strike "*, employees and consultants*" and insert "*and employees*"

On motion of Senator Hallauer, the rules were suspended, Engrossed House Bill No. 60 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 60 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 2; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—42.

Absent or not voting: Senators Lennart, Marquardt—2.

Excused: Senators Gissberg, Herr, Keefe, Redmon, Uhlman—5.

Engrossed House Bill No. 60 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title as of the act.

Senate Bill No. 48, by Senator Herrmann (by Interim Committee on Insurance request):

Authorizing insurance rating organizations.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Senate Bill No. 48 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 48 and the bill passed the Senate by the following vote: Yeas, 33; nays, 8; absent or not voting, 3; excused, 5.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Peterson (Lowell), Rasmussen, Ridder, Stender, Twigg, Washington, Woodall—33.

Those voting nay were: Senators Andersen, Freise, Marquardt, Peterson (Ted), Pritchard, Ryder, Sandison, Talley—8.

Absent or not voting: Senators Lennart, Neill, Williams—3.

Excused: Senators Gissberg, Herr, Keefe, Redmon, Uhlman—5.

Senate Bill No. 48 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 966, by Representatives Flanagan, Day, Murray and Berntson:

Defining air pollution with respect to pollution control purposes.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, House Bill No. 966 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 966 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 4; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—40.

Absent or not voting: Senators Durkan, Guess, Pritchard, Ryder—4.

Excused: Senators Gissberg, Herr, Keefe, Redmon, Uhlman—5.

House Bill No. 966 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Concurrent Resolution No. 17, by Representatives Kopet and Day:

Pertaining to the Boy Scout World Jamboree.

The resolution was read the second time in full.

On motion of Senator Greive, the rules were suspended, Engrossed House Concurrent Resolution No. 17 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

Senate Bill No. 579, by Senators Washington, Knoblauch and Pritchard:
Regulating junkyards located along certain public highways.

On motion of Senator Washington, Senate Bill No. 579 was ordered to retain its place on the second reading calendar for Monday, April 10, 1967.

Engrossed House Bill No. 920, by Representatives Holman, Backstrom and Bledsoe:

Permitting prepayment of taxes and assessments to counties.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 920 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 920 and the bill passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 6; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hanna, Henry, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Durkan, Hallauer, Herrmann, Kupka, Pritchard, Ryder—6.

Excused: Senators Gissberg, Herr, Keefe, Redmon—4.

Engrossed House Bill No. 920 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 913, by Representatives Holman, Backstrom and Bledsoe:

Permitting prepayment of property tax to cities.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Engrossed House Bill No. 913 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 913 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 3; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Connor, Durkan, Pritchard—3.

Excused: Senators Gissberg, Herr, Keefe, Redmon—4.

Engrossed House Bill No. 913 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 8, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 930 and the same is herewith transmitted.

Sidney Synder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The House adheres to its position on the House amendments to Engrossed Senate Bill No. 165 and said bill together with the House amendments are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

MOTIONS

It was moved by Senator Woodall that the Senate concur in the House amendments to Engrossed Senate Bill No. 165.

Debate ensued.

On motion of Senator Greive, the motion by Senator Woodall was made a special order of business on the proper order of business for Monday, April 10, 1967.

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

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

Engrossed House Bill No. 930, by Representatives Bagnariol and Barden:

An Act relating to industrial insurance; and amending section 51.24.010, chapter 23, Laws of 1961 as last amended by section 7, chapter 274, Laws of 1961, and RCW 51.24.010.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 930 was advanced to second reading and read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 930 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Uhlman:

"Mr. President, would Senator Rasmussen yield to a question:

"Senator Rasmussen, in looking at this it appears that this would remove the workman's third party cause of action in all instances where there is rental equipment used on the job, is that correct?"

Senator Rasmussen:

"Rental equipment where they are covered by industrial insurance, yes."

Senator Uhlman:

"What is the rationale behind limiting it to rental equipment?"

Senator Rasmussen:

"Let me give this illustration: If I am a general contractor and I have enough business so that I own my cranes or I lease cranes and operate them myself, all of my employees will be covered under the industrial insurance act and would be limited to third party suits. Now a large number of contractors do not own enough of this large equipment, but the particular agency that is handling them rents them, brings them in for a day or two or whatever time they desire to use them for a particular phase of the job, but the owner of the equipment covers his employees under the industrial insurance act. They are working all on the same job. One party that gets injured is no different from other people working for the same contractor. There are no third party suits allowed, and it is just extending it only to those cases where they are all covered under the industrial insurance act."

Senator Uhlman:

"But isn't it a fact under the existing law the individual worker who is injured, has an option? You are taking this option away from him when rental equipment is being used. Is that the purpose or design here?"

Senator Rasmussen:

"This is correct."

Senator Uhlman:

"Well, the question is basically why? I don't see the rationale. Why shouldn't he still have the option to bring a third party suit or sue under the contract?"

Senator Rasmussen:

"Well, I think that the whole intent of the industrial insurance act is where an employer covers his employees under the act, it is both a protection to the employee and the employer. Now the very fact that he has other equipment on the grounds still does not say that the act isn't in effect. This is a protection for which they cover the employees. It has been approved by labor and approved by the department of labor and industries. I am not involved in the contracting business, but I think it does seem

if the employer covers the employees under the act, he should have the protection of the act. This is what we have been pointing out for years and years. We want the insurance act for the protection of the employees and when all of the employers cover their employees, they should have some protection, too."

Debate ensued.

POINT OF INQUIRY

Senator Dore:

"Mr. President, would Senator Guess yield to a question:

"Senator Guess, what if there is a defect in the crane? Say that there is some internal defect in the tensile strength of the crane and the crane collapses on the man. Under this amendment, you would have no option to sue the crane company, would you?"

Senator Guess:

"I'd like to defer to Senator Freise."

Senator Freise:

"Senator, your lessor would be liable for leasing a defective crane. That isn't the situation here at all. This is where a lessor leases a crane and the crane operator to a contractor. The contractor covers the employee who is running this crane, and the contractor and the employee should be covered by the industrial insurance. That's what we have all said. If the crane operator who went along with the crane was negligent, he would not be covered under the act and we are trying to cover him under the act for the protection of the employee as well as the employer. Labor is one hundred percent for this. They asked that this be introduced."

Senator Dore:

"May I ask another question:

"In the situation where the crane is rented by the lessor to a particular job and assume there is something wrong with the crane. It has a defect in the tensile strength and it collapses on a workman. At the present time, the workman now has an option to sue that lessor. Now under this act, are you eliminating that option for the employee to sue?"

Senator Freise:

"This is not eliminating the suit against the lessor if the lessor is negligent in furnishing a defective crane."

MOTIONS

On motion of Senator Greive, Engrossed House Bill No. 930 was ordered to retain its place on the third reading calendar for Monday, April 10, 1967.

On motion of Senator Freise, Engrossed Senate Bill No. 518 was referred to the Committee on Rules and Joint Rules.

At 11:25 a.m., on motion of Senator Greive, the Senate adjourned until Monday, April 10, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-SECOND DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Monday, April 10, 1967.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Freise and Neill.

On motion of Senator Atwood, Senators Freise and Neill were excused.

The Color Guard, consisting of Pages Rex Strickland, Color Bearer, and Jenny Parker, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Today, Eternal God, we come to Thee in this opening moment of prayer seeking for light enough to walk by. Circumstances of our time are dismaying, resources of our souls are inadequate, unless Thou dost replenish them. Come then, right now, and enter into our lives this day. Make them Thine.

"We turn to Thee from the perplexities and uncertainties which daily beset us. Often we lose the way of certitude and self-control. Redeem us from frustration and fear. Save us from repetition of old errors and the restoration of old evils.

"Teach us so to wait upon Thee for power and guidance that we may renew our strength, may mount up with wings as eagles, may run and not be weary, may walk and not faint. We pray in the Redeemer's name. Amen."

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

The President declared the Senate to be at ease.

The President called the Senate to order at 12:45 p.m.

The Secretary read:

SENATE RESOLUTION 1967 EX - 33

By Senators Uhlman and Lennart:

Whereas, The rapidly growing size and complexity of state government has made it increasingly possible for the ordinary citizen to suffer at official hands inequity, injustice or discrimination, for which there is no easily available remedy presently provided; and

Whereas, Other governments have solved this problem by establishing the office of ombudsman, to which an individual allegedly the victim of official wrong or mistake can turn for redress; and

Whereas, The problem for which the office of ombudsman is conceived as a solution will inevitably grow more pressing during the biennium, as our government continues its inevitable expansion; and

Whereas, It will consequently be even more important to give it consideration in 1969 than it is at present;

Now, Therefore, Be It Resolved, By the Senate, That the Legislative Council be directed to study the plan for establishment of the office of ombudsman embodied in Senate Bill No. 29, with a view to the preparation of legislation to carry this plan into effect.

Be It Further Resolved, That the Legislative Council be directed to report the results of its study together with recommendations and such drafts of legislation as it may deem appropriate to the forty-first session of the Legislature.

On motion of Senator Uhlman, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 34

By Senators Rasmussen and Ridder:

Whereas, The decision by Trucking Employers, Incorporated, an organization representing the trucking industry management, to stage a lock-out has crippled the nation's transportation economy; and

Whereas, Such a lock-out represents the biggest trucking shutdown in American history; and

Whereas, Not only are 1,500 of the nation's trucking firms closed down, but also affected are the operations of thousands of smaller carriers that operate as feeder lines between the big firms; and

Whereas, The lock-out came while negotiations between labor and management were still in progress; and

Whereas, Talks have not been broken off by the Teamsters union and the union pledged that it would never call a nationwide strike; and

Whereas, Management, therefore, is the sole blame for the present lock-out and crippling of the entire nation's economy;

Now, Therefore Be It Resolved That, The Senate condemn Trucking Industry Employers, Incorporated, for shutting down the nation's trucking industry, in an uncalled for action taken while union officials were still bargaining in good faith;

Be It Further Resolved, That copies of this resolution be sent to President Lyndon B. Johnson, Secretary of Labor Willard Wirtz and the members of the Washington State congressional delegation.

It was moved by Senator Rasmussen that the resolution be adopted.

Debate ensued.

It was moved by Senator Greive that the resolution be made a special order of business under the first order of business for tomorrow.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Andersen:

"Mr. President:

"Would a motion to refer this resolution to Senator Rasmussen's committee on Labor and Social Security take precedence over the motion by Senator Greive? If so, I would like to make a motion to that effect to determine the facts."

Senator Greive:

"Mr. President:

"Under Senate Rule 21, you will see the motions are of the same quality and same status, therefore my motion, since it was made first, would have to be voted up or down before we could go to yours."

REPLY BY THE PRESIDENT

The President:

"The President believes Senator Greive's remarks are well taken in that your motion and Senator Greive's motion are of equal rank and the President should put Senator Greive's motion first."

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Andersen:

"Mr. President, further point of parliamentary inquiry:

"If Senator Greive's motion should succeed if, it were continued to a day certain, that is, tomorrow, would it then be the case that my motion to refer the resolution to Senator Rasmussen's committee would be in order, or would it not be in order until tomorrow if this motion were voted on affirmatively by the body?"

Senator Greive:

"I think in Senate Rule 16 you will find we can only debate that which is before us. It would be in order tomorrow."

REPLY BY THE PRESIDENT

The President:

"The President believes that is correct."

The motion by Senator Greive was carried and further consideration of the resolution was deferred until the first order of business tomorrow.

SENATE RESOLUTION
1967 EX - 35

By Senator Pritchard:

Whereas, The government of the United States of America has declared that a substantial portion of Fort Lawton, located in the city of Seattle, soon will be declared to be surplus and will be made available by sale or otherwise to some private or public agency through the General Services Administration; and

Whereas, This piece of property is one of the last large tracts of land that possesses an unlimited potential for park, recreational and educational activities; and

Whereas, The buildings on this federal reservation have a high utility for educational and other purposes; and

Whereas, Seattle and the entire Puget Sound country is undergoing a tremendous population growth and the needs of this area are increasing in direct proportion to this growth;

Now, Therefore, Be It Resolved, By the Senate of the state of Washington that the city of Seattle, the county of King and the other counties experiencing this unprecedented growth, together with the state of Washington join hands in making every effort possible to retain this property for public use.

On motion of Senator Pritchard, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 10, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 291,

Senate Bill No. 323, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive.,

Engrossed House Bill No. 496:

Senate Chamber,
Olympia, Wash., April 7, 1967.

Enacting the Optional Municipal Code (reported by Committee on Cities, Towns and Counties):

MAJORITY reports the bill without recommendation.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Al Henry, George Kupka, Ted G. Peterson, Joe M. Pritchard, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., April 7, 1967.

Leroy Hittle to the position of Member of the Senate Liquor Control Board, appointed by the Governor April 7, 1967, for the term ending January 15, 1973, succeeding Robert L. Hagist (reported by Committee on Liquor Control):

Recommends that said appointment be confirmed.

Frank Connor, *Chairman*.

We concur in this report: James A. Andersen, Fred H. Dore, Al Henry, George Kupka, Robert W. Twigg, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 1:10 p.m., on motion of Senator Greive, the Senate recessed until 2:10 p.m.

AFTERNOON SESSION

The President called the Senate to order at 12:10 p.m.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of the Honorable James "Ironside" McGee, British Consul General, and appointed a special committee consisting of Senators Ryder, Guess, Kupka, Washington and Keefe to escort Consul General McGee to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Consul General McGee to address the Senate.

The Secretary read:

State of Washington, Office of The Governor,
Olympia, April 7, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 355:

Providing for the issuance of classified driver's license.

Senate Bill No. 363:

Preserving historic sites.

Very truly yours,
Raymond W. Haman,
Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 8, 1967.

Mr. President:

The House has passed: Senate Bill No. 291,

Engrossed Senate Bill No. 323, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 8, 1967.

Mr. President:

The House has passed: Reengrossed House Bill No. 439, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 8, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 176,

Engrossed House Bill No. 222, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 10, 1967.

Mr. President:

The Speaker has signed: Senate Joint Memorial No. 23, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 10, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 60 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 8, 1967.

Mr. President:

The Speaker Pro Tempore has signed: House Bill No. 860, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 8, 1967.

Mr. President:

The Speaker Pro Tempore has signed: Senate Bill No. 432,
Senate Bill No. 457,
Senate Bill No. 464, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 8, 1967.

Mr. President:

The House has passed: Senate Bill No. 9 with the following amendments:

On page 2, section 2, line 19, after "fiduciary" and before the period insert "; (e) Nonprofit charitable foundations known as community foundations incorporated under the laws of the state of Washington and empowered to receive and administer funds in trust contributed for the support of multiple community charitable purposes, when such foundations: (i) are tax-exempt under federal law; (ii) are administered, in part, to foster continuity of support for local charities in accordance with changing community needs, thereby reducing the necessity of application of the trust doctrine of *cy pres*; (iii) are administered by a governing body of a public or representative nature, consisting of at least ten persons; (iv) control or administer trust assets with a total value in excess of two million dollars; (v) make available to the public an annual report of their sources of funds, the uses of their funds, and other information representative of their operations: *Provided*, That a copy of such report is forwarded to the attorney general."

On page 2, add a new section following section 2 to read as follows:

"**NEW SECTION.** Sec. 3. A nonprofit foundation incorporated for charitable purposes, contributions to which are currently allowed as charitable deductions under the United States income tax laws, shall be exempt from all notice and filing under the provisions of this act upon filing with the attorney general a copy of the declaration of its tax-exempt status from the United States and, annually a copy of its United States tax return of an exempt corporation."

Renumber the remaining sections consecutively.

On page 6, section 11, line 6, after the period following "applies" strike all of the material down to and including the period following "proceeding" on line 9, and insert "He shall be notified of all judicial proceedings involving or affecting the charitable trust or its administration in which, at common law, he is a necessary or proper party as representative of the public beneficiaries."

On page 6, strike all of section 13, and renumber the remaining sections consecutively, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Gissberg, the Senate concurred in the House amendments to Senate Bill No. 9.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 9, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Morgan, Talley—2.

Excused: Senators Freise, Neill—2.

Senate Bill No. 9, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 291,

Senate Bill No. 323,

House Bill No. 860.

The Secretary read:

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., April 8, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 375 with the following amendment:

Amend the amendment by Senators Dore, Durkan, Foley and Ryder as follows: On page 4, section 8, line 9 of section 8 of the mimeographed amendment, being page 3, section 8, line 30 of the engrossed bill, after "construction fund" and before the period insert "including three million for modernization of existing school facilities", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Dore, the Senate concurred in the House amendments to Engrossed Senate Bill No. 375.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 375, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Mardesich, Morgan, Twigg—3.

Excused: Senators Freise, Neill—2.

Engrossed Senate Bill No. 375, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 176, by Representatives Kirk, Sprague, Mahaffey and Leland:

An Act relating to crimes and punishment; and amending section 1, page 30, Laws of 1862 as last amended by section 407, chapter 249, Laws of 1909, and RCW 9.61.040.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 222, by Representatives Garrett, Barden and Grant:

An Act relating to the control of flood waters, and the protection of life and property therefrom; authorizing contributions by the state of Washington to its political subdivisions for flood control projects.

Referred to Committee on State Government.

Reengrossed House Bill No. 439, by Representatives Merrill, Wolf and Chatalas (by Departmental request):

An Act relating to and regulating the practice of public accountancy; amending section 11, chapter 226, Laws of 1949 and RCW 18.04.120; amending section 13, chapter 226, Laws of 1949 and RCW 18.04.140; amending section 15, chapter 226, Laws of 1949 and RCW 18.04.160; amending section 19, chapter 226, Laws of 1949 and RCW 18.04.200; amending section 21, chapter 226, Laws of 1949 and RCW 18.04.220; amending section 27, chapter 226, Laws of 1949 and RCW 18.04.280; amending section 28, chapter 226, Laws of 1949 and RCW 18.04.290; and amending section 34, chapter 226, Laws of 1949 and RCW 18.04.350.

Referred to Committee on Commerce, Manufacturing and Licenses.

SECOND READING OF BILLS

Senate Bill No. 579, by Senators Washington, Knoblauch and Pritchard:

Regulating junkyards located along certain public highways.

On motion of Senator Washington, Senate Bill No. 579 was ordered to retain its place on the second reading calendar for tomorrow.

THIRD READING OF BILLS

Engrossed House Bill No. 930, by Representatives Bagnariol and Barden:

An Act relating to industrial insurance; and amending section 51.24.010, chapter 23, Laws of 1961 as last amended by section 7, chapter 274, Laws of 1961, and RCW 51.24.010.

MOTIONS

On motion of Senator Greive, the rules were suspended and Engrossed Senate Bill No. 930 was ordered to retain its place on the third reading calendar for tomorrow.

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 7, 1967.

Mr. President:

The House refuses to recede from its amendments to Engrossed Senate Bill No. 630 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 630 and the House amendments thereto: Representatives Swayze, Day, Cunningham.

Malcolm McBeath, *Chief Clerk.*

It was moved by Senator Greive that the request of the House for a conference on Engrossed Senate Bill No. 630 be granted and that the President appoint a Conference Committee thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 630, Senators Andersen, Dore and Gissberg.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MOTION

At 3:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, April 11, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-THIRD DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Tuesday, April 11, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Herr and Keefe.

On motion of Senator Bailey, Senators Herr and Keefe were excused.

The Color Guard, consisting of Pages Rex Strickland, Color Bearer, and Jenny Parker, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Before we turn this day, to the perplexing affairs of state Great God, we would bring our hearts to the white light of Thy scrutiny. We would open to Thee the secret places of our lives. Cleanse the thoughts of our minds and hearts by the inspiration of Thy Holy Spirit. Confront us with our short-sightedness, our short-comings. Excite us with the possibilities of their transformation by the renewing of our minds. Rise in us like a living well of water, Empower us with hidden springs of deep resources not our own, but Thine.

"Direct our steps, guard us from error, save us from false judgments, deliver us from evil and make us faithful servants of the constituency and of thee. Amen."

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of the following resolution by Senator Rasmussen, and the motion that the resolution be adopted:

SENATE RESOLUTION

1967 EX - 34

By Senator Rasmussen and Ridder:

Whereas, The decision by Trucking Employers, Incorporated, an organization representing the trucking industry management, to stage a lock-out has crippled the nation's transportation economy; and

Whereas, Such a lock-out represents the biggest trucking shutdown in American history; and

Whereas, Not only are 1,500 of the nation's trucking firms closed down, but also affected are the operations of thousands of smaller carriers that operate as feeder lines between the big firms; and

Whereas, The lock-out came while negotiations between labor and management were still in progress; and

Whereas, Talks have not been broken off by the Teamsters union and the union pledged that it would never call a nationwide strike; and

Whereas, Management, therefore, is the sole blame for the present lock-out and crippling of the entire nation's economy;

Now, Therefore Be It Resolved, That the Senate condemn Trucking Industry Employers, Incorporated, for shutting down the nation's trucking industry, in an uncalled for action taken while union officials were still bargaining in good faith; and

Be It Further Resolved, That copies of this resolution be sent to President Lyndon B. Johnson, Secretary of Labor Willard Wirtz and the members of the Washington State congressional delegation.

MOTIONS

It was moved by Senator Williams that the resolution be referred to the Committee on Labor and Social Security.

Debate ensued.

The motion was carried.

On motion of Senator Rasmussen, further consideration of Senate Resolution No. 31 which had been made a special order of business for the first order of business today was deferred until the first order of business tomorrow.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 10, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Enrolled Senate Bill No. 375, have inspected same, and find it correctly reengrossed.
....., *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Marshall, A. Neill.

Senate Chamber,
Olympia, Wash., April 11, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 622, Senate Concurrent Resolution No. 21, have inspected same, and find them correctly enrolled.
....., *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., April 10, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 9, have inspected same, and find it correctly engrossed.
....., *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., April 10, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 9, Senate Bill No. 375, have inspected same, and find them correctly enrolled.
....., *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Marshall A. Neill.

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., March 27, 1967.

Thor C. Tollefson, to the position of director of the State Department of Fisheries, appointed by the Governor May 1, 1965, for the term ending at the Governor's pleasure, succeeding George C. Starlund (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

MAJORITY recommends that said appointment be confirmed.

Lowell Peterson, *Chairman*.

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

It was moved by Senator Greive that the rules be suspended and that the appointment of Thor C. Tollefson to the position of director of the State Department of Fisheries, be now confirmed.

PERSONAL PRIVILEGE

Senator Ryder:

"Mr. President and members of the Senate:

"I think you all know — at least by name and most of you personally — Thor Tollefson. He has served some twenty years in Congress as a representative of Pierce and Kitsap counties. Thor did a great deal of work in the fisheries area when he was in Congress as a member of the fisheries committee. He served the people of his district and the people of the state of Washington in an exemplary manner and always conducted himself with the highest integrity and sincerity in his job. I think that we are all very proud of the accomplishments of Thor in his service to the people of the state of Washington, and I think we can be equally proud of his administration of the fisheries department in the state of Washington. He has a tremendous background and brings to that job the administrative ability as well as the depth of knowledge of the subject which he is handling in the department. I certainly urge your favorable vote on his confirmation."

Senator Peterson (Ted):

"Mr. President and members of the Senate:

"It is a pleasure to second the confirmation of Thor Tollefson. We on the interim committee on fisheries in the last two years have had the experience of working with him. We know that he is knowledgeable and the suggestions he has made have been such that we feel fisheries is on the upgrade all through the state of Washington, with stream clearance and conservation and rehabilitation, and so I am very happy to suggest that the appointment of Thor Tollefson be confirmed."

Senator Kupka:

"Mr. President:

"I want to concur in the remarks of Senator Ryder and Senator Ted Peterson. Thor Tollefson, being a native son of Pierce county, I feel that although he is a Republican and I am a Democrat, he did a good job in Congress but I think a Democrat would have done better, I do want to say a kindly word for Thor Tollefson. He is sort of a major in fisheries and we feel we can benefit from his knowledge and activity on the national level. I want to give my blessings to Thor Tollefson."

Senator Stender:

"Mr. President, members of the Senate:

"I would like to add just one word to the endorsement of Thor Tollefson. I can say with a great deal of pride first of all that Thor Tollefson is a member of the Boilermakers' Union and worked in the shipbuilding industry in Tacoma and then of course over the years he went into law and politics and went into the job in Washington D.C. where he did a wonderful job for a good many years in supporting the industries that are so important to us here on the Pacific Coast, particularly the Northwest. He was also a member of the Shipbuilding and Maritime Committee and did a wonderful job helping develop the shipbuilding industry on the Pacific Coast and in the country generally. I think it's one of the things that the gentleman that spoke before the Senate a few days ago was concerned about, that we have slipped back so tremendously since Thor has left Washington and I have noticed it and I think many people who were close to this industry have noticed this. I know that Thor continues to do a real good job in the interest of the public and the state of Washington and I am happy to have had an opportunity to vote for his confirmation."

The motion was carried.

APPOINTMENT OF THOR TOLLEFSON

The Secretary called the roll and the appointment of Thor Tollefson to the position of director of the Department of Fisheries was confirmed by the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Dore, Durkan, Hallauer, 3.

Excused: Senator Keefe—1.

Having received the approval of the Senate, the appointment of Thor Tollefson to the position of director of the Department of Fisheries was confirmed.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 7, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Liquor Control Board, subject to your confirmation:

Leroy Hittle, appointed April 7, 1967, for a term ending January 15, 1973, replacing Robert L. Hagist.

Sincerely,

DANIEL J. EVANS,
Governor.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 7, 1967.

Leroy Hittle, to the position of member of the State Liquor Control Board, appointed by the Governor April 7, 1967, for the term ending January 15, 1973, succeeding Robert L. Hagist (reported by Committee on Liquor Control):

Recommends that said appointment be confirmed.

Frank Connor, *Chairman*.

We concur in this report: James A. Andersen, Fred H. Dore, Al Henry, George Kupka, Robert W. Twigg, Perry B. Woodall.

It was moved by Senator Greive that the rules be suspended and that the appointment of Leroy Hittle to the position of member of the State Liquor Control Board, be now confirmed.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President:

"It is with considerable pleasure that I rise as the first of several people to recommend to this body that we confirm unanimously the appointment of Leroy Hittle. I think all of us have had the opportunity over the past years — in my case it's twenty years and for other members it is for varying lengths of time — to have observed Mr. Hittle in action.

"You know they say there are some people who can read your hand and determine from the lines in your palm what type of personal life you lead and so forth. There are other people called phrenologists who claim to be able to look at your skull and do the same thing and then there are neurologists that say they can find out a great deal about you from tracings of your heart and brain. I never had the utmost confidence in the other forms but when we have had the opportunity over the years to have seen Mr. Hittle's chronicling of the events of this body and we have observed the same events that he has, I think all of us can unanimously agree that whatever you can say about Mr. Hittle, he has been fair. Indeed he is the only person I know in my

personal experience—I don't know whether he leans toward the Democrat or Republican philosophy. I've known him well. I've gone to dinner with him many times. We have been friends not only during the sessions, but between sessions. He has been to my home. I have been to his, and I am a good personal friend of his and I have yet to know or be able to determine in my own mind that he is either Republican or Democrat.

"It's rather significant that the same position was offered to him by Governor Rosellini. I don't know how many of you realize that. He was offered a position on the liquor control board, offered exactly the same term that he is now filling out. He could have had the appointment and he turned it down at that time for personal reasons. It seems Mr. Hittle had not yet completed his retirement and he felt it would be unwise. Now he is free to accept it without losing the seniority he has built up over the years. But it's interesting to note that we have here a man who has been offered the same position by both sides of the aisle, which I think testifies eloquently to the fact he is truly non-partisan. It has always been my feeling that there is no such a person as a non-partisan, but if there is, he is one. I presume now he will have to take a side. That's something that goes with the particular political position and we will just have to see. I can say this: He does have the respect, the utmost respect of virtually every member of the body.

"He has shown also that he is a bit of a general when it comes to putting bills through, when it came to the four-year college. I think all of us realize although he didn't overtly become involved in the particular merits, that behind the scenes the entire session he wrote the reports and conducted a great deal of the surveys and did much of the work which eventually led to the location of the four-year college here.

"He has the high regard of those who know him. When you look and survey the man, I think that the Governor has picked an excellent appointment. I would like to say one other thing that happened about a month ago to Mr. Hittle and myself that I think best portrays his attitude and the type of man he is in his unassuming way. My wife and I were with Leroy and a young lady at the Cliff House for dinner and a boy who parked cars recognized Leroy and said, 'Don't you work for U.P.I., (United Press International)?' Well, now to most of us, if someone said we were a House member when we were a Senator, or said we were a Democrat when we were Republican or Catholic and we were Protestant, we would immediately spring to correct him. Mr. Hittle just didn't do it that way. I thought that the way that he handled the matter was beautiful. He leaned back a bit and talked to the young man about newspaper work. I don't think until he was ready to leave that he finally gently corrected the young man, and Leroy said, 'Well, actually the other is a fine newspaper service. It happens I don't work for them.' I thought it was wonderful the way he handled what could have been a very embarrassing situation to this young man who aspired to a journalistic career. I think it's also significant that in spite of the great rivalry between the two newspaper services, one of his strongest supporters and closest friends is the chief of staff of the other newspaper service.

"I think all these things put together lead me to believe one thing: I think everybody in this body and everybody who knows Leroy Hittle will agree on one term: It couldn't happen to a nicer guy."

Senator Henry:

"Mr. President and members of the Senate:

"It gives me a great deal of pleasure to second the remarks by Senator Greive and also to say that if there is ever a man who could write a newspaper column with an adding machine, it's Leroy Hittle. I recall the days when Senator Woodall used to be so frustrated when asking questions of a certain chairman of the appropriations committee and was getting folded in with verbosity shall we say, the man that we are talking about here this morning came up with the facts very clearly because there was nothing that goes into those budgets that Leroy Hittle couldn't bring out.

"Let me tell you something else as a matter of diplomacy, and he is going to need all he can get in this new position. One of the questions I asked him when he was interviewed the other day was that at present it was presumed there has to be two Republicans and one Democrat on the liquor control board, and that you will be assuming the position as a Republican. He corrected me and the law is correct as he quoted it: 'There shall not be more than two members of any political party on the board.' It doesn't say there can't be one Democrat, one Republican and one non-partisan. For that reason, I think that you are still going to have trouble finding out what his political affiliations are.

"I might go a little further and say he was also offered positions in state government under Governor Walgren and Governor Langlie, as well as Governor Rosellini and Governor Evans, and I think the Governor has made an excellent choice. Leroy has a rough road ahead because it is a very sensitive position, and I am sure he can handle the job."

Senator Lewis:

"Mr. President and members of the Senate:

"I, too, would like to wholeheartedly endorse the appointment by Governor Evans of Leroy Hittle. I would like to speak to you gentlemen on the floor of the Senate about Mr. Hittle's attitudes in the community of Olympia and Thurston county generally. He has long been an active member of our community, has taken an active and a responsible part in many of the issues that face Thurston county and Olympia, as you are well aware. He worked hard and diligently during the interim using his vast knowledge in support of the new four-year college. I would also like to remind you of his vast knowledge of state government through twenty years' experience in diagnosing and working with the legislature on various matters that come before it. I think that this knowledge and experience and background will benefit the state of Washington greatly in the highly sensitive position which he will be taking on the liquor control board.

"He is known throughout Thurston county for his fairness, for his objectiveness and for his respect of personal views of people and for people themselves. He has the respect of the community and he has the respect of the members of the legislature and I urge you to unanimously support him in this appointment."

Senator Rasmussen:

"Mr. President and members of the Senate:

"I, too, wish to join in the words of praise for Leroy Hittle, having known him for some twenty years. I consider him an excellent choice. I also think that the Governor was very smart. I don't know how he achieved his aims over some of the other governors that have wanted Leroy Hittle to work for them, but he did. The people of the state will benefit. I might say also that where the liquor control board gained, the new four-year college probably lost a president or at least a head of the newspaper division in the college, so there is a loss to the four-year college, but a gain to the liquor control board. I urge you to confirm his appointment."

Senator McCutcheon:

"Mr. President:

"I, too, want to join the very numerous speeches around here and okay all of them. It just occurred to me that as I came in the foyer, this word, 'liquor,' seems to loosen the tongues. That is why we hear so much oratory. But we all know Leroy Hittle. Most of us have known him for twenty years. He is a man you judge not by what he says but what he does and his conduct speaks for itself. I think this is a grand appointment."

Senator Woodall:

"Mr. President:

"As one of those upon whom it fell the lot to make a decision as to whether or not to sign a do pass report on his predecessor or not, I merely want to advise the Senate of the complete spirit of unity that existed in Chairman Connor's liquor control committee when this particular name was considered. There was never at any time any feeling in anyone's mind what the answer should be. Some even felt perhaps it was not necessary to even have the meeting and ask what questions we did. As Senator Henry has said, all of his answers were excellent and pleasing to the entire committee. I certainly believe that in the time ahead we will find that the liquor control board will gain one thing that it has been perhaps lacking through the years and that is the matter of public relations. Some people have made statements that could have been thought out more carefully. Certainly the presence of this man, Leroy Hittle, on the liquor control board will probably do more in a public relations way to establish this board in the public mind and improve its image than any other person could have added to it. It is hoped that we will now enter into an era where there will be no inter-board bickering, where these three people can work as a team and where legislative interim committees will have nothing to inquire into."

Senator Kupka:

"Mr. President and lady and gentlemen of the Senate:

"Without making it sound like we are talking about a departed friend, I too want to give my blessings to Leroy Hittle. I was a member of the committee on liquor control meeting that made the other decision not to confirm, and at this meeting to confirm Leroy Hittle. I, too, through observations throughout the years I have been here, have always had a high regard for him. I wasn't aware he was a candidate for this particular position, but I have every confidence in the world he is going to do a grand job, and I certainly endorse his confirmation."

Senator Bailey:

"Mr. President:

"Speaking from the standpoint of a person having been connected with newspapers, I would like to comment that ordinarily these people are noted for imbibing and in this case it's going to be interesting to see how a newspaper man feels on the regulation and use of it. I do think Leroy will do an excellent job. I hate to see him leave the bureau but I am looking forward to working with him at various times on the liquor control board and I think every member of the Senate feels the same way."

The motion was carried.

APPOINTMENT OF LEROY HITTLE

The Secretary called the roll and the appointment of Leroy Hittle to the position of member of the State Liquor Control Board, was confirmed by the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senators Peterson (Ted), Pritchard—2.

Having received the approval of the Senate, the appointment of Leroy Hittle to the position of member of the State Liquor Control Board was confirmed.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 10, 1967.

Mr. President:

The Speaker has signed: House Bill No. 60,
House Bill No. 913,
House Bill No. 920,
Substitute House Bill No. 936,
House Bill No. 966,
House Concurrent Resolution No. 17,
House Concurrent Resolution No. 18, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 10, 1967.

Mr. President:

The House has passed: House Bill No. 681, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 10, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 622,
Senate Concurrent Resolution No. 21, and the same are herewith transmitted.
Sidney Snyder, Asst. Chief Clerk.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 9,
Senate Bill No. 375,
Senate Bill No. 622,
Senate Concurrent Resolution No. 21,
House Bill No. 60,
House Bill No. 913,
House Bill No. 920,
Substitute House Bill No. 936,
House Bill No. 966,
House Concurrent Resolution No. 17,
House Concurrent Resolution No. 18.**

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 10, 1967.

Mr. President:

The House has passed: Reengrossed Senate Bill No. 442 with the following amendments:

In line 4 of the title of the printed bill, being line 3 of the reengrossed bill, after the semicolon following "directors" insert "establishing limitations on school district board membership;"

In line 8 of the title of the printed bill, being in line 7 of the reengrossed bill, after the semicolon following "chapter 28.19 RCW" insert "amending section 25, Laws of 1886 as last amended by section 16, chapter 139, Laws of 1965 and RCW 28.20.010; amending section 5, chapter 218, Laws of 1955 and RCW 28.04.040;"

On page 3, section 3, line 11 of the printed and reengrossed bill, following "intermediate district" insert a new paragraph as follows:

"No member of a board of directors of a local school district shall continue to serve in that capacity after having been elected to an intermediate district board: Provided, That this restriction shall not apply to any intermediate district board members during their present term of office."

On page 3 of the printed and reengrossed bill, add two new sections following section 4 to read as follows:

"Sec. 5. Section 25, page 11, Laws of 1886 as last amended by section 16, chapter 139, Laws of 1965, and RCW 28.20.010 are each amended to read as follows:

In each county, not within an intermediate district, there shall be a county board of education, which shall consist of five members elected by the voters of the county, one from each of five county board-member districts, such districts to be determined by the county committee on school district organization. Such county board-member districts shall be arranged on a basis of equal population and so that not more than one member of the county board shall come from any one school district: *Provided*, That in counties having less than five school districts, then the county board-member districts shall be arranged so as to give, as far as practicable, representation, according to equal population: *Provided Further*, That the county committee, at any time that such committee deems it advisable, shall change the boundaries of county board-member districts so as to provide as far as practicable equal representation according to population of such board-member districts.

In any county having a joint school district with another county, all of the territory within such joint district and lying within both counties shall be included within a board-member district of the county within which the administrative office of such joint district is located, and the electors residing therein shall be eligible to vote for and hold membership on the county board of education of such county.

Filing of candidacy for the county board shall be with the county superintendent not more than sixty days nor less than forty-five days prior to the election, and he shall certify the names to the officials conducting the elections in all districts.

Election of board members shall be held at the time of the regular election of school district directors. Such election shall be called and notice thereof given by the county superintendent in the manner provided by law for giving notice of the election of school district directors and such election shall be conducted by the official in each school district who conducts the election of school district directors and in conjunction with the election of school district directors. The term of office for each board member shall be four years and until his successor is duly elected and qualified. *No member of a board of directors of a local school district shall continue to serve in that capacity after having been elected to a county board: Provided, That this restriction shall not apply to any county board members during their present term of office.*

The term of every county board member shall begin on the twentieth day following his election and each county board shall be organized at the first meeting held after a newly elected member takes office. In the event of a vacancy in the board from any cause, such vacancy shall be filled by appointment of a person from the same board-member district by the board of county commissioners. The appointed board member shall serve until the next regular election, at which time there shall be elected a member to fill the unexpired term of the member of the board whose position has been vacated.

Sec. 6. Section 5, chapter 218, Laws of 1955 and RCW 28.04.040 are each amended to read as follows:

Candidates for membership on the state board of education shall file declarations of candidacy with the superintendent of public instruction on forms prepared by the superintendent. Declarations of candidacy may be filed by person or by mail not earlier than the first day of September, nor later than the sixteenth day of September. The superintendent of public instruction may not accept any declaration of candidacy that is not on file in his office or is not postmarked before the seventeenth day of September. No person employed in any school, college, university, or other educational institution or any county school superintendent's office or in the office of superintendent of public instruction shall be eligible for membership on the state board of education and each member elected must be a resident of the congressional district from which he was elected. *No member of a board of directors of a local school district shall continue to serve in that capacity after having been elected to the state board: Provided, That this restriction shall not apply to any state board members during their present term of office.*"

Renumber the remaining section accordingly., and the same is herewith transmitted.
Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Greive, the Senate concurred in the House amendments to Reengrossed Senate Bill No. 442.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 442, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2; excused, 0.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Those voting nay were: Senator Lewis—1.

Absent or not voting: Senators Lennart, Pritchard—2.

Reengrossed Senate Bill No. 442, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 11, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Senate Bill No. 255 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 11, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 255, changing excise tax laws, have had the same under consideration, and we are unable to agree and ask for powers of Free Conference.

Senate Members:

Mike McCormack
John N. Ryder
August P. Mardesich

House Members:

Mary Ellen McCaffree
Slade Gorton
Leonard A. Sawyer

MOTION

On motion of Senator McCormack, the report of the Conference Committee on Engrossed Senate Bill No. 255 was adopted and the committee was granted the powers of free conference.

On motion of Senator Greive, the President declared the Senate to be at ease.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

On motion of Senator Keefe, Senator Durkan was excused.

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 11, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Substitute House Bill No. 77 have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:

Wes C. Uhlman
Perry B. Woodall
August P. Mardesich

House Members:

Donald H. Brazier, Jr.
R. Ted Bottiger
Alfred E. Leland

On motion of Senator Uhlman the Conference Committee report was adopted and the committee was granted the powers of free conference.

The Secretary read:

REPORTS OF STANDING COMMITTEES**Senate Bill No. 642:**

Senate Chamber,
Olympia, Wash., April 11, 1967.

Restricting use of word "halibut" in sales of fish food products (reported by Committee on Natural Resources, Parks, Fisheries and Game Fish):

Recommends that it do pass.

Lowell Peterson, *Chairman.*

We concur in this report: Robert C. Bailey, Damon R. Canfield, John L. Cooney, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, Jack Metcalf, Ted G. Peterson, A. L. Rasmussen, Fred G. Redmon, Gordon Sandison, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 222:

Senate Chamber,
Olympia, Wash., April 10, 1967.

Authorizing contributions by the state to its political subdivisions for flood control projects (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: H. B. (Jerry) Hanna, Harry B. Lewis, Fred G. Redmon, John N. Ryder, Wes C. Uhlman, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 483:

Senate Chamber,
Olympia, Wash., April 11, 1967.

Providing a uniform statutory basis for collective bargaining (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. Rasmussen, *Chairman.*

We concur in this report: Robert C. Bailey, Frank Connor, Larry Faulk, Richard G. (Dick) Marquardt, Robert C. Ridder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 643, by Senators Kupka, Durkan and Stender:

An Act relating to claims in certain distraint and insolvency proceedings. Referred to Committee on Commerce, Manufacturing and Licenses.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

House Bill No. 681, by Representatives Bagnariol, Gladder and Merrill:

An Act relating to insurance; prohibiting sale of profit sharing, charter, or founders life insurance policies; regulating the sale of coupon life insurance policies; prescribing the powers and duties of the insurance commissioner in relation thereto; and adding a new chapter to chapter 79, Laws of 1947 and to Title 48 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

The Senate returned to the fifth order of business.

SPECIAL ORDER OF BUSINESS

The Senate resumed consideration of the House Message on Engrossed Senate Bill No. 165 and Senator Woodall's motion that the Senate concur in the House amendments.

It was moved by Senator Woodall that the Senate do concur in the House amendments to Engrossed Senate Bill No. 165.

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"Mr. President, would Senator Woodall yield to a question:

"Do I understand that a representative of the American Legion has approved this approach of using the excess in the Soldiers' and Sailors' indigent fund for the mental retardation?"

Senator Woodall:

"Mr. President:

"He has stated — and in fact I asked him to check with the Department Commander to verify it — that as long as the veterans get first preference in this fund and it is merely the surplus that goes to mental retardation, he feels it will not impair the veterans' program."

Debate ensued.

It was moved by Senator Knoblauch that Engrossed Senate Bill No. 165 be made a special order of business for tomorrow, on the fifth order of business.

Further debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President:

"I'd like to ask Senator Ryder to yield to a question.

"I'm not quite sure just what this wording means in this amendment which we are discussing. May the county use the existing surplus or does this permit them to use the anticipated or estimated future surplus for the retardation work? It's one thing that they can take an existing surplus which might exist for twelve months, but in the wording of this amendment it says, 'which may in the future—' that they are authorized to commit for the future. I'd like to have that explained because I'm not just sure what that means."

Senator Ryder:

"Mr. President and members of the Senate:

"It is my understanding of the amendment, Senator Canfield, that the mental retardation program could use only that amount which was actually surplus; that the veterans' groups first use the amount that is necessary to take care of the problem for which it was originally designed. Then if there is any money left over it may go to the mentally retarded schools but only if the money is left and only that money which is left over. I don't think there could be any commitment in the future for any amount of money because they would not know what the surplus would be."

Debate ensued.

The motion by Senator Knoblauch was carried and the matter was made a special order of business under the fifth order of business for tomorrow.

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

SECOND READING OF BILLS

Senate No. 579, by Senators Washington, Knoblauch and Pritchard:
Regulating junkyards located along certain public highways.

REPORT OF STANDING COMMITTEE

Senate Bill No. 579:

Senate Chamber,
Olympia, Wash., March 20, 1967.

Regulating junkyards located along certain public highways (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 3, section 4, line 8, after "such highway" strike the remainder of the sentence, down to the period on line 10.

On page 3, section 4, line 18, after "Provided," strike all of the remainder of the section and insert the following: "That if it be construed that in order to obtain effec-

tive control of the establishment and maintenance of outdoor junkyards as prescribed in section 136, Title 23, United States Code that compensation be paid upon the removal of any junk, then compensation shall be paid and the junk removed as may be required in order to obtain such effective control. If compensation is required to be paid under the above proviso, the commission is authorized to pay such compensation and to acquire by purchase, gift or condemnation such property interests, both personal and real, as may be required to carry out the purposes of this act. This provision is not intended to alter the laws of the state of Washington relating to compensation in eminent domain."

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Sam C. Guess, Wilbur G. Hallauer, Reuben A. Knoblauch, August P. Mardesich, Richard G. (Dick) Marquardt, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Walter B. Williams.

The bill was read the second time by sections.

It was moved by Senator Washington that the committee amendments be adopted.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would Senator Washington yield to a question:

"Senator Washington, it seems to me that in the regular session we had a bill that dealt with junkyards. Is this a similar bill? We passed one here—I think I recall—and as a matter of fact I think Senator Knoblauch was involved with that bill. Is this a different bill to cover a different area?"

Senator Washington:

"This is a different bill which relates to bringing the laws of the state of Washington into compliance with the federal beautification act of 1965. It is required that the states pass legislation which is in accordance with the federal act in order not to be in danger of losing federal matching funds. Of course the federal government puts up seventy-five percent of the cost of carrying out the provisions of this particular act."

Senator Stender:

"Another question: In the other bill we referred to a moment ago there was some concern on my part with regard to a particular wrecking yard along the highway that was there long before the interstate system was built. As I read this bill — in the other bill the proposal was not to interfere with the existing operation, but to screen that particular yard. Senate Bill No. 579 provides that there is to be a removal."

Senator Washington:

"The federal law provides that if there is to be a removal there has to be just compensation. We are complying with the federal law in this particular case. It does provide for compensation and there is a federal appropriation to carry it out."

The motion was carried and the committee amendments were adopted.

It was moved by Senator Herrmann that the following amendment be adopted:

On page 5 following section 8, add nine new sections as follows:

"**NEW SECTION.** Sec. 9. There is added to chapter 12, Laws of 1961 and to chapter 46.52 RCW a new section to read as follows:

Any person who wilfully abandons any motor vehicle within the limits of any highway or upon property other than his own without the consent of the owner thereof for a period of longer than twenty-four hours shall be fined not less than twenty-five dollars nor more than one hundred dollars or imprisoned not more than ten days or both: *Provided*, That a vehicle shall not be considered to be abandoned if a motorist is unable to remove his motor vehicle from such property and so notifies law enforcement officials and requests assistance.

NEW SECTION. Sec. 10. There is added to chapter 12, Laws of 1961 and to chapter 46.52 RCW a new section to read as follows:

The abandonment of any vehicle as provided for in section 9 of this 1967 amendatory act shall constitute a prima facie presumption that the last registered owner of record is responsible for such abandonment of the vehicle and for costs of removing the same.

NEW SECTION. Sec. 11. There is added to chapter 12, Laws of 1961 and to chapter 46.52 RCW a new section to read as follows:

The Washington state patrol shall enter into contracts for the purpose of removing abandoned motor vehicles from public highways or other places under its jurisdictions and storing such vehicles. Such contracts shall limit the amounts which may be charged for towing and storage services and may be with individual tow truck operators or with combinations of tow truck operators. The Washington state patrol shall cancel such contracts if tow truck operators fail to comply with administrative regulations relative to the handling and disposing of motor vehicles that may be promulgated by the department of motor vehicles as being reasonably necessary to facilitate the disposition of abandoned motor vehicles while safeguarding the interests of the motor vehicle owning public.

NEW SECTION. Sec. 12. There is added to chapter 12, Laws of 1961 and to chapter 46.52 RCW a new section to read as follows:

The director of the department of motor vehicles may appoint any tow truck operator under contract to the Washington state patrol or to city or county officials for the purpose of removing and storing abandoned motor vehicles as his agent for the purpose of disposing of certain abandoned motor vehicles. Each such appointment shall be contingent upon the posting of a bond in the face amount of three thousand dollars to ensure compliance with RCW 46.52.110 and to compensate the owner of any vehicle that has been unlawfully sold as a result of the negligence or misconduct of the tow truck operator.

NEW SECTION. Sec. 13. There is added to chapter 12, Laws of 1961 and to chapter 46.52 RCW a new section to read as follows:

Any tow truck operator under contract to city or county officials who fails to comply with administrative regulations relative to the handling and disposing of motor vehicles that may be promulgated by the department of motor vehicles shall be ineligible to be appointed as the agent of the director of the department of motor vehicles for the purpose of disposing of certain abandoned motor vehicles. Any such existing appointment shall be canceled and the Washington state patrol shall not refer vehicles to such operator.

Sec. 14. Section 46.52.110, chapter 12, Laws of 1961 as last amended by section 2, chapter 23, Laws of 1965 extraordinary session and RCW 46.52.110 are each amended to read as follows:

It shall be the duty of the sheriff of every county, the chief of police or chief police officer of every incorporated city and town of this state, constables and members of the Washington state patrol to report immediately to the chief of the Washington state patrol all motor vehicles reported to them as stolen or recovered, upon forms to be provided by the chief of the Washington state patrol.

In the event that any motor vehicle reported as stolen has been recovered, the person so reporting the same as stolen shall be guilty of a misdemeanor unless he shall report the recovery thereof to the sheriff, chief of police, or other chief police officer to whom such motor vehicle was reported as stolen or to the chief of the Washington state patrol.

Upon receipt of such information the chief of the Washington state patrol shall [file] record the same in a "stolen vehicle index." He shall also [file] record any reports of vehicles stolen in other states and reported to him as such. It shall be the duty of the chief of the Washington state patrol to keep a [file] record of all vehicles reported to him as recovered.

The chief of the Washington state patrol shall publish at least once a [month] week a list of all vehicles reported as stolen and not reported as having been recovered and all abandoned vehicles and forward a copy of such list to every sheriff in this state, the chief of police or chief police officer of every incorporated city and town with a population in excess of three thousand inhabitants, the director of the department of motor vehicles, and each member of the Washington state patrol and the cognizant state officer of each state in the United States.

[Such information shall be provided by the chief of the Washington state patrol for the use of the director of licenses as will permit the director of licenses to] The director of the department of motor vehicles shall check the motor or serial number set forth in any application for certificate of ownership or certificate of license regis-

tration against such "stolen vehicle index" and no such certificates shall be issued upon any vehicle recorded as stolen and the director of [licenses] *the department of motor vehicles* shall immediately inform the chief of the Washington state patrol of any application upon any such vehicle.

It shall be the duty of the sheriff of every county, the chief of police or chief police officer of each incorporated city and town, members of the Washington state patrol and constables to report to the chief of the Washington state patrol *and the director of the department of motor vehicles* all vehicles found abandoned on a public highway or at any other place and the same shall be taken into the custody of the [sheriff of the county wherein found abandoned] *tow truck operator under contract to the Washington state patrol for the area in which the vehicle is found abandoned or to the tow truck operator under contract to officials of the city or county wherein the vehicle is found abandoned*, and stored and the same shall, for the purposes of listing the same, be considered as a recovered vehicle.

Personal notice that such vehicle has been found abandoned shall be forwarded by the director of the department of motor vehicles to the registered and legal owners of such vehicle if any record of registered or legal owner thereof exists in this state. In the event there appears to be a registered or legal ownership thereof in another state the [sheriff] *director of the department of motor vehicles* shall send notice thereof to the official having cognizance of issuing legal or registered ownerships in such other state. If, at the expiration of twenty days from the date of mailing such notices by registered or certified mail with return receipt requested, the vehicle remains unclaimed and has not been reported as a stolen vehicle, *the director of the department of motor vehicles may, subject to the following requirements, authorize the disposition of the vehicle.*

If such vehicle is less than ten model years old, then the same may be sold at public auction by the county sheriff either at the site of the vehicle or at such place on county property as the board of county commissioners may direct upon notice published in one issue of a paper of general circulation in the county in which such vehicle has been found abandoned, such publication to describe the vehicle and set forth the place, date and time at which such vehicle shall be put up for public auction, which date shall be not sooner than three days following the date of such publication. Any surplus accruing at said sale after deducting [the] allowable costs of placing the vehicle in custody as provided for in the tow truck operator's contract with city or county officials or with the state patrol, advertising and selling the same, shall be held for the owner a period of ten days and if not claimed by the expiration thereof shall be certified one-half to the county treasurer of such county to be placed in the county current expense fund and one-half to the state treasurer to be credited to the highway safety fund.

If no bids are received at said sale the sheriff shall deliver the vehicle to the garage operators who may be entitled to reimbursement for towing and storing the vehicle. In this event such garage operators may dispose of all or any part of the vehicle as they may determine.

If such vehicle is of a model year ten or more years prior to the calendar year in which such vehicle is stored with the contract tow truck operator, the director of the department of motor vehicles may appoint the tow truck operator under contract according to the provisions of section 11 or 12 as his agent for the purpose of selling such vehicle. Such contract tow truck operator may sell the vehicle at public auction upon notice published in one issue of a paper of general circulation in the county in which such vehicle has been found abandoned, such publication to describe the vehicle and set forth the place, date and time at which such vehicle shall be put up for public auction, which date shall be not sooner than three days following the date of such publication.

The director of the department of motor vehicles shall confer with the chief of the Washington state patrol and shall promulgate such additional administrative regulations as are reasonably necessary to facilitate the disposition of abandoned motor vehicles by contract tow truck operators while safeguarding the interests of the motor vehicle owning public.

Any surplus accruing at said sale after deducting allowable costs of placing the vehicle in custody as provided for in the tow truck operator's contract with city or county officials or with the state patrol, advertising and selling the same, shall be forwarded to the sheriff of the county along with a copy of the receipt establishing the sale price of the vehicle and held for the owner a period of ten days and if not claimed by the expiration thereof shall be certified one-half to the county treasurer of

such county to be placed in the county current expense fund and one-half to the state treasurer to be credited to the highway safety fund.

If no bids are received at said auction, the contract tow truck operator shall certify that fact to the director of the department of motor vehicles. Thereafter, the director may issue an appropriate bill of sale to the tow truck operator authorizing the disposition of all or any part of the vehicle as said operator may determine.

Any vehicle left in a garage for storage more than fifteen days where the same has not been left by the registered owner under a contract of storage and has not during such period been removed by the person leaving the same shall be an abandoned vehicle and [shall be delivered to the sheriff of the county with notice of such fact] the contract tow truck operator or garage operator shall give notice of such fact to the director of the department of motor vehicles. Any garage keeper failing to report such fact to the [sheriff and tender delivery to him of such vehicle] director of the department of motor vehicles at the end of fifteen days shall thereby forfeit any claims for the storage of such vehicle. All such vehicles considered abandoned by being left in a garage shall be disposed of in accordance with the procedure prescribed above for abandoned vehicles.

Except for the forfeiture of claim for storage as set forth herein for failure to report vehicle left in excess of fifteen days, nothing in this section shall be construed to impair any lien for storage accruing to a garage keeper under other [law] laws of this state.

NEW SECTION. Sec. 15. There is added to chapter 12, Laws of 1961 and to chapter 46.52 RCW a new section to read as follows:

If the sum of money received from the sale or disposition of an abandoned vehicle is insufficient to pay allowable costs of placing the vehicle in custody, advertising and selling the same, the contract tow truck operator or the sheriff of the county may bring a civil action against the last registered owner of record for the balance of disposal costs incurred.

NEW SECTION. Sec. 16. Sections 9 through 14 of this 1967 amendatory act shall take effect on September 1, 1967.

NEW SECTION. Sec. 17. 'This chapter', as used in sections 1 through 8 of this 1967 amendatory act shall mean and include only such sections 1 through 8 hereof but 'this chapter' as used in section 9 of the printed bill, renumbered section 18 hereof, shall mean and include sections 1 through 16 hereof."

Renumber the remaining sections consecutively.

POINT OF ORDER

Senator Washington:

"Mr. President, point of order:

"I object to the amendment on the ground that it extends the scope and object of the bill, in opposition to our Senate Rules, and in opposition to the provisions of the state constitution.

"Speaking on the point of order, the bill itself is a bill which relates only to the control of junkyards. It is designed to bring the laws of the state of Washington into conformance with the federal requirements solely in this area, while the bill which Senator Herrmann is attempting to attach is Senate Bill No. 443 and this relates to the abandonment of motor vehicles and sets up a very comprehensive plan for the sale of the vehicles and relates specifically to chapter 46.52 R.C.W. This particular chapter is one which could very easily be litigated, and I believe would bring the whole act which is very important, Senate Bill No. 579, into court and with the very strong possibility of being declared unconstitutional in having two subjects and failing to follow the provisions of the state constitution."

Senator Herrmann:

"Mr. President, I think that the bill is germane and it is within the scope. You are dealing here with highways. You are not dealing with junkyards, period, as far as the beautification program, and if we are concerned so much about junkyards, and most of these automobiles are junkers that are left out on the highways, and if this bill concerns itself with junkers that are already in the yards that are close to the highways, certainly it's germane to have regulations in the same act pertaining to vehicles that have been abandoned. They are also a traffic hazard and also a problem for those who are forced to take them into possession and to remove them. There are many factors that enter into it, it's true, but in this bill you are dealing with automobiles on the

highway or on the side of the highway and I think it is definitely within the scope and object of the bill."

Senator Guess:

"Mr. President:

"I would like to support Senator Herrmann in his offering as an amendment the contents of Senate Bill No. 443. It is a bill that has been worked out through the interim and it contains a great deal of very useful information and very useful procedures for getting the junkers off of the highways. We have had a great deal of trouble in trying to maintain provisions for calling tow trucks and trying to remove these old cars off the highways and dispose of them. This is one piece of legislation that didn't have a chance to be completed. It's a good bill and has a great deal of merit, so I would urge that we approve the amendment."

Senator Washington:

"Mr. President:

"I agree with Senator Guess that Senate Bill No. 443 may be — with a few amendments — a bill that does have a great deal of merit, but that doesn't mean that it doesn't extend the scope and object of this bill and doesn't violate the provisions of the state constitution that there be a single subject within a bill. Again pointing out this is a very complicated procedure as to the selection of wrecking agencies to tow abandoned cars off the highway and the wrecking of vehicles. It sets up a complete method for selling the vehicle and again it's an attempt to add to a relatively simple bill which is designed for one purpose which is to bring wrecking yards themselves as a beautification measure within the purview of the federal act—it's a very narrow bill to start with and of course the amendments would likewise have to be exceedingly narrow. This is a very broad bill being attempted to be added and it could be brought into court and I feel very strongly that the supreme court would hold that this is two titles and we would then find ourselves not in compliance with the federal requirements under the beautification act."

Senator Williams:

"Mr. President, I think it should be emphasized that both the bill and the amendment deal with the same problem, that is the problem of abandoned cars and what to do about them. Junkyards are essentially abandoned car yards and the amendment deals with the problem of abandoned cars so it is an abandoned car bill and an abandoned car amendment. I think they are properly together."

The President declared the Senate to be at ease.

The President called the Senate to order.

RULING BY THE PRESIDENT

The President, ruling upon the point of order presented by Senator Washington, finds that the amendment proposed by Senator Herrmann does enlarge the scope and object of the bill.

Senate Bill No. 579 is a measure relating to junkyards, which specifies certain areas not to be used for junkyards and provides many enforcement provisions to insure that our highways are not made less attractive by junkyard locations. The amendment proposed by Senator Herrmann pertains to abandoned motor vehicles and provides for disposition thereof. The point of order raised by Senator Washington is therefore well taken.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 579 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 579 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg,

Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senator McCutcheon—1.

Excused: Senator Durkan—1.

Engrossed Senate Bill No. 579 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 930, by Representatives Bagnariol and Barden.

Designating status of workmen employed on equipment time rented by another employer for industrial insurance recovery purposes.

On motion of Senator Greive, Engrossed House Bill No. 930 was ordered to retain its place on the second reading calendar for tomorrow.

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 6, 1967.

Mr. President:

The House has passed: Reengrossed Senate Bill No. 374 with the following amendments:

Beginning on page 1 strike everything after the enacting clause and insert the following:

"Section 1. Section 3, chapter 35, Laws of 1945 and RCW 50.04.020 are each amended to read as follows:

"Base year", [means the last calendar year preceding the first day of the benefit year] with respect to each individual, shall mean the first four of the last five completed calendar quarters immediately preceding the first day of the individual's benefit year.

Sec. 2. Section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030 are each amended to read as follows:

"Benefit year", [means the period beginning with the first full calendar week in July and ending the following calendar year with the last calendar week beginning in June] with respect to each individual, means the fifty-two consecutive week period beginning with the first day of the calendar week with respect to which the individual files an application for an initial determination and thereafter, the fifty-two consecutive week period beginning with the first day of the calendar week with respect to which the individual next files an application for an initial determination after the termination of his last preceding benefit year: Provided, However, That a benefit year is not established unless the determination shows the applicant to have met the wage and employment conditions fixed by law as the minimum for the receipt of benefits: Provided, Further, That an individual's benefit year shall be extended to fifty-three weeks when at the expiration of fifty-two weeks the establishment of a new benefit year would result in the use of a quarter of wages in the new base year that had been included in the individual's prior base year.

Sec. 3. Section 33, chapter 35, Laws of 1945 as last amended by section 2, chapter 8, Laws of 1953 first extraordinary session and RCW 50.04.320 are each amended to read as follows:

For the purpose of payment of contributions, "wages" means the first three thousand three hundred dollars of remuneration paid by one employer during any calendar year to an individual in its employment under this title or the unemployment compensation law of any other state. Notwithstanding any other provisions of this section, if the federal unemployment tax act is amended so that the federal unemployment tax applies to an amount greater than the first three thousand three hundred dollars of re-

muneration paid by an employer or his predecessor to an individual during a calendar year, then such higher amount shall likewise apply for the purpose of payment of contributions by an employer or his predecessor under this title, starting with the same period to which such federal amendment first applies. [After December 31, 1950.] If an employer (hereinafter referred to as a successor employer) during any calendar year acquires substantially all the operating assets of another employer (hereinafter referred to as a predecessor employer) or assets used in a separate unit of a trade or business of a predecessor employer, and immediately after the acquisition employs in his trade or business an individual who immediately prior to the acquisition was employed in the trade or business of such predecessor employer, then, for the purposes of determining whether the successor employer has paid remuneration equal to three thousand three hundred dollars to such individual during such calendar year, any remuneration paid to such individual by such predecessor during such calendar year and prior to such acquisition shall be considered as having been paid by such successor employer.

For the purpose of payment of benefits, "wages" means the remuneration payable by one or more employers to an individual for employment under this title during [one calendar] his base year.

"Remuneration" means all compensation paid for personal services, including commissions and bonuses and the cash value of all compensation paid in any medium other than cash. The reasonable cash value of compensation paid in any medium other than cash and the reasonable value of gratuities shall be estimated and determined in accordance with rules prescribed by the commissioner.

Sec. 4. Section 68, chapter 35, Laws of 1945 as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010 are each amended to read as follows:

An unemployed individual shall be eligible to receive waiting period credits or benefits with respect to any week only if the commissioner finds that

(1) he has registered for work at, and thereafter has continued to report at, an employment office in accordance with such regulation as the commissioner may prescribe, except that the commissioner may by regulation waive or alter either or both of the requirements of this subdivision as to individuals attached to regular jobs and as to such other types of cases or situations with respect to which he finds that the compliance with such requirements would be oppressive, or would be inconsistent with the purposes of this title;

(2) he has filed an application for an initial determination and made a claim for waiting period credit or for benefits in accordance with the provisions of this title;

(3) he is able to work, and is available for work in any trade, occupation, profession, or business for which he is reasonably fitted. To be available for work an individual must be ready, able, and willing, immediately to accept any suitable work which may be offered to him and must be actively seeking work pursuant to customary trade practices and through other methods when so directed by the commissioner or his agents;

(4) he has been unemployed for a waiting period of one week; [and]

(5) he has within [the] his base year [been paid] earned wages of not less than [the minimum amount now or hereafter fixed by law as the minimum amount to be earned in order to allow the individual to receive unemployment benefits] eight hundred dollars. If the base year wages of the individual's current benefit year, for any benefit year beginning after June 30, 1967, include wages earned prior to the establishment of a prior benefit year, the individual shall not be eligible for benefits unless he earned wages in the last six months of his base year equal to at least eight times his current weekly benefit amount or eight times the weekly benefit amount to which he would otherwise be entitled; and

(6) he has for any benefit year beginning after June 30, 1967, had base year employment (or been on compensable leave) in not less than twenty calendar weeks in each of which he earned wages of at least twenty dollars or has had six hundred hours of employment during his base year: Provided, That for benefit years beginning prior to July 1, 1968, any unemployed individual who earned wages of twelve hundred dollars or more in his base year shall be deemed to have met the eligibility requirements of this subsection.

If the wages of an individual are not based upon a fixed duration of time or if the individual's wages are paid at irregular intervals or in such manner as not to extend regularly over the period of employment, the wages for any week shall be determined in such manner as the commissioner may by regulation prescribe. Such regulation

shall, so far as possible, secure results reasonably similar to those which would prevail if the individual were paid his wages at regular intervals.

Sec. 5. Section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959 and RCW 50.20.120 are each amended to read as follows:

(1) Subject to the other provisions of this title benefits shall be payable to any eligible individual during [the] his benefit year in a maximum amount equal to the lesser of thirty times the weekly benefit amount (determined hereinafter) or one-third of the individual's base year wages under this title: *Provided, That for benefit years beginning after March 31, 1968, an otherwise eligible individual shall not be entitled to be paid benefits in any calendar quarter in an amount greater than the total amount of wages under this title earned in the highest of the two corresponding calendar quarters included within the period of the first eight of the last nine completed calendar quarters immediately preceding his current benefit year: Provided Further, That this limitation shall not be effective if the individual earned no wages or reduced wages in either of such two corresponding calendar quarters because of illness or disability or because his first wages in covered employment were earned subsequent to the last of such two corresponding calendar quarters.*

(2) An individual's weekly benefit amount shall be [in a minimum] an amount [of seventeen dollars for the first one hundred twenty-five dollars or portion thereof in excess of seven hundred ninety-nine dollars and ninety-nine cents of base year wages, increasing one dollar for each one hundred twenty-five dollars or portion thereof of said individual's base year wages earned thereafter, with a maximum amount payable weekly of not more than forty-two dollars] equal to one twenty-fifth (1/25) of the average of his total wages during the two quarters of his base year in which such total wages were highest, except that if such computed amount is less than seventeen dollars, the weekly benefit amount shall be deemed to be seventeen dollars. The maximum amount payable weekly shall be determined as of each June 30th to apply to benefit years beginning in the twelve-month period immediately following such June 30th. The maximum amount payable weekly shall be fifty percent of the "average weekly wage" for the calendar year preceding such June 30th: *Provided, That if any [maximum] weekly benefit or maximum benefit amount computed herein is not a multiple of one dollar, it shall be adjusted to the nearest multiple of one dollar, except that if the computed amount ends in fifty cents, it shall be [carried] adjusted to the next higher multiple of one dollar.*

This section shall become effective with benefit years beginning after June 30, 1967.

NEW SECTION. Sec. 6. There is added to chapter 35, Laws of 1945 and to chapter 50.20 RCW a new section to read as follows:

On or before the fifteenth day of June of each year an "average annual wage" and an "average weekly wage" shall be computed for the preceding calendar year from information for the preceding calendar year reported by all employers as defined in RCW 50.04.080 on employers' contribution reports (including corrections thereof) filed within three months after the close of that year. The "average annual wage" is the quotient derived by dividing total remuneration reported by all employers by the average number of workers reported for all months. The average annual wage thus obtained shall be divided by fifty-two to determine the "average weekly wage".

Sec. 7. Section 83, chapter 35, Laws of 1945, as amended by section 5, chapter 215, Laws of 1951 and RCW 50.20.150 are each amended to read as follows:

The applicant for initial determination, his most recent employing unit as stated by the applicant, and any other interested party which the commissioner by regulation prescribes, shall, if not previously notified within the same continuous period of unemployment, be given notice promptly in writing that an application for initial determination has been filed and such notice shall contain the reasons given by the applicant for his last separation from work. If, during the benefit year, the applicant becomes unemployed after having accepted subsequent work, and files a claim for waiting period credit or benefits, a similar notice shall be given promptly to his then most recent employing unit as stated by him, or to any other interested party which the commissioner by regulation prescribes.

Each base year employer shall be promptly notified of the filing of any application for initial determination which may result in a charge to his account.

Within a reasonable time after the date of rate determination, each employer shall be notified of the total amount of benefits charged to his account during the twelve-month period immediately preceding the date of rate determination and, upon request, the amount of such charges with respect to each individual receiving unemployment benefits charged to his account.

Within a reasonable time after the date of rate determination, each employer shall be notified of his rate of contribution as determined for the succeeding rate year.

Any employer dissatisfied with the benefit charges made to his account or with his determined rate may file a request for review and redetermination with the commissioner within thirty days of the mailing of the notice to the employer, showing the reason for such request. Should such request for review and redetermination be denied, the employer may, within ten days of the mailing of such notice of denial, file with the appeal tribunal a petition for hearing which shall be heard in the same manner as a petition for denial of refund. The appellate procedure prescribed by this title for further appeal shall apply to all denials of review and redetermination under this section.

This section shall become effective with benefit years beginning after June 30, 1967.

Sec. 8. Section 89, chapter 35, Laws of 1945 as amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010 are each amended to read as follows:

Contributions shall accrue and become payable by each employer for each calendar year in which he is subject to this title at the rate of two and seven-tenths percent of wages paid, except as provided in sections 9 through 17 of this 1967 amendatory act.

Contributions shall become due and be paid by each employer to the treasurer for the unemployment compensation fund in accordance with such regulations as the commissioner may prescribe, and shall not be deducted, in whole or in part, from the remuneration of individuals in employment of the employer. Any deduction in violation of the provisions of this section shall be unlawful.

In the payment of any contributions, a fractional part of a cent shall be disregarded unless it amounts to one-half cent or more, in which case it shall be increased to one cent.

NEW SECTION. Sec. 9. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

As used in this title:

(1) "Taxable payroll" means all remuneration paid by an employer or employers on which contributions are payable.

(2) "Rate year" means the calendar year next succeeding the date of rate determination.

(3) "Date of rate determination" means July 1st of any year.

(4)(a) "Eligible employer" means any employer whose account could have been charged with benefits throughout the thirty-six consecutive calendar month period immediately preceding the date of rate determination or could have been charged had the benefit charging provisions been in effect, except that no employer shall be deemed an eligible employer unless all contributions required under this title from him or his predecessors for periods prior to the date of rate determination have been paid prior to September 1st immediately following the date of rate determination, except that,

(b) any employer who has not been subject to the act for a period of time sufficient to be classified as an eligible employer under the provision of part (a) of this definition but whose account could have been charged with benefits throughout at least the twelve consecutive month period immediately preceding the date of rate determination shall be classified as an eligible employer, except that no employer shall be deemed an eligible employer unless all contributions required under this title from him or his predecessors for periods prior to the date of rate determination have been paid prior to September 1st immediately following the date of rate determination.

NEW SECTION. Sec. 10. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

An experience rating account shall be established and maintained for each employer based on existing records of the Employment Security Department and shall be effective beginning with July 1, 1964. Benefits paid to any eligible individual subsequent to June 30, 1964, shall be charged to the experience rating accounts of each of his employers during his base year in the same proportion that the wages paid by each employer to the individual during the base year bear to the wages paid by all employers to that individual during that year.

NEW SECTION. Sec. 11. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

For the purpose of prorating benefit charges for periods of unemployment prior to July 2, 1967, "wages" shall be construed to mean the wages reported by employers on the existing wage reports submitted for use in benefit computations. For the purpose of prorating benefit charges for periods of unemployment subsequent to July 1, 1967,

"wages" shall mean "wages" as defined for the purpose of payment of benefits in RCW 50.04.320.

NEW SECTION. Sec. 12. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

For the rate year 1968 and each rate year thereafter (1) a benefit ratio shall be computed for each eligible employer. The computation of benefit ratios shall be extended to six decimal places and the remaining fraction, if any, disregarded. The benefit ratio for an employer shall be the quotient obtained by dividing the total benefits charged to his account during the thirty-six consecutive month period immediately preceding the date of rate determination by his taxable payroll for the same thirty-six month period as reported not later than August 31st immediately following the date of rate determination, except that (2) the benefit ratio for any eligible employer whose account has not been chargeable for a period of thirty-six months immediately prior to the date of rate determination shall be the quotient obtained by dividing total benefits charged to his account, prior to the date of rate determination, by his taxable payroll as set forth as follows: the taxable payroll shall be that reported by August 31st immediately following the date of rate determination, for the period beginning with the first day of the second calendar quarter following the calendar quarter in which he becomes liable, and through the end of the quarter immediately preceding the date of rate determination.

NEW SECTION. Sec. 13. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

(1) An array shall be prepared of all eligible employers in order by benefit ratios. The array shall start with the employer having the lowest benefit ratio and progress through the employer having the highest benefit ratio. The array shall show for each employer (a) his benefit ratio, (b) his taxable payroll for the four calendar quarters ending with June 30th immediately preceding the computation date and reported by the following August 31st, and (c) a cumulative total consisting of the sum of his taxable payroll as identified above and such taxable payrolls of all other employers preceding him on the list.

(2) All arrayed employers starting with those having the lowest benefit ratio, shall be grouped in accordance with the cumulative taxable payroll percentage limits for the tax schedule in effect. Fractions of a cent shall be dropped in computing taxable payroll limits. If this grouping results in the taxable payroll of an employer falling in two groups, such employer and any other employer or employers with the same benefit ratio shall be assigned the lower of the two applicable rates.

(3) If, subsequent to the assignment of rates of contribution for any rate year, the benefit ratio of an employer is recomputed and changed, such employer shall be placed in that position in the array which he would have occupied had his corrected benefit ratio been shown in the array, but such altered position in the array shall not affect the position of any other employer.

NEW SECTION. Sec. 14. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

Effective with the rate year 1968 and each rate year thereafter contribution rates for eligible employers shall be those scheduled in Table 1. The column of the schedule effective for a particular rate year is determined by the fund balance ratio, except that for rate year 1968 column B shall be effective.

The fund balance ratio for any rate year is the percentage ratio of the balance in the unemployment compensation fund as of June 30th immediately preceding the date of rate determination for that rate year to total remuneration paid by all employers for the calendar year preceding the date of rate determination and reported by the following March 31st. The ratios which apply to each column are as follows:

<i>Fund Balance Ratios</i>	<i>Column</i>
5.2% or more	A
4.8% but less than 5.2%	B
4.4% but less than 4.8%	C
4.0% but less than 4.4%	D
3.5% but less than 4.0%	E

TABLE 1
Cumulative Taxable Payroll Limits

Percent of Total Taxable Payroll of Arrayed Employers					Contribution Rate in Percent
A	B	C	D	E	
0.0 - 10.0					0.7
10.1 - 20.0	0.0 - 5.0				0.9
20.1 - 30.0	5.1 - 10.0				1.1
30.1 - 40.0	10.1 - 20.0	0.0 - 5.0			1.3
40.1 - 50.0	20.1 - 30.0	5.1 - 10.0			1.5
50.1 - 60.0	30.1 - 40.0	10.1 - 20.0	0.0 - 5.0		1.7
60.1 - 70.0	40.1 - 50.0	20.1 - 30.0	5.1 - 10.0		1.9
70.1 - 80.0	50.1 - 60.0	30.1 - 40.0	10.1 - 20.0		2.1
80.1 - 90.0	60.1 - 70.0	40.1 - 50.0	20.1 - 30.0		2.3
90.1 - 100.0	70.1 - 80.0	50.1 - 60.0	30.1 - 40.0		2.5
	80.1 - 100.0	60.1 - 100.0	40.1 - 100.0	100.0	2.7

If at any date of rate determination the amount of money in the unemployment compensation fund is less than three and one-half percent of total remuneration paid by all employers during the preceding calendar year and reported on or before the March 31st following such year, contributions for the following rate year for all employers shall be payable at the rate of three percent.

NEW SECTION. Sec. 15. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

When an employer or prospective employer has acquired all or substantially all of the operating assets of an employer, or has acquired an operating department, section, division, or any substantial portion of the business or assets of any employer, which is clearly segregable and identifiable, for experience rating purposes, the payroll record and benefit charges of the transferring employer shall be divided between the transferring and acquiring employers in proportion to the payroll for the four preceding completed calendar quarters attributable to the operating assets retained and conveyed. The successor employer shall be liable for contributions on the acquired business from the date the transfer occurred. The separate account of a predecessor or that part thereof which is transferred shall become the separate account or part of separate account as the case may be of the successor employer.

NEW SECTION. Sec. 16. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

Effective January 1, 1968, predecessor and successor employer contribution rates shall be computed in the following manner:

(1) If the successor is an employer at the time of the transfer, his contribution rate shall remain unchanged for the remainder of the rate year in which the transfer occurs.

(2) The contribution rate on any payroll retained by a predecessor employer shall remain unchanged for the remainder of the rate year in which the transfer occurs.

(3) If the successor is not an employer at the time of the transfer and acquires the business of one employer or the businesses of two or more employers with the same rate, he shall pay contributions for the remainder of the rate year in which the transfer occurs, at the rate assigned to the predecessor employer or employers.

(4) If the successor is not an employer at the time of the transfer and simultaneously acquires the businesses of two or more employers with different rates or contributions, his rate from the date the transfer occurred until the end of the rate year in which such transfer occurred, shall be a recomputed rate based on the combined experience of his predecessors as of the last day of the completed calendar quarter immediately preceding the quarter in which the transfer occurs.

(5) In all cases, from and after January 1st following the transfer, the successor's rate of contribution for each rate year shall be based on his experience with payrolls and benefits combined with the experience of his predecessor or predecessors, as of the regular date of rate determination for that rate year.

(6) In all cases, from and after January 1st following the transfer, the predecessor's rate of contribution for each rate year shall be based on his experience with payrolls and benefits, as of the regular date of rate determination for that rate year, ex-

cluding therefrom such experience as was credited to the successor under section 15 of this 1967 amendatory act.

NEW SECTION. Sec. 17. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

Experience rating credits issued for the credit year beginning July 1, 1967, may be applied only against contributions which are payable on wages paid prior to January 1, 1968.

NEW SECTION. Sec. 18. There is added to chapter 35, Laws of 1945 and to chapter 50.20 RCW a new section to read as follows:

An individual who has received the maximum amount allowable in his benefit year may, if otherwise eligible, draw "extended benefits" in those weeks in his benefit year which begin in an "extended benefit period" and, if his benefit year ends within such extended benefit period, in the next thirteen or fewer weeks which begin in such "extended benefit period": *Provided*, That the individual shall not draw such "extended benefits" in any week during which he could establish entitlement to regular unemployment benefits under any state or federal law.

An "extended benefit period" means a period commencing with the third calendar week immediately following any thirteen-week period during which the average rate of insured unemployment is equal to or greater than one hundred twenty percent of the average of the rates of insured unemployment for the corresponding thirteen-week periods in each of the two preceding calendar years and ending with the third week immediately following any thirteen-week period during which such rate was less than one hundred twenty percent of the average rate of insured unemployment for the corresponding thirteen-week periods in each of the two preceding years; except, that no extended benefit period shall be less than thirteen weeks in length, and, that no new extended benefit period shall commence at any time an extended benefit period is already in effect.

Insured unemployment for any week as used for this computation means the number of weeks of unemployment claimed in Washington for that week, excluding weeks of unemployment claimed in connection with unemployment compensation programs which are exclusively federal and excluding any weeks claimed by an individual following the week in which benefits based on his original entitlement were exhausted.

Insured employment means the average monthly employment reported by employers for a twelve-month period.

For purposes of this subsection the rate of insured unemployment for any week is the ratio obtained by dividing insured unemployment for that week by insured employment for the twelve-month period ending six months immediately prior to the calendar quarter in which the week began.

Rates of insured unemployment shall be computed for each calendar week. After each week the insured unemployment rates for the thirteen consecutive weeks ending with that week shall be averaged and the average shall be compared with the average of the rates of insured unemployment for the corresponding thirteen-week periods of the two preceding years. The commissioner shall by regulation prescribe how corresponding weeks are to be determined. Computations involving division shall be carried to four decimal places.

"Extended benefits" are additional benefits payable at the weekly rate applicable for the individual during the benefit year for which he has received the maximum sum allowable. Extended benefits for an individual cannot exceed whichever is the lesser of thirteen times his weekly benefit amount or one-half his previous entitlement, and the combined total of his regular unemployment compensation plus his extended benefits cannot exceed thirty-nine times his weekly amount.

If a federal enactment provides for reimbursing the state for certain benefits for weeks of extended unemployment, the extended benefits shall be made in the regular manner, and the reimbursements shall be credited to the unemployment compensation fund.

NEW SECTION. Sec. 19. There is added to chapter 35, Laws of 1945 and to chapter 50.20 RCW a new section to read as follows:

Any payments which an individual has claimed, is receiving or has received under any government or private retirement or pension plan to which a base year employer of the individual has contributed on behalf of the individual shall be deemed compensation paid for personal services for the purpose of determining eligibility for and the amount of weekly benefits, but such payments shall not be considered wages subject to contribution under this title nor shall such payments be considered in determining base year earnings of the individual: *Provided*, That any amounts which have been

deducted from the weekly benefit amount by reason of the provisions of this section shall not be available for future benefits. *Provided, Further,* That no payments received on account of temporary or permanent disability rather than on account of age or length of service shall be considered compensation paid for personal services.

This section shall become effective with benefit years beginning after June 30, 1967.

Sec. 20. Section 73, chapter 35, Laws of 1945 as last amended by section 8, chapter 8, Laws of 1953 first extraordinary session and RCW 50.20.050 are each amended to read as follows:

[An individual shall be disqualified for benefits for the calendar week in which he has left work voluntarily without good cause and for the five calendar weeks which immediately follow such week.]

An individual who has left his most recent work voluntarily without good cause shall be disqualified for benefits for the calendar week in which he left work and for the eight calendar weeks which immediately follow such week. Good cause may only be shown to exist when it is connected with or related to his employment: Provided, That leaving work voluntarily shall not be considered to be without good cause if, after making reasonable efforts to preserve his employment he left his last work because of his illness, injury, or disability.

Sec. 21. Section 3, chapter 286, Laws of 1955 and RCW 50.20.030 are each amended to read as follows:

A [pregnant] woman [shall be presumed to be unable to work and unavailable for work if she left her most recent work voluntarily] *who leaves work voluntarily because of pregnancy shall be ineligible for benefits during the period of her pregnancy: Provided, However,* That in any event a pregnant woman shall be ineligible to receive benefits for any calendar week during the period beginning with the [tenth] *seventeenth* calendar week [before] *immediately preceding* the expected date of confinement, as determined by a doctor, and extending through the [fourth] *sixth* calendar week *immediately following the week in which childbirth occurs.*

NEW SECTION. Sec. 22. Sections 10, 11, 12, 15 and 16, chapter 286, Laws of 1955 and RCW 50.28.010 through 50.28.030, 50.28.050 and 50.28.060, and section 3, chapter 235, Laws of 1949 as last amended by section 13, chapter 286, Laws of 1955 and RCW 50.28.040 are each hereby repealed.

NEW SECTION. Sec. 23. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately: *Provided,* That sections 1, 2, 4, and 9 through 18, and 20, 21, and 22 of this amendatory act shall not take effect until July 2, 1967, and sections 3 and 8 of this amendatory act shall not take effect until January 1, 1968."

On line 1 of the title strike everything after the word "security" and insert the following:

"amending section 3, chapter 35, Laws of 1945 and RCW 50.04.020; amending section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030; amending section 33, chapter 35, Laws of 1945 as last amended by section 2, chapter 8, Laws of 1953 first extraordinary session and RCW 50.04.320; amending section 68, chapter 35, Laws of 1945 as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010; amending section 73, chapter 35, Laws of 1945 as last amended by section 8, chapter 8, Laws of 1953 first extraordinary session and RCW 50.20.050; amending section 3, chapter 283, Laws of 1955 and RCW 50.20.030; amending section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959 and RCW 50.20.120; amending section 83, chapter 35, Laws of 1945 as amended by section 5, chapter 215, Laws of 1951 and RCW 50.20.150; amending section 89, chapter 35, Laws of 1945 as amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010; adding three new sections to chapter 35, Laws of 1945 and to chapter 50.20 RCW; adding new sections to chapter 35, Laws of 1945 and to Title 50 RCW; repealing sections 10, 11, 12, 15 and 16, chapter 286, Laws of 1955 and RCW 50.28.010 through 50.28.030, 50.28.050 and 50.28.060; repealing section 3, chapter 235, Laws of 1949 as last amended by section 13, chapter 286, Laws of 1955 and RCW 50.28.040; and declaring an emergency."

Amend the amendment by Representatives Adams, Juelling and Morrison as follows: On page 7, section 7, line 22 of the printed amendment, after "this section." insert the following paragraph:

"If the commissioner finds that an employer or any agent of an employer has wilfully submitted false information or wilfully failed to report a material fact concerning

a claimant's employment or separation from employment, the commissioner shall charge benefits to the employer's experience rating account in an amount equal to ten times the weekly benefit amount of such claimant.", and the same is herewith transmitted.

Malcolm McBeath, Chief Clerk.

It was moved by Senator Greive that the Senate do not concur in the House amendments to Reengrossed Senate Bill No. 374, and request of the House a conference thereon.

Debate ensued.

It was moved by Senator Williams that the Senate do concur in the House amendments to Reengrossed Senate Bill No. 374.

Debate ensued.

The President declared the question before the Senate to be the positive motion by Senator Williams that the Senate do concur in the House amendments to Reengrossed Senate Bill No. 374.

Senators Rasmussen, Greive and Tally demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

Senator Rasmussen demanded a roll call and the demand was sustained by Senators Greive, Sandison, Cooney, Knoblauch, Peterson (Lowell) Bailey, Uhlman, and Stender.

ROLL CALL

The Secretary called the roll. The motion by Senator Williams was lost and the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 374 by the following vote: Yeas, 14; nays, 35.

Those voting yea were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Lewis, Metcalf, Pritchard, Redmon, Ryder, Twigg, Williams, Woodall—14.

Those voting nay were: Senators Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Uhlman, Washington—35.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Greive moved that the Senate reconsider the vote by which the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 374.

On motion of Senator Greive, further consideration of the motion was deferred and made a special order of business under the fifth order of business for tomorrow.

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

SECOND READING OF BILLS

Senate Bill No. 480, by Senators Andersen, Gissberg and Neill.

Providing for certain changes in the administrative procedure act.

On motion of Senator Andersen, Senate Bill No. 480 was ordered to retain its place on the second reading calendar for tomorrow.

Engrossed House Bill No. 202, by Representatives Cunningham, Lux, Clocksin and Hill (by Executive request):

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants.

The bill was read the second time by sections.

It was moved by Senator Bailey that the following amendment be adopted:

On page 1, section 2, line 12, which is line 13 of the printed bill, after "the" strike "governor" and insert "Senate"

On line 12 which is line 14 of the printed bill, after "as" strike "he" and insert "the governor"

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Bailey yield to a question:
"Did I hear you say, 'Director'?"

Senator Bailey:

" 'Secretary,' if you wish, but that would be the same thing."

Senator Rasmussen:

"The question in my mind is whether or not we are setting up a new state department with a director and staff? It would take a broader bill than this one, wouldn't it?"

Senator Bailey:

"Senator, I'm not setting up anything. It's in the bill and I'm trying to change the bill so it looks a little better."

Senator Rasmussen:

"Well, I don't know — Senator Bailey just doesn't seem to have the answer to my question. Does anybody have the answer? Could somebody on the floor answer the question whether or not we are setting up a new state department?"

Senator Neill:

"It's my understanding that this is amending the existing statutes relating to the Washington State Arts Commission which is already in existence. This permits them to employ an executive secretary. The commission already is in existence and operating."

Further debate ensued.

Senator Ryder:

"Mr. President, would Senator Bailey yield to a question:

"I notice the bill allows the commission to appoint the executive secretary. The original bill says that the appointment shall be subject to the confirmation by the Governor, but you are striking that by amendment and making the confirmation by the Senate. Now generally speaking the Senate confirms appointments by the Governor. I don't know of any place where a commission hiring an executive secretary or any other staff department head is confirmed by the Senate. I think this is a departure, is it not, from any precedent that we might have in the state?"

Senator Bailey:

"Senator Ryder, yes, this is a departure, but I submit this is also a departure from the customary thing that a commission established by the governor and confirmed by

the Senate has to have their membership's decision as to an executive secretary confirmed by the Governor. This is a departure the other way and if you want to strike that part of it, I'd be willing to withdraw my amendment. I see no reason why the governor should control the executive secretary, and tell the commission who they can and can't hire. This what I'm trying to stop."

Debate ensued.

With leave of the Senate, Senator Bailey was permitted to withdraw the amendment.

It was moved by Senator Bailey that the following amendment be adopted:

On page 1, section 2, line 13 of the printed bill, being line 12 of the engrossed bill, strike "Subject to confirmation by the governor and at such salary as he may fix therefor the" and insert "The"

Debate ensued.

POINT OF INQUIRY

Senator Metcalf:

"Mr. President, would Senator Bailey yield:

"Senator Bailey, does this amendment assume that state funds will be used to pay the salaries of these people involved?"

Senator Bailey:

"Mr. President:

"Senator Metcalf, I presume everything we vote into effect here in the way of salaries comes out of state funds and Senator Rasmussen is right, there are some federal funds involved, too, and I can't tell you the proportion, but they are there."

Senator Metcalf:

"Would Senator Bailey yield to another question:

"There is no appropriation here. Is there an appropriation elsewhere in the budget for this?"

Senator Bailey:

"Yes."

Senator Metcalf:

"Then we are talking about state money—"

Senator Bailey:

"That's what I'm trying to safeguard is the budget."

Senator Metcalf:

"Mr. President, would Senator Durkan yield to a question:

"Senator Durkan, how much money are we talking about in this bill? What is the appropriation? Of course I realize this is tentative because it's in conference, and maybe this is not a matter upon which there has been debate, but maybe it's already decided and I would like to know—"

Senator Durkan:

"Mr. President, the Senate version which was passed struck everything except \$5,000 which was a reduction from the House version of about \$65,000. It's still in conference and the conferees have not arrived at any final settlement as yet."

Further debate ensued.

Senators Greive, McCormack and Ryder demanded the previous question and the demand was sustained.

The motion was carried and the amendment by Senator Bailey was adopted.

MOTION

At 3:10 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, April 12, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-FOURTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, April 12, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Stender.

On motion of Senator Atwood, Senator Stender was excused.

The Color Guard, consisting of Pages Carl Seltice, Color Bearer, and Heidi Johnson, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Almighty God, unto Whom all hearts are open, all desires known and from Whom no secrets are hid, bowing reverently before Thee in this hushed moment, we would discard every mask of disguise or pretense which, too often, we wear before the face of man.

"In Thee only, do we find light for life's meaning, wisdom for life's questions, strength for its duties, courage for its unknown ways.

"Deliver us then from political policies which are symptoms of spiritual disease. We have bodies, and we have minds, but we ARE souls, devine in dimension, created of Thee particularly for these particular times.

"Grant us the assurance and the persuasion that in the midst of a clamorous world, in quietness and in confidence is our strength, our joy, our peace. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former State Senator Frank Jackson and appointed a special committee consisting of Senators Talley and Chytil to escort the former Senator to a place of honor upon the rostrum.

The President appointed a special committee consisting of Senators Ryder and McMillan to escort Senator Ernest W. Lennart to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Senator Jackson to present a bowl to Senator Lennart commemorating his retirement from the Senate and to permit both Senators to address the Senate.

SPECIAL ORDER OF BUSINESS

On motion of Senator Greive, Engrossed Senate Bill No. 374 was ordered immediately transmitted to the House.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 11, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Reengrossed Senate Bill No. 442,

Senate Bill No. 579, have inspected same, and find them correctly engrossed and reengrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, William A. Gissberg.

Senate Bill No. 643:

Senate Chamber,
Olympia, Wash., April 11, 1967.

Preferring labor claims over claims of state agency when in distraint or insolvency proceedings (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 11, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 219:

Amending boundaries of the east capitol site.

Senate Bill No. 634:

Abolishing state census board and transferring powers and duties to the planning and community affairs agency.

Very truly yours,
Raymond W. Haman,
Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 11, 1967.

Mr. President:

The House has passed: House Bill No. 181,

Engrossed House Bill No. 182, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 12, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Substitute House Bill No. 77 and has granted said committee the powers of Free Conference.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 11, 1967.

Mr. President:

The House has concurred in the Senate amendments, except the Senate amendments to Section 2 and Section 3 from which the Senate receded to Engrossed House Bill No. 72, and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 11, 1967.

Mr. President:

The House has passed: Reengrossed Substitute House Bill No. 99,
Reengrossed House Bill No. 946, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 11, 1967.

Mr. President:

The House has concurred in the Senate amendments to Substitute House Bill No. 304 and has passed the bill as amended by the Senate.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 11, 1967.

Mr. President:

The House has passed: Senate Bill No. 641, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 11, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 291,
Senate Bill No. 323, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 11, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 9,
Senate Bill No. 375,
Senate Bill No. 622,
Senate Concurrent Resolution No. 21, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 12, 1967.

Mr. President:

The Speaker has signed: House Bill No. 72,
Substitute House Bill No. 304, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of the House message and amendments to Engrossed Senate Bill No. 165, and the motion by Senator Woodall that the Senate do concur in the House amendments.

Debate ensued.

With leave of the Senate, Senator Woodall was permitted to withdraw his motion to concur.

It was moved by Senator Knoblauch that the Senate do not concur in the House amendments to Engrossed Senate Bill No. 165 and ask the House for a conference thereon.

Debate ensued.

POINT OF INQUIRY

Senator Greive:

"Mr. President, would Senator Knoblauch yield to a question:

"I had occasion to talk to Mr. Clemenson who is a very dear friend of mine, in fact he lives across the street from me, and I got the impression that the way the amendment is written, the only thing that was involved was surplus funds and is within the discretion of the county commissioners. The American Legion was willing to accept this."

Senator Knoblauch:

"I am glad you asked that question. Since this came up yesterday, Senator Greive, I have made contact with the veterans' organizations at home and I called a gentleman from Tacoma who is adjutant of one of the large veterans' organizations in Tacoma. He is also in charge of the Pierce county veterans' advisory council composed of every veterans' group in Pierce county, and they had taken the position this last Tuesday night strongly in opposition to taking any of these funds away from the soldiers' and sailors' indigent fund. I have also since yesterday called our Pierce county commissioners and they have the same opinion. I would like some of those members on the other side of the aisle to express their opinions, but we did get together over the last twenty-four hours and we do feel we should have a conference on this."

Debate ensued.

On motion of Senator Greive, the motion was made a special order of business under the first order of business for tomorrow.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 12, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Senate Bill No. 630, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 11, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 630 creating a board of ethics in each house of the legislature have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

James Andersen
Fred H. Dore
William A. Gissberg

House Members:

Thomas A. Swayze
William S. Day
Norwood Cunningham

On motion of Senator Ryder, the Conference Committee report on Engrossed Senate Bill No. 630 was adopted and the committee was granted the powers of free conference.

INTRODUCTION AND FIRST READING OF BILL, MEMORIALS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 644, by Senators McCormack, Ryder and Sandison:

An Act relating to education; adding a new section to chapter 8, Laws of 1967 first extraordinary session; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

Senate Joint Memorial No. 24, by Senators Peterson (Ted) and Mardesich: Memorializing Congress to act to prevent open pit mining in North Cascades.

It was moved by Senator Peterson (Ted) that the rules be suspended and that Senate Joint Memorial No. 24 be advanced to second reading and read the second time in full.

The motion was lost.

Senate Joint Memorial No. 24 was referred to the Committee on Natural Resources, Parks, Fisheries and Game Fish.

Senate Joint Memorial No. 25, by Senators Talley, Henry and Foley: Memorializing Congress to complete Columbia River dredge operation.

On motion of Senator Talley, the rules were suspended, Senate Joint Memorial No. 25 was advanced to second reading and read the second time in full.

On motion of Senator Talley, the rules were suspended, Senate Joint Memorial No. 25 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 25 and the memorial passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 7; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Woodall—40.

Absent or not voting: Senators Dore, Hanna, Herrmann, Morgan, Peterson (Lowell), Redmon, Williams—7.

Excused: Senators Durkan, Stender—2.

Senate Joint Memorial No. 25 having received the constitutional majority, was declared passed.

Senate Concurrent Resolution, No. 23, by Senators Ridder, Uhlman and Metcalf:

Pertaining to interim committee on education study of school district organization.

Referred to Committee on Education.

MOTION

On motion of Senator Greive the Senate returned to the second order of business.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 12, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 442,

Senate Bill No. 641, have inspected same, and find them correctly enrolled.

....., *Chairman*

We concur in this report: R. Frank Atwood, William A. Gissberg, R. R. Bob Greive.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Reengrossed Substitute House Bill No. 99, by Committee on Agriculture:

An Act relating to food; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

House Bill No. 181, by Representatives Humiston and Garrett (by Departmental request):

An Act relating to cities and towns; providing a more uniform budgetary procedure for cities and towns; amending section 35.33.010, chapter 7, Laws of 1965 and RCW 35.33.010; amending section 35.33.020, chapter 7, Laws of 1965 and RCW 35.33.020; amending section 35.33.040, chapter 7, Laws of 1965 and RCW 35.33.040; and repealing sections 35.27.420 through 35.27.480, chapter 7, Laws of 1965 and RCW 35.27.420 and 35.27.480.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 182, by Representatives Humiston and Haussler (by Departmental request):

An Act relating to county government; authorizing the creation and organization of a county central service department; defining their powers and duties; and prescribing procedures.

Referred to Committee on Cities, Towns and Counties.

Reengrossed House Bill No. 946, by Representatives Anderson, Bledsoe, Day, Holman, Smythe, Marsh, O'Dell, Zimmerman, Brazier, Lewis and Chatalas:

An Act relating to revenue and taxation; and providing certain tax credits and exemptions for air and water pollution control facilities.

Referred to Committee on Ways and Means.

SECOND READING OF BILLS

Engrossed House Bill No. 930, by Representatives Bagnariol and Barden: Designating status of workmen employed on equipment time rented by another employer for industrial insurance recovery purposes.

On motion of Senator Bailey, Engrossed House Bill No. 930 was ordered to retain its place on the second reading calendar for this afternoon.

Senate Bill No. 480, by Senators Andersen, Gissberg and Neill:

Providing for certain changes in the administrative procedure act.

REPORT OF STANDING COMMITTEE

Senate Bill No. 480:

Senate Chamber,
Olympia, Wash., April 4, 1967.

Providing for certain changes in the administrative procedure act (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

Strike everything after the enacting clause and substitute the following:

"Section 1. Section 15, chapter 234, Laws of 1959, as last amended by section 7, chapter 237, Laws of 1967, and RCW 34.04.150 are each amended to read as follows:

This chapter shall not apply to the state militia, or the board of prison terms and paroles. The provisions of RCW 34.03.090 through 34.04.130 shall not apply to the board of industrial insurance appeals or the [state tax commission] board of tax appeals unless an election is made pursuant to sections [18 or 19 of this 1967 amendatory act] 43 or 48 of chapter.....(House Bill No. 576), Laws of 1967 extraordinary session. All other

agencies, whether or not formerly specifically excluded from the provisions of all or any part of the administrative procedure act, shall be subject to the entire act."

Add a new section following section 1 as follows:

"**NEW SECTION.** Sec. 2. Sections 21 and 22, chapter 237, Laws of 1967 are each repealed."

Strike all of the title and substitute the following:

"An Act relating to administrative procedure; amending section 15, chapter 234, Laws of 1959, as last amended by section 7, chapter 237, Laws of 1967, and RCW 34.04.150; and repealing sections 21 and 22, chapter 237, Laws of 1967."

Wes C. Uhlman, *Chairman,*

....., *Vice Chairman.*

We concur in this report: R. Frank Atwood, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

It was moved by Senator Uhlman that the committee amendments to the bill be adopted.

On motion of Senator Uhlman, the following amendment to the committee amendments was adopted:

In line 9 of the committee amendment, after "*chapter*" strike ".....(*House Bill No. 576*)" and insert "*26*"

On motion of Senator Freise, the following amendment to the committee amendments was adopted:

In line 5 of the committee amendment, after "of RCW" strike "*34.03.090*" and insert "*34.04.090*"

The motion by Senator Uhlman was carried and the committee amendments to the bill, as amended, were adopted.

On motion of Senator Uhlman, the committee amendment to the title was adopted.

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 480 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 480 and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lenhart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, McCormack, Rasmussen—3.

Excused: Senators Durkan, Stender—2.

Engrossed Senate Bill No. 480 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 202, by Representatives Cunningham, Lux, Clocksin and Hill (by Executive request):

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants.

The bill was read the second time by sections.

It was moved by Senator Bailey that the following amendment be adopted:

On page 1, line 14 of the printed bill, being line 13 of the engrossed bill, after "employ" strike "an" and insert "a full time", and on line 15 of the printed bill, which is line 14 of the engrossed bill, after "tary" strike the remainder of the sentence and insert " , who shall receive no other salary and shall not be otherwise gainfully employed."

Debate ensued.

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator Bailey yield to a question:

"I notice your amendment says, 'no other salary.' Do you mean by that no other state salary, or no other salary? Did you mean no other salary from the state?"

Senator Bailey:

"That was my intention, if you wanted to add that word."

Senator Ryder:

"An individual may want to work in a flower shop at night or sweep out one of these museums or something."

Senator Bailey:

"I would have no objection if you wanted to add that wording, but I think 'gainfully employed,' if he is going to work and he is getting paid well by the state, he should quit this moonlighting and an artist like that shouldn't demean himself, Senator. I think this would be good legislation. I really intended it to keep other agencies from moving in on the art commission budget and to keep the art commission from moving in on other agencies."

Debate ensued.

The motion was carried and the amendment by Senator Bailey was adopted.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 1, section 1, line 8, after "within" strike "or without"

Debate ensued.

With leave of the Senate, Senator Gissberg was permitted to withdraw the amendment.

It was moved by Senator Gissberg that the following amendment be adopted:

On page 1, line 9 of the printed bill, being line 8 of the engrossed bill, after "humanities" insert "in the state of Washington"

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Woodall that the following amendment be adopted:

On page 1, line 19, which is line 20 of the printed bill, add a new section as follows:

"NEW SECTION. Sec. 3. There is added to chapter 8, Laws of 1965 and to chapter 43.46 RCW a new section to read as follows: There is hereby added to the Washington State Arts Commission two additional members, one to be appointed by the President

of the Senate and one to be appointed by the Speaker of the House, each to be appointed for a term of three years."

Debate ensued.

MOTION

On motion of Senator Talley, Engrossed House Bill No. 202 was ordered to retain its place at the end of the second reading calendar for today.

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 442,
Senate Bill No. 641,
House Bill No. 72,
Substitute House Bill No. 304.**

SECOND READING OF BILLS

Engrossed House Bill No. 133, by Representatives Newschwander, Sawyer and McDougall:

Authorizing water districts to lease out real or personal property.

On motion of Senator Woodall, Engrossed House Bill No. 133 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 365.

Engrossed House Bill No. 365, by Representatives Bledsoe, Flanagan and Brouillet:

Providing method for change of school district's name.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Engrossed House Bill No. 365 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 365 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Washington, Williams, Woodall—47.

Absent or not voting: Senator Uhlman—1.

Excused: Senator Stender—1.

Engrossed House Bill No. 365 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Washington:

"Mr. President, I would like to speak on a point of personal privilege, and perhaps stretching the point a bit:

"The impetus for this very good piece of legislation that many other districts can use started with the Lower Crab Creek school district. I think there is a very important geographical factor to bear in mind, that Crab Creek starts just a short way east of Spokane, goes on down through the Columbia Basin into Moses Lake and then emerges from Moses Lake as Lower Crab Creek. I think it must be over 150 miles and it is probably the longest creek in the United States. At least I make that claim here and now, just as a little additional side light. You have worked with the name Crab Creek, so keep that in mind."

Engrossed House Bill No. 133, by Representatives Newschwander, Sawyer and McDougall:

Authorizing water districts to lease out real or personal property.

The bill was read the second time by sections.

On motion of Senator Talley, the following amendments were adopted:

On page 2, following new section 2 added by the House amendment by the Committee on Local Government, being page 2, line 22, of the engrossed bill, add a new section as follows:

"Sec. 3. Section 1, chapter 111, Laws of 1963 and RCW 57.08.065 are each amended to read as follows:

In addition to the powers now given water districts by law, they shall also have power to establish, maintain and operate a mutual water and sewer system or a separate sewer system within their water district area in the same manner as provided by law for the doing thereof in connection with water supply systems.

In addition thereto, a water district constructing, maintaining and operating a sanitary sewer system may exercise all the powers permitted to a sewer district under RCW Title 56, including, but not limited to, the right to compel connections to the district's system, liens for delinquent sewer connection charges or sewer service charges, and all other powers presently exercised by or which may be hereafter granted to such sewer districts: *Provided, That no water district shall proceed to exercise the powers herein granted to establish, maintain, construct and operate any sewer system without first obtaining written approval and certification of necessity so to do from the state of Washington pollution control commission and department of health.* Any comprehensive plan for a system of sewers or addition thereto or betterment thereof shall be approved by the same county and state officials as are required to approve such plans adopted by a sewer district."

In line 2 of the title of the printed and engrossed bills, after "property;" and before "and" insert "amending section 1, chapter 111, Laws of 1963 and RCW 57.08.065;"

On motion of Senator Talley, the rules were suspended, Engrossed House Bill No. 133 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 133 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knob-

lauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Wash-ington, Williams, Woodall—47.

Absent or not voting: Senator Morgan—1.

Excused: Senator Stender—1.

Engrossed House Bill No. 133 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 554, by Senators Washington, Dore, Faulk, Knoblauch, Ridder, Connor and Uhlman:

Establishing a state mass transit authority.

REPORT OF STANDING COMMITTEE

Senate Bill No. 554:

Senate Chamber,
Olympia, Wash., April 11, 1967.

Establishing a state mass transit authority (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 4, line 13, after "(1)" strike the remainder of the subsection and insert "To study and investigate the possibilities of joint use of facilities for highway and mass transit purposes;"

On page 2, section 4, beginning on line 33, strike all of subsection (9) and renum-ber the remaining subsections consecutively.

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Wil-bur G. Hallauer, Reuben A. Knoblauch, Ernest W. Lennart, Richard G. (Dick) Mar-quardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Walter B. Williams.

POINT OF INQUIRY

Senator McMillan:

"Mr. President, I'd like to ask Senator Washington a question:

"Senator Washington, it's my understanding that originally in the Governor's re-quest the state highway commission would be abolished in favor of the new body. I'm not sure just what the name of the new body would be, but I notice you are setting up a mass transit authority in this bill of yours and I'm wondering if there would be any conflict between this authority and the state highway commission at any time or is there any point that this authority might at some future time take over the duties, prerogatives and general substance of the state highway commission?"

Senator Washington:

"Mr. President:

"It's my opinion that under this bill it definitely could not take over the duties and prerogatives of the highway commission. At the present time the budget submitted by the Governor includes \$175,000 to be allocated to the mass transportation division of the department of transportation. It would be planned that if this act passes, the money from the general fund would then be transferred to the mass transit authority. However, I do believe that there needs to be coordinated planning for this reason: You have two members of the state highway commission serving on this particular author-ity so that you do get across ideas, and you do get cooperation. In addition, so that the highway committee will be apprised at all times of the developments in the field of mass transportation, the director of highways serves on this particular board. In serv-ing, he would of course be subject to the chairman of the mass transit authority and also would be working with the director of mass transit authority who would be the executive officer of the new transit authority. Now if at a future time the legislature might decide to give the mass transit authority a larger power, that is something we

can't guarantee but certainly under this particular bill, I feel that it goes straight to the problem to be solved without giving any more power than necessary."

POINTS OF INQUIRY

Senator Morgan:

"Mr. President, will Senator Washington yield, and I'd like my remarks in the journal.

"Senator Washington, is this strictly planning, or could the mass transit authority bring about say fencing in my district's naval base or bridges without due course in the legislature and could this happen if this is amended in such a fashion in the House and it goes into conference? Could we suddenly find ourselves with this huge bonding plan—forty years—or would we have no recourse? Could that happen to us under this bill?"

Senator Washington:

"Senator Morgan, under this bill, I would say none of the possible fears that you have expressed could come about through the enactment of this bill setting up a mass transit authority. The subject matter I think is completely alien to the fears that you have. As you know there are very great powers in the powers of free conference. They are so great it is possible you can send almost any bill to a free conference and not recognize what comes out again, but this still must be voted on on the floor of the Senate and I would anticipate if there are changes made in the House, they would be in the nature of moving somewhat along the line of the Governor's proposed department of transportation. I think perhaps it would be watered down greatly from the bill as it is presently drafted but I just can't see any of the fears that you raise being in this bill."

Senator Morgan:

"Senator Washington, the mass transit authority could not enact laws so to speak — they could not change our transportation system without action of the legislature?"

Senator Washington:

"The legislature has yet to give this authority the power that the toll bridge authority had for instance to issue bonds in its own name. It would be anticipated that any bonds that would be issued and any financing at the present time for mass transit would for instance be by a local agency, the city of Seattle or some Seattle-Tacoma-Everett transit authority. It would not be issued by the state, but the state will assist in planning and attempting in the best way possible to make joint use of highway facilities and possible rapid transit facilities."

Senator Morgan:

"Would there be any chance, Senator, if the Governor's bill is incorporated into this bill, that that could happen to us?"

Senator Washington:

"I would say that bill in itself does not grant the powers of financing even to the division of mass transit as envisioned in the Governor's bill. That grants no powers of floating bonds or financing."

Senator Morgan:

"Then there is no chance of the Hoods Canal Bridge or the ferry system being further placed into bondage if I vote for this bill?"

Senator Washington:

"That, I can assure you, Senator Morgan, would not be the effect of your vote."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 554 and the bill passed the Senate by the following vote: Yeas, 38; nays, 7; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess,

Hanna, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams—38.

Those voting nay were: Senators Freise, Hallauer, McMillan, Mardesich, Morgan, Redmon, Woodall—7.

Absent or not voting: Senators Canfield, Henry, Herrmann—3.

Excused: Senator Stender—1.

Engrossed Senate Bill No. 554 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Morgan:

"Mr. President, point of personal privilege:

"I wish to explain my vote, no. I would like to be on a conference if the House changes the context of this bill very much."

MOTION

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 12, 1967.

Mr. President:

The House has passed: House Bill No. 975 and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

House Bill No. 975, by Representatives Copeland and O'Brien:

An Act relating to the expenses and costs of the legislature including subsistence payments and expenses of members; making appropriations therefor; and declaring an emergency.

On motion of Senator Greive, House Bill No. 975 was advanced to second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended, House Bill No. 975 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 975 and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1;

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Petersen (Ted), Pritchard, Ras-

mussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Voting nay was: Senator Dore—1.

Absent or not voting: Senator Henry—1.

Excused: Senator Stender—1.

House Bill No. 975 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

SECOND READING OF BILLS

Engrossed House Bill No. 202, by Representatives Cunningham, Lux, Clocksin and Hill (by Executive request):

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants.

On motion of Senator Woodall, Engrossed House Bill No. 202 was ordered to retain its place on the second reading calendar for tomorrow.

Engrossed House Bill No. 930, by Representatives Bagnariol and Barden: Designating status of workmen employed on equipment time rented by another employer for industrial insurance recovery purposes.

On motion of Senator Bailey, Engrossed House Bill No. 930 was ordered to retain its place on the second reading calendar for tomorrow.

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 12, 1967.

Mr. President:

The Speaker has signed: House Bill No. 975, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 975.

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

THIRD READING OF BILLS

Senate Bill No. 638, by Senators Lewis and Hallauer:

Amending public lands statutes and providing for financing the east capitol site.

It was moved by Senator Greive that the rules be suspended and that Senate Bill No. 638 be returned to second reading for the purpose of amendment.

On motion of Senator Greive, the rules were suspended to permit debate on the motion.

Debate ensued.

The motion was lost on a rising vote.

On motion of Senator Lewis, the rules were suspended, the second reading considered the third, and Senate Bill No. 638 was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Morgan:

"Mr. President, would Senator Lewis yield?

"Senator Lewis, is this the same bill which figures you presented to me when I inquired about them recently? Does Kitsap county port lost \$1500, in this bill?"

Senator Lewis:

"Yes, that's correct, Senator."

Senator Morgan:

"Well, do all of the counties lose?"

Senator Lewis:

"No, all the counties do not lose."

Senator Morgan:

"Why does Kitsap county lose? We're losing everything we got this session, but why do we have to lose this, too?"

Senator Lewis:

"Senator, under the terms of the bill, there has been a reversion of money to the ports over the years. In agreement with Dick Ford, the executive secretary of the ports, we originally, I should say, had requested through the capitol committee—Governor Cherberg, Bert Cole and Governor Evans — it was their suggestion that we utilize these funds for the purposes outlined in the bill.

"In discussion with Dick Ford, he suggested that he would be amenable if we reduced this in half so this is what we have done. Yes, it is true that there is a modest amount of money — we're talking about \$1500 approximately in Kitsap county — that will be going for this purpose and Kitsap will be losing it; however, if you will recall, we have been very generous with the ports throughout this session. This money has never been specifically earmarked in my opinion, and I would think that this would be one area that you might be agreeable for this purpose in view of the discussions we have had."

Senator Morgan:

"I'm not agreeable with this because we have a port we have to worry about. What does King county lose in this, Senator Lewis?"

Senator Lewis:

"King county loses \$38,000."

Senator Morgan:

"And Clallam? Nothing."

Senator Lewis:

"I dont have those figures."

Senator Morgan:

"I have the figures on Clark county, it is \$1275. What does Cowlitz county lose?"

Senator Lewis:

"Mr. Talley's port loses \$600."

Senator Morgan:

"And Grays Harbor county?"

Senator Lewis:

"\$5,388. I think I am right on that."

Senator Morgan:

"I just don't understand this at all. Maybe it's just because I lack the brain matter but I can understand very clearly that Kitsap county is losing \$1500, and that's crystal

clear to me and I'm certainly against this bill. Thank you, Senator Lewis. Will Senator Talley yield?

"Senator Talley, are you for this bill?"

Senator Talley:

"Absolutely not."

Senator Morgan:

"Why not?"

Senator Talley:

"Because it's taking away something we have had for revenue, taking away all of the revenues that may be developed in the future for the port expansions. I think it's a robbery, just a plain steal any way you look at it."

Senator Morgan:

"Well, are you pretty well versed, Senator Talley, as far as ports go?"

Senator Talley:

"As far as I can find out, Senator Morgan, there seems to be three ports that have compromised this so-called bill: the port of Seattle, the port of Tacoma and the port of Bellingham. All the rest of the ports as far as I can find — and I may be mistaken, but I checked the biggest share of them — are violently opposed to this bill."

Senator Morgan:

"Senator Talley, can you tell me what this will actually do to my county?"

Senator Talley:

"It takes the revenue that they are getting now and any revenue that they may develop in the future and it will have to go the way this bill is drafted until the bonds are recovered."

Senator Morgan:

"Do you believe that I should vote for this bill?"

Senator Talley:

"I don't think you can and represent your district."

Senator Morgan:

"Mr. President, I demand a Call of the Senate."

Senator Lewis:

"Mr. President:

"I wonder if I might be excused to get my revolver, hat and mask?"

Senator Ryder:

"Point of order, Mr. President:

"Senator Morgan demanded a Call of the Senate after having spoken. It is completely out of order."

Senator Durkan:

"Point of order, Mr. President:

"As I understand it, a demand for a Call of the Senate can be made at any time."

MOTIONS

Senator Greive:

"Mr. President:

"I move we adjourn until 11:00 a.m., tomorrow."

On motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, April 13, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-FIFTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, April 13, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Stender.

On motion of Senator Atwood, Senator Stender was excused.

The Color Guard, consisting of Pages Carl Seltice, Color Bearer, and Heidi Johnson, presented the Colors.

Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God, glory belongeth to Thee, majesty is Thine and greatness past our finding out. Thy mind has conceived this universe; Thy hands have wrought it; Thy Son has redeemed it.

"Speak to us through the greatness of this universe in which Thou hast housed us. Let nature work her reverent awe upon us. Speak to us through beauty. Bring harmony and order into our lives. Reorient our lives around the treasures of the spirit.

"Speak to us through worthy purpose. Rescue us from cynicism and unbelief. Help us to work with a sense of wonder. Grant us the joy of creative activity and accomplishment. Through Christ our Lord. Amen."

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

PERSONAL PRIVILEGE

Senator Guess:

"Mr. President, I'd like to speak on a point of personal privilege:

"Mr. President and members of the Senate, I find on my desk this morning an editorial of the Bremerton Sun which quotes a letter from a man by the name of George F. Harless, chairman of the residential care committee, Olympic Center, Bremerton. This letter has two incorrect statements in it that I would like to inform the body about. It says that Senator Guess is a well known architectural engineer, and this is a misstatement that I wish to correct. I am a civil engineer and not an architectural engineer. Therefore, I would not like to give the impression that I was an architect. I hold them in the very greatest of esteem but I don't want to pose under false colors.

"The other statement is that I made a visit to the Olympic Center and made the remark, after visiting the Center, that the building was suited for the programs that had been envisioned. I did not go to Bremerton to determine whether or not the buildings were suitable for the programs but to see whether or not the building was a rehabilitable building. It so happened that in the course of my appointment in the Corps of Engineers after World War II and during the Korean War, that I had the opportunity of rehabilitating and remodeling and rebuilding approximately \$75 million worth of buildings, and it was during that time that I gained a tremendous amount of experience which I thought would be of some value to the state if I made a visit to the building. I did make this visit and the building has been rehabilitated to the point that it has a new roof on it. It has a very adequate, very beautifully designed and executed sprinkler system in it. There still remains much to be done. But I wanted these two statements corrected so that there was no misunderstanding or misinformation abroad on the subject."

Senator Ryder:

"Mr. President:

"I might add if I may to Senator Guess' remarks about the accuracy of this letter. In the first paragraph, Mr. Harless quotes the Governor as saying that the only thing that holds up the budget bill is the question of the Olympic Center. Now certainly I'm sure that the Governor never said this and I'm certain that each member of the Senate would agree that this is not the only thing that is holding up the budget."

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed Senate Bill No. 165, the House amendments thereto and the motion by Senator Knoblauch.

On motion of Senator Knoblauch, the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 165 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 165, Senators Knoblauch, Redmon and Kupka.

On motion of Senator Chytil, the Conference Committee appointments were confirmed.

The Secretary read:

SENATE RESOLUTION

1967 EX- 36

By Senators Hallauer and Uhlman:

Whereas, Washington is a young state, and Seattle a youthful city; and

Whereas, Traditionally youth has been unafraid of the new and challenging; and

Whereas, The Seattle city government has lately authorized a raid on a University District bookstore and directed its closing; the Seattle city council has invoked an old city ordinance to prevent a "light show" in connection with a dance; the Seattle police have interfered with numerous admittedly unorthodox young citizens for no apparent reason except that they failed to adopt the dress, behavior and haircut patterns favored by the more mature element of society; and

Whereas, The Seattle city council has failed to make the reasons for such actions "crystal clear"; and

Whereas, Seattle authorities have readily permitted speakers of the radical right to use civic facilities, but have denied the same privilege to speakers of the radical left; and

Whereas, The King County prosecutor has been vitally concerned to force the University of Washington to join him in inflicting punishment upon a few students for the admittedly indiscreet use of some words he obviously never heard—or failed to fairly catch—while a member of that hallowed institution's football team; and

Whereas, The activities that motivated these reprisals grow out of a widespread dissatisfaction and unrest among many of our youth which we, as adults, should endeavor to understand rather than blindly attempt to stamp out; and

Whereas, Though political leaders may disapprove of the conduct that prompts such acts of governmental harrassment, it has never been the American way to discipline others simply because they are nonconformists; and

Whereas, Petty official actions such as these seem evidence not of a dynamic and youthful spirit but of civic arthritis;

Now, Therefore, Be It Resolved, By the Senate, that the Seattle city council and King County prosecutor be encouraged to practice more tolerance in the administration of their high offices, to ignore inconsequentials, and to devote their considerable energies to the solution of the many real and serious problems besetting their rapidly growing constituencies; and

Be It Further Resolved, That the Secretary of State shall transmit copies of this resolution to the office of the King County prosecutor and to the Seattle city council.

It was moved by Senator Hallauer that the resolution be adopted.

Debate ensued.

It was moved by Senator Williams that the resolution be referred to the Committee on Cities, Towns and Counties.

It was moved by Senator Talley that the motion by Senator Williams be laid upon the table.

The motion by Senator Talley was lost on a rising vote.

Debate ensued.

The President declared the question before the Senate to be the motion by Senator Williams.

The motion was carried and the resolution was referred to the Committee on Cities, Towns and Counties.

MOTIONS

On motion of Senator Talley, the Senate Committee on Cities, Towns and Counties was relieved of further consideration of Senate Resolution EX - 36.

On motion of Senator Talley, Senate Resolution EX - 36 was referred to the Committee on Institutions.

SENATE RESOLUTION

1967 EX - 37

By Senators Peterson (Ted), Mardesich and Uhlman:

Whereas, The area of the North Cascades mountains constitutes, in the words of Secretary of Agriculture Orville L. Freeman, "a priceless, yet intangible national treasure", for which even the term "America's Alps" is an inadequate description; and

Whereas, The United States Department of Agriculture and the United States Department of the Interior have agreed to recommend that a portion of this irreplaceable wilderness be set aside as the proposed North Cascades National Park; and

Whereas, Despite the plea of Secretary Freeman, the Kennecott Copper Corporation of New York has reaffirmed its intention to begin work on an open pit mine north of Glacier Peak, in the heart of this mountain parkland; and

Whereas, The Kennecott Corporation proposes to utilize not only property it presently owns for the mine, but property it does not own, for the purpose of establishing a power right-of-way and a fifteen mile access road into the area; and

Whereas, Not only will this unspoiled territory be defaced by the mine itself, but by the access road, the power right-of-way, and the unsightly mine dumps which are a necessary consequence of open pit mining; and

Whereas, The entire operation will cause the permanent destruction of much of this unparalleled region, with its unrivalled scenic grandeur and its limitless potential as a recreation area of the future;

Now, Therefore, Be It Resolved, That the Senate of the state of Washington hereby respectfully request the Washington members of the Congress of the United States to take whatever action may be necessary to cause the Kennecott Copper Corporation to cease and desist from its projected plan to begin open pit operations on the proposed site; and

Be It Further Resolved, That copies of this resolution be forthwith transmitted by the secretary of the Senate to each member of the Washington State congressional delegation.

It was moved by Senator Peterson (Ted) that the resolution be adopted.

Debate ensued.

MOTION

It was moved by Senator Hallauer that the resolution be referred to the Committee on Natural Resources.

Debate ensued.

Senator Peterson (Ted) demanded a roll call and the demand was sustained by Senators Williams, Faulk, McCormack, Pritchard, Uhlman, Greive, Connor, and Washington.

ROLL CALL

The Secretary called the roll. The motion was carried and the resolution was referred to the Committee on Natural Resources by the following vote: Yeas, 31; nays, 13; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Faulk, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Rasmussen, Ridder, Sandison, Talley, Twigg—31.

Those voting nay were: Senators Atwood, Donohue, Freise, McCormack, Mardesich, Peterson (Ted), Pritchard, Redmon, Ryder, Uhlman, Washington, Williams, Woodall—13.

Absent or not voting: Senators Durkan, Foley, McCutcheon, Morgan—4.

Excused: Senator Stender—1.

The Secretary read:

SENATE RESOLUTION

1967 EX - 38

By Senators McCormack, Uhlman, Twigg, Williams, Atwood, Andersen, Hanna, Herrmann, Dore:

Whereas, The basic criminal code of this state, Title 9 RCW has not been revised since 1909; and

Whereas, There is much obsolete material in the criminal code, and several ambiguous sections which may not truly represent the intent of the people of this state; and

Whereas, Society's views concerning crime and punishment have in many respects undergone material changes since the time these laws were written; and

Whereas, These changes have recently been recognized in other states which have acted to revise their laws on this subject; and

Whereas, It is desirable that the criminal law of the state of Washington be recodified and modernized;

Now, Therefore, Be It Resolved, By the Senate, That the Legislative Council, drawing upon such professional and lay assistance as it may deem appropriate, be directed to recodify and modernize the criminal code of the state of Washington as set forth in Title 9 RCW, and to report its recommendations thereon to the forty-first session of the Legislature.

On motion of Senator McCormack, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 13, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 280,

Senate Bill No. 386, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley.

Senate Chamber,
Olympia, Wash., April 12, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 480,

Senate Bill No. 554, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley.

Senate Chamber,
Olympia, Wash., April 12, 1967.

Senate Bill No. 325:

Prescribing changes to the probate law and procedure (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, R. R. Bob Greive, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Reengrossed House Bill No. 261:

Senate Chamber,
Olympia, Wash., April 12, 1967.

Increasing to nine the number of superior court judges for Pierce County (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Karl Herrmann, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Concurrent Resolution No. 39:

Senate Chamber,
Olympia, Wash., April 12, 1967.

Requesting legislative council study relating to charitable organizations in the state and the regulation thereof and measures introduced during fortieth legislative session relative thereto (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Karl Herrmann, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 12, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Substitute House Bill No. 532, providing a procedure to effect cancellation of a motor vehicle insurance policy, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:

Karl Herrmann
Herbert H. Freise
Frank Connor

House Members:

Robert W. O'Dell
Jerry C. Kopet
John Bagnariol

MOTIONS

On motion of Senator Greive, the Conference Committee report was adopted and the committee was granted the powers of free conference.

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 12, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 442,
Senate Bill No. 641, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 12, 1967.

Mr. President:

The House has passed: Reengrossed Senate Bill No. 280,
Engrossed Senate Bill No. 386, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 12, 1967.

Mr. President:

The House has passed: Substitute Senate Bill No. 23 with the following amendments:

On page 1, section 2, line 19, after "place" and before "of" insert "or places"

On page 1, section 2, line 20, after "course" and before "of" insert "or courses"

On page 1, section 2, line 22, after "both" and before "for the" insert ", whether such instruction or study is given in a single location or several locations through branches or otherwise,"

On page 2, section 2, line 20, after "of" and before "motor" insert "the division of professional licensing of the department of"

On page 2, section 3, line 24, after "of" and before "dollars" strike "five" and insert "twenty-five"

On page 3, section 4, line 2, after "rollment" strike "within ten days" and insert "immediately"

On page 3, section 4, line 2, after "instruction session" and before the comma insert "by informing the classroom instructor of his election to cancel"

On page 3, section 4, line 3, after the comma after "course" and before "after receiving" insert "within the next business day"

On page 3, section 5, beginning on line 11, after "with a" strike "copy of the course outline" and insert "brief description of the course or courses of instruction"

On page 3, section 5, line 12, after "tuition" insert ", and notify each student of his right to cancel pursuant to section 4 of this act and his right to a certificate pursuant to subsection (5) of this section,"

On page 3, section 5, line 21, after the comma after "student" and before "give" insert "if he requests a certificate,"

On page 3, section 6, line 29, after "him" and before the period insert ": *Provided*, That if an agent represents a school with more than one location or branches he need only obtain a single permit for such school"

On page 3, section 6, line 33, after "valid" and before "from" strike "for one year" and insert "until the subsequent July 1st"

On page 4, section 6, line 4, after "of" and before "dollars" strike "five" und insert "ten"

On page 4, section 6, line 4, after the period, strike the remainder of subsection (2).

On page 5, section 8, line 13, after "practice" and before "in" insert "or unfair method of competition"

On page 5, section 8, line 13, after "conduct of" and before "commerce" insert "trade or"

On page 5, section 8, beginning on line 22, after "instruction" and before "reasonably" strike "can" and insert "could"

On page 5, section 8, line 24, after "considered" and before the colon, insert "by the court"

On page 5, following section 9, add a new section as follows:

"NEW SECTION. Sec. 10. There is hereby appropriated to the department of motor vehicles from the general fund for the biennium ending June 30, 1969, the sum of five thousand six hundred and eighty dollars, or so much thereof as necessary to carry out the purposes of this act."

Renumber the remaining sections consecutively.

On page 6, section 12 of the printed bill, renumbered section 13, beginning on line 10, strike "January" and insert "July"

In line 3 of the title after the semicolon insert "making an appropriation;"; and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Woodall, the Senate concurred in the House amendments to Substitute Senate Bill No. 23.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 23, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Bailey, Guess, Hallauer, Lennart, Morgan, Talley—6.

Excused: Senator Stender—1.

Substitute Senate Bill No. 23, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Gissberg, Senators Durkan, Dore and Neill were excused.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 645, by Senators Greive, Durkan, Gissberg and Bailey:

An Act relating to communications and data processing; providing for the acquisition, maintenance, coordination and utilization of data processing and communications equipment, services and systems by state and local govern-

ments; prohibiting abuses concerning communications; adding new sections to chapter 8, Laws of 1965 and to Title 43 RCW; and making an appropriation.

Referred to Committee on State Government.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Bill No. 645.

SECOND READING OF BILLS

Engrossed House Bill No. 202, by Representatives Cunningham, Lux, Clocksin and Hill (by Executive request):

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants.

The Senate resumed consideration of Engrossed House Bill No. 202 on second reading and the amendment proposed by Senator Woodall.

With leave of the Senate, Senator Woodall was permitted to withdraw the amendment.

On motion of Senator Woodall, the following amendment was adopted:

On page 1, following section 2, add two new sections as follows:

"Sec. 3. Section 43.46.020, chapter 8, Laws of 1965 and RCW 43.46.020 are each amended to read as follows:

There is hereby established a Washington state arts commission. The commission shall be composed of twenty-one members *seventeen of whom shall be appointed by the governor, two of whom shall be members of the Senate appointed by the President of the Senate and two of whom shall be members of the House of Representatives appointed by the Speaker of the House. Not more than one member appointed by the President of the Senate shall be from the major political party and not more than one member appointed by the Speaker of the House shall be from the major political party.* Members [shall be] appointed by the Governor shall represent [representing] the various categories of the arts including architecture, painting, sculpture, music, landscape architecture, crafts, literature, graphic arts, theatre arts and dance. The governor shall consider nominations for membership from architectural, art, music, literary and other cultural organizations. Members shall be selected where practicable from the various geographical areas of the state.

Sec. 4. Section 43.46.030, chapter 8, Laws of 1965 and RCW 43.46.030 are each amended to read as follows:

Initial appointments shall be seven members for one year terms, seven members for two year terms and seven members for three year terms. Subsequent appointments shall be *made by the various appointing authorities upon expiration of a term in the position for which they have authority to make such an appointment and shall be for three year terms except appointments for vacancies which shall be for unexpired terms.*"

It was moved by Senator Metcalf that the following amendment be adopted:

On page 1, section 2, line 19, after "compensation", strike the period and add "*Provided, That no general fund money shall be appropriated for the purposes of this act.*"

Debate ensued.

On motion of Senator Kupka, the amendment was laid upon the table.

On motion of Senator Peterson (Ted), the following amendment by Senators Woodall and Mardesich was adopted:

On page 1, line 3 of the title of the printed bill, being line 2 of the engrossed bill, after "RCW" and before the period insert "; amending section 43.46.020, chapter 8, Laws of 1965 and RCW 43.46.020; and amending section 43.46.030, chapter 8, Laws of 1965 and RCW 43.46.030"

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed House Bill No. 202, as amended by the Senate was advanced to third

reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 202 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 40; nays, 3; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Washington, Williams, Woodall—40.

Those voting nay were: Senators Guess, McMillan, Uhlman—3.

Absent or not voting: Senators Henry, Morgan—2.

Excused: Senators Dore, Durkan, Neill, Stender—4.

Engrossed House Bill No. 202 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Rasmussen served notice that he would, on the next working day, move that the Senate reconsider the vote by which Engrossed House Bill No. 202 as amended by the Senate passed the Senate.

EXPLANATION OF VOTE

I heartily favor and spoke in favor of Engrossed House Bill No. 202. I voted nay solely for the purpose of serving on a Conference Committee on this measure.

(Signed) Senator Wes C. Uhlman.

MOTIONS

On motion of Senator Ryder, the Senate returned to the first order of business.

It was moved by Senator Ryder that the Committee on Commerce, Manufacturing and Licenses be relieved of further consideration of Reengrossed House Bill No. 99.

Debate ensued.

With leave of the Senate, Senator Ryder was permitted to withdraw his motion.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former State Senator Dale Nordquist and appointed a special committee consisting of Senators Chytil, Lennart, Bailey and Talley to escort the former Senator to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit former Senator Nordquist to address the Senate.

On motion of Senator Woodall, the Senate advanced to the seventh order of business.

SECOND READING OF BILLS

Engrossed House Bill No. 930, by Representatives Bagnariol and Barden:

Designating status of workmen employed on equipment time rented by another employer for industrial insurance recovery purposes.

The bill was read the second time by sections.

It was moved by Senator Uhlman that the following amendment by Senators Uhlman and Greive be adopted:

On page 1, section 1, beginning on line 23 after "shall" strike all the material down to and including "premiums;" on line 27 and insert "be immune from suit under this section but such immunity shall not apply to the benefit of their regular employer:"

POINT OF INQUIRY

Senator McCormack:

"Mr. President, would Senator Uhlman yield to a question:

"Do I understand from your amendment that any servant would be immune from a third party action regardless of the degree of supervision under which he was working, and whether he was under the supervision of the lessor or the lessee of the equipment?"

Senator Uhlman:

"That is correct. If he was working under the supervision of the lessee, however, he would be immune anyway. There can be no third party action if he is working for his own employer. You can't sue your own employer. This is the very basis of the Workmen's Compensation Act."

Senator Gissberg:

"Mr. President, would Senator Uhlman yield?"

"I'm confused on this whole matter and I would be most grateful if you would indicate the law as it now is, what the bill would do if it were adopted as it is written, and, third, what change your amendment makes not only to the law as it is but to the bill as written. I'd be most appreciative if you could go into some fundamental concept on these matters."

Senator Uhlman:

"Very briefly, Senator Gissberg: A. "The law now is that the individual has the option to sue the third party if there has been negligence by another employee on the job. In this instance we are talking about the rentor.

"B. The bill would take away the third party cause of action and he would only be able to take under the act and not sue at law.

"C. My amendment simply removes the right of the individual injured to sue the individual who is operating the rental equipment. He can, however, sue the employer, the owner of the rental equipment."

POINTS OF INQUIRY

Senator Rasmussen:

"Mr. President, I wanted to ask Senator Guess a question, but I don't see him. Would Senator Sandison yield? I need some insurance information.

"This crane operator—not the operator but the owner would be required to carry insurance for liability in his travel over the road until he got on the job site, is this correct?"

Senator Sandison:

"Not necessarily, Senator."

Senator Rasmussen:

"Under the financial responsibility act?"

Senator Sandison:

"You could say the financial responsibility act has a requirement with a licensed vehicle, yes, to that extent he probably would carry insurance."

Senator Rasmussen:

"You can sit down now. I see Senator Guess is back on the floor. Thank you.

"Senator Guess, would you yield to a question:

"Senator Guess, I'd like to inquire—and we're speaking now of cranes—do these people that lease equipment, any type of equipment, carry company liability insurance for the time that they are off the job site and getting on to the job site?"

Senator Guess:

"Yes, they do, sir. I know one that carries \$500,000 and another that carries a million."

Senator Rasmussen:

"All right, if we exempt the employee from liability for a suit, the employer would have insurance covering this then in most instances or in all instances?"

Senator Guess:

"The problem that you are trying to resolve this around, though, is not the one we are concerned with on the floor. The real thing that bothers us is after the crane gets to the job. We are not worried about the actions of the employee or the crane when it is going to and from the job, Senator Rasmussen, because then he is covered under normal channels and this is the person that might be injured by the crane or the actions of the employee who is not covered under industrial insurance. The only problem we are talking about here is whether or not the crane and employee are under the direction of the prime contractor who has rented the equipment."

Senator Rasmussen:

"Quite right. That is what I was trying to arrive at, that the liability insurance that he is carrying on this particular piece of equipment does not stop when he gets on the job site?"

Senator Guess:

"No, it does not but it makes it awfully expensive to be placed in double jeopardy all the time, Senator Rasmussen, and to have to be covered under the two classes of insurance. You see the contractor's man is already covered by industrial insurance. Then if he has to carry liability insurance to protect himself again from the actions of the crane man, then this is just a double cost."

Senator Rasmussen:

"Quite right. That's why the Uhlman-Greive amendment takes the employee-servant out and leaves the master in."

Senator Guess:

"You don't have a master-servant relationship here, Senator Rasmussen. You have a rented piece of equipment and the master-servant relationship does not exist. If you go back to the bill the way it was written and without the amendment, this would put the crane and the operator under the direction of the prime contractor. Then you could have the master-servant relationship."

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

It was moved by Senator Greive that the following amendment be adopted:

On page 2, section 1, after section 1, being page 2, line 25 of the printed bill, add the following new sections:

"Sec. 2. Section 6, chapter 148, Laws of 1963 and RCW 51.52.104 are each amended to read as follows:

After all evidence has been presented at hearings conducted by a hearing examiner, who shall be an active member of the Washington state bar association, the hearing examiner shall prepare a proposed or recommended decision and order which shall be in writing and shall contain findings and conclusions as to each contested issue of fact and law, as well as the order based thereon. The hearing examiner shall file the original of the proposed decision and order, signed by him, with the board, and copies thereof shall be mailed by the board to each party to the appeal and to his attorney of record. Within twenty days, or such further period as the board may allow on writ-

ten application of a party filed within said twenty days, from the date of communication of the proposed decision and order to the parties or their attorneys of record, any party may file with the board a written [statement of exceptions to] petition for review of the same. Such [statement of exceptions] petition for review shall set forth in detail the grounds therefor and the party or parties filing the same shall be deemed to have waived all objections or irregularities not specifically set forth therein.

In the event no [statement of exceptions] petition for review is filed as provided herein by any party, the proposed decision and order of the hearing examiner shall be adopted by the board and become the decision and order of the board, and no appeal may be taken therefrom to the courts.

Sec. 3. Section 51.52.106, chapter 23, Laws of 1961 as last amended by section 4, chapter 165, Laws of 1965 extraordinary session and RCW 51.52.106 are each amended to read as follows:

After the filing of a [statement or statements of exceptions] petition or petitions for review as provided for in [RCW 51.52.104] section 17 of this 1967 amendatory act, the proposed decision and order of the hearing examiner, the petition or petitions for review and, in its discretion, the record or any part thereof, may be considered by the board and on agreement of at least two of the regular members thereof, the board may thereupon deny the petition or petitions. In such event all parties shall forthwith be notified in writing of said denial, and the hearing examiner's proposed decision and order shall thereupon be deemed to be the final decision and order of the board. In the event of a review, the [record before the board] proposed decision and order, the petition or petitions for review and the record or any part thereof deemed necessary shall be considered by a panel of at least two of the members of the board, on which not more than one industry and one labor member serve. The chairman may be a member of any panel. The decision and order of any such panel shall be the decision and order of the board. Every final decision and order rendered by the board shall be in writing and shall contain findings and conclusions as to each contested issue of fact and law, as well as the board's order based thereon. A copy of the decisions and order, including the findings and conclusions, shall be mailed to each party to the appeal and to his attorney of record within one hundred and twenty days from the date of expiration of the period for filing petitions for review. In the event that no such decision and order is mailed within said one hundred and twenty days, the hearing examiner's proposed decision and order shall be deemed to be the final decision and order of the board.

Sec. 4. Section 51.52.110, chapter 23, Laws of 1961 and RCW 51.52.110 are each amended to read as follows:

Within thirty days after the final decision and order of the board upon such appeal has been communicated to such workman, beneficiary, employer or other person, or within thirty days after the appeal is deemed denied as herein provided, or within thirty days after the proposed decision and order of the hearing examiner is deemed to be the final decision and order of the board as herein provided, such workman, beneficiary, employer or other person aggrieved by the decision and order of the board may appeal to the superior court.

In cases involving injured workmen such appeal shall be to the superior court of the county of residence of the workman or beneficiary, as shown by the department's records, the superior court for Thurston county, or to the superior court of the county wherein the injury occurred. In all other cases the appeal shall be to the superior court of Thurston county. Such appeal shall be perfected by filing with the clerk of the court a notice of appeal and by serving a copy thereof by mail, or personally, on the director and on the board. The department shall, within twenty days after the receipt of such notice of appeal, serve and file its notice of appearance and such appeal shall thereupon be deemed at issue. The board shall serve upon the appealing party, the director and any other party appearing at the board's proceeding, and file with the clerk of the court before trial, a certified copy of the board's official record which shall include the notice of appeal and other pleadings, testimony and exhibits, and the board's decision and order, which shall become the record in such case. No bond shall be required on appeals to the superior court or on appeals to the supreme court, except that an appeal by the employer from a decision and order of the board under RCW 51.48.070, shall be ineffectual unless, within five days following the service of notice thereof, a bond, with surety satisfactory to the court, shall be filed, conditioned to perform the judgment of the court. Except in the case last named an appeal shall not be a stay: *Provided, However,* That whenever the board has made any decision

and order reversing an order of the supervisor of industrial insurance on questions of law or mandatory administrative actions of the director, the department shall have the right of appeal to the superior court.

NEW SECTION. Sec. 5. Sections 2 through 4 of this 1967 amendatory act shall take effect on July 1, 1967. The review procedure provided in sections 17 through 19 of this 1967 amendatory act shall apply to all appeals as provided for in chapter 51.52 RCW, but as to those appeals pending before the board on July 1, 1967, with respect to which there has been a proposed decision and order issued on which exceptions have been filed, the time for mailing a final decision and order shall be extended to one hundred and twenty days from July 1, 1967."

POINT OF ORDER

Senator Freise:

"Mr. President, I raise the point of order that this particular amendment is beyond the scope and object of this bill."

Senator Greive:

"Mr. President:

"I do not think that it does. This particular bill deals with industrial insurance. It deals with the status of workmen, employees, equipment and time. It deals with industrial insurance recoveries. What this particular amendment deals with is another bill, granted, that we passed through this particular session of the legislature during the regular session, a labor measure which would have provided that where there were attorneys' fees that their payment would have come out of a special fund created out of the accident fund and medical aid fund, so that the way it is now the fee is set usually at thirty percent so the person who is injured has thirty percent less money, and as I have previously pointed out on another amendment, we are in a position here where you don't have a great deal of money."

Senator Atwood:

"Mr. President, speaking to the point of order:

"This particular bill which we have been talking about all week deals only for the main part with a change in the substantive law in regards to rented equipment and leased equipment, and it formerly made them fellow servants and this particular amendment being offered by Senator Greive is way outside the scope of the bill that has been before us all this week."

The President:

"Members of the Senate:

"This appears to be quite a complicated point and the President would suggest that the Senate proceed in order and hold this matter in abeyance until possibly tomorrow."

Senator Freise:

"I have no objection."

Senator Greive:

"Mr. President:

"I just would appreciate if you are going to decide this tomorrow, I hadn't had an opportunity—until he raised the point, to get a look at the bill but I call attention to the formal title: 'An Act relating to industrial insurance and amending sections—' and the sections involved are the very sections we are dealing with in this amendment. It seems to me that is a broad title and there shouldn't be any particular problem in this case.

"Now going back to speaking to the particular amendment, this particular attorneys' fee schedule was something—"

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"Did I understand you to say that this bill is to be put over until tomorrow?"

REPLY BY THE PRESIDENT

The President:

"The President had not struck the gavel as yet. It seems to be the consensus of the Senate that it should be put over until tomorrow's calendar."

Senator Greive:

"We won't be able to go ahead with the other amendments? You mean to put the whole thing over? We have additional amendments on the desk."

The President:

"The President had reference only to the point as presented by Senator Freise. The President sees no objection to continuing with the other amendments."

MOTION

It was moved by Senator Woodall that Engrossed House Bill No. 930 retain its place at the beginning of the second reading calendar for tomorrow.

Debate ensued.

The motion was carried.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 280,
Senate Bill No. 386.**

THIRD READING OF BILLS

Senate Bill No. 638, by Senators Lewis and Hallauer:

Amending public lands statutes and providing for financing the east capitol site.

On motion of Senator Greive, the rules were suspended and Senate Bill No. 638 was returned to second reading for the purpose of amendment.

On motion of Senator Greive, the following amendment was adopted:

On page 3, section 2, line 24, after "district" and before the period insert: "*Provided, That whenever the port district shall hereafter construct improvements on such leased harbor areas or tideland the rental attributable to such improvements shall go to the port district.*"

On motion of Senator Talley, the following amendment was adopted:

On page 4, section 2, line 10, after "respectively" and before the period insert: "*Provided, That each year, when the current annual debt service requirements for the bonds authorized by section 4 of this act have been provided for, the formula for distribution to port districts shall be re-established as provided in section 1, chapter 170, Laws of 1913, as last amended by section 1, chapter 115, Laws of 1937*"

POINT OF INQUIRY

Senator Peterson (Ted):

"Mr. President, would Senator Greive yield to a question:

"Senator Greive, now as I understand it, on west waterway where the port is developed, and they were running into costs and decided to put in a trade center or dock, they would still have to pay that same money to the Capital Improvement Fund that they had received from this income—they will still have to continue paying even though they have another type of installation that they might be using for their own use and not getting any rental for it?"

Senator Greive:

"That's right. In other words even though they might have completely demolished the development during the life of the bonds and even though they may have built a facility much larger and were using it exclusively for their own use, they would have to continue to pay whatever amount they were paying."

Senator Peterson (Ted):

"They would still have to be paying this penalty?"

Senator Greive:

"Yes."

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 638 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 638 and the bill passed the Senate by the following vote: Yeas, 28; nays, 15; absent or not voting, 2; excused, 4.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Freise, Gissberg, Greive, Guess, Hallauer, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Rasmussen, Redmon, Ryder, Twigg, Williams, Woodall—28.

Those voting nay were: Senators Bailey, Foley, Hanna, Henry, Herr, Keefe, McMillan, Morgan, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Talley, Uhlman, Washington—15.

Absent or not voting: Senators Metcalf, Pritchard—2.

Excused: Senators Dore, Durkan, Neill, Stender—4.

Engrossed Senate Bill No. 638 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Atwood, Engrossed Senate Bill No. 638 was immediately transmitted to the House.

On motion of Senator Atwood, Senator Metcalf was excused.

Substitute Senate Bill No. 298, by Committee on Commerce, Manufacturing and Licenses:

Making appointments to horse racing commission to be with consent of Senate.

On motion of Senator Hallauer the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 298 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 298 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 4; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Gissberg, Lennart, McCutcheon, Pritchard—4.

Excused: Senators Dore, Durkan, Metcalf, Neill, Stender—5.

Substitute Senate Bill No. 298 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:00 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, April 14, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-SIXTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Friday, April 14, 1967.

The Senate was called to order at 11:00 a.m. by President Pro Tempore Al Henry.

The Secretary called the roll and announced to the President that all Senators were present except Senator Metcalf.

On motion of Senator Atwood, Senator Metcalf was excused.

The Color Guard, consisting of Pages Gregory Klump, Color Bearer, and Debbie Crase, presented the Colors.

Reverend Charles H. Perry, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O God, our Father, the source of all wisdom, the giver of beauty and the author of life help us this day to be aware of your love and to seek your truth. By the power of faith dwelling in the hearts of men guide the nations of the world into the ways of justice and peace.

"We humbly pray for the members of this Senate that they, in their calling to serve the people of this State, will be faithful and responsible in their duties, loyal to the high office which is theirs and unselfish in their efforts to create legislation which shall further the growth and human development of all people. To You, O God, we commend them and their work that all that is done here may serve the ends of justice, mercy and freedom, bringing wholeness and worth to our society and to the individuals within it.

"In the tedium of the day by day task let us not forget the dignity of men and women and the restlessness of your spirit within us. Help us not to be satisfied with little tasks while the difficult issues of life are ignored and those things which free men to serve one another and You are left undone. Create in us, O God, a will to work and a will to serve — not for our own sakes alone, but for the sake of the people of this State.

"Glorious art Thou, our God, and worthy of our devotion, our praise and our thanksgiving, through Jesus Christ our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 EX - 39

By Senators Woodall, McCormack, Redmon and Canfield:

Whereas, Construction of the Satus Dam has been under study since 1920; and

Whereas, Reports on this important irrigation, flood control, water supply, recreation and fisheries enhancement project have been made as recently as 1964 by the U.S. Bureau of Indian Affairs; and

Whereas, New federal water resources project standards relating to recreational benefits from such projects open up new means of providing for these functions; and

Whereas, The Department of the Interior and the Bureau of Indian Affairs have placed a low priority on this development, which is important if full development of our water resources on the Yakima River system is to be obtained; and

Whereas, The Satus Dam would provide irrigation for some 14,000 acres of lands now dry, would store 64,600 acre-feet of water and greatly augment low flows for fish and wildlife enhancement and recreational purposes; and

Whereas, This project has widespread community support and its construction is urged by local soil and water conservation districts, farmers, sportsmen, valley chambers of commerce and the Yakima Tribal Council;

Now, Therefore Be It Resolved, That the Secretary of the Interior immediately complete a comprehensive re-evaluation of the irrigation, flood control, fish and wildlife enhancement, low flow augmentation and recreational benefits of the project and place it before the Congress for authorization at the earliest possible date;

Be It Further Resolved, That copies of this resolution be sent to President Lyndon B. Johnson, the President of the United States Senate and the Speaker of the House of Representatives; Senators Warren G. Magnuson and Henry M. Jackson, Congresswoman Catherine May and the other members of the Washington Congressional delegation.

On motion of Senator Canfield, the resolution was adopted.

SENATE RESOLUTION

1967 EX - 40

By Senators Woodall, Twigg, Greive and Uhlman:

Whereas, There is a great need for extra judicial manpower in the state of Washington; and

Whereas, There are a great number of judges who have retired and who will retire from judicial service, who are experienced and competent members of the bench, and;

Whereas, There is a great backlog of cases which could be reduced if there were judges to hear them; and

Whereas, The legislature is continually faced every session with the prospect of creating new judgeships at an increasing rate; and

Whereas, Judges who are retired are able to draw out retirement pay while competing with attorneys with no similar financial resources;

Now, Therefore, Be It Resolved, By the Senate, that the legislative council be required to continue its investigation of the possibility of using retired judges to sit as judges pro tem in superior courts as well as the supreme court; and

Be It Further Resolved, That the legislative council report back to the legislature prior to the forty-first session its recommendations toward the accomplishment of these goals.

It was moved by Senator Woodall that the resolution be adopted.

Debate ensued.

POINT OF INQUIRY

Senator McMillan:

"Mr. President, would Senator Woodall yield to a question:

"Senator, do you know from actual knowledge or do you feel that superior court judges in the more sparsely settled areas are used to the maximum in filling vacancies in some of these more populated areas such as King, Pierce and Spokane counties? I

would just like to add that I know our superior court judge spends a good deal of time in Seattle but I feel there is time that he could still have available. I think throughout some eastern Washington areas particularly that possibly our judges are not being used to the fullest extent."

Senator Woodall:

"Mr. President:

"The extent that this judge works depends in part upon the individual judge. Now some of your judges are very willing and they take very seriously their obligation to fill the gap because they are superior court judges of the state of Washington first and secondly in and for the county in which they reside. One local example when Judge Ott was a superior court judge he gloried in the opportunity to appear at other courts throughout the state. Possibly he had in mind running for a higher job which he subsequently got, but the fact is he was most willing to go all over the state and some judges are. Now I know one judge just south of me in Senator Henry's district who very willingly accepts appointments in other areas. But we have had a judge or two who would set one case deliberately in the middle of the week and then he would announce to the world that he was busy that week. But most of them I believe are sincere in their desire to go to other areas and fill in. But we do have the rising population and the situation is this: You have a judge now that quits at say age fifty and we pay him half pay for doing absolutely nothing, the rest of his life. He could then go out and practice law. The idea is to try to make it a little like the federal system, once you choose the judicial life you have chosen that high branch and when you go into retired status, you should hold yourself available to work at least half time. Now by increasing the retirement pension slightly, we would gain half use of a man that we are not using at all. It's a bargain to the taxpayer and I think we should further study this for the next two years and come back with recommendations along these lines."

Debate ensued.

The motion was carried and the resolution was adopted.

SENATE RESOLUTION

1967 EX - 41

By Senator Freise:

Whereas, The publicity releases of the Democrat leadership indicate that agreement has been reached on the budget, determining the amount of money needed to fund it, clearing the way to providing that sum by necessary legislation, and eliminating the last serious obstacle to early adjournment;

Now, Therefore, Be It Resolved That the legislature meet in daily session, until adjournment; or in the alternative, if the senate should recess for the weekend, that the senate discontinue allowance of per diem commencing April 15, 1967.

It was moved by Senator Freise that the resolution be adopted.

Debate ensued.

QUESTION OF CONSIDERATION

Senator Greive:

"Mr. President:

"I raise the question of consideration on this particular matter."

President Pro Tempore Henry:

"Senator Greive has raised the question of consideration."

POINT OF ORDER

Senator Woodall:

"Point of information, Mr. President:

"Had Senator Freise been recognized for the purpose of commencing debate?"

President Pro Tempore Henry:

"Yes."

Senator Woodall:

"Prior to the time that Senator Greive attempted to raise the question of consideration?"

President Pro Tempore Henry:

"Yes."

Senator Woodall:

"Then I submit that under the rules that once a Senator is recognized to commence debate, the question of consideration cannot thereafter be raised."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"Senator Woodall's point is well taken."

Further debate ensued.

POINT OF INFORMATION

Senator Bailey:

"Mr. President, would the record show if Senator Freise was absent or excused or present on Monday?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"The records would show that, Senator."

Senator Freise:

"Mr. President, I'll answer the question. I was not here on Monday. I believe I was excused, but at the same time, there was nothing to do here. Why should you be here when there was a complete exercise in futility."

Debate ensued.

On motion of Senator McCormack, the resolution was laid upon the table. The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 14, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 23,

Senate Bill No. 638, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., April 14, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Substitute Senate Bill No. 23,

Senate Bill No. 480, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, R. R. Bob Greive.

Senate Bill No. 645:

Senate Chamber,
Olympia, Wash., April 13, 1967.

Pertaining to communications and data processing (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 181:

Senate Chamber,
Olympia, Wash., April 13, 1967.

Provide uniform budgetary system for cities under 300,000 and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, George Kupka, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 182:

Senate Chamber,
Olympia, Wash., April 13, 1967.

Authorizing a county central services department to perform ministerial duties on automatic data processing equipment, copy equipment, and duplicating equipment. (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, George Kupka, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 14, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Substitute House Bill No. 532, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk*.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 14, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Substitute House Bill No. 532, providing a procedure to effect cancellation of a motor vehicle insurance policy, have had the same under consideration, and we recommend that Substitute House Bill No. 532 be amended to read as follows:

Beginning on page 1, line 1, strike all the material down to and including "public." on page 4, line 14 and substitute the following:

An Act relating to insurance; amending section .12.19, chapter 79, Laws of 1947 and RCW 48.12.190; amending section .13.02, chapter 79, Laws of 1947 and RCW 48.13.020; amending section .13.14, chapter 79, Laws of 1947, as amended by section 3, chapter 303, Laws of 1955 and RCW 48.13.140; amending section .13.16, chapter 79, Laws of 1947, as amended by section 17, chapter 190, Laws of 1949 and RCW 48.13.160; amending section .13.17, chapter 79, Laws of 1947 and RCW 48.13.170; adding new sections to chapter 79, Laws of 1947 and to chapter 48.18 RCW; adding new sections to chapter 79, Laws of 1947 and to chapter 48.22 RCW; adding a new section to chapter 79, Laws of 1947 and to chapter 48.24 RCW; adding a new chapter to chapter 79, Laws of 1947 and to Title 48 RCW; and providing an effective date.

Be It Enacted By The Legislature of The State of Washington:

NEW SECTION. Section 1. There is added to chapter 79, Laws of 1947 and to chapter 48.18 RCW a new section to read as follows:

(1) No contract of insurance predicated upon the use of a private passenger automobile, or the renewal thereof, shall be terminated by cancellation or refusal to

renew by the insurer until at least fifteen days after mailing written notice of termination by certified mail with return receipt to the named insured at the latest address filed with the insurer by or on behalf of the named insured. Time of the effective date and hour of termination stated in the notice shall become the end of the policy period.

(2) In addition, no such contract of insurance which has been in effect sixty days may be terminated by cancellation by the insurer unless:

(a) The named insured fails to discharge when due any of his obligations in connection with the payment of premium for the policy or any installment thereof; or

(b) The insurance was obtained through fraudulent misrepresentation; or

(c) The named insured violates any of the terms and conditions of the policy not in conflict with the provisions of this subsection; or

(d) The named insured or any other operator, who customarily operates an automobile insured under the policy;

(i) Has had his driver's license suspended or revoked during the policy period, or

(ii) Has experienced and is likely to experience epilepsy or heart attacks, and such individual cannot produce a certificate from a physician testifying to his unqualified ability to operate a motor vehicle, or

(iii) Is or has been convicted of or forfeits bail, during the thirty-six months immediately preceding the effective date of the policy or during the policy period, for:

(A) Any felony, or

(B) Criminal negligence resulting in death, homicide or assault, arising out of the operation of a motor vehicle, or

(C) Operating a motor vehicle while in an intoxicated condition or while under the influence of drugs, or

(D) Leaving the scene of an accident without stopping to report, or

(E) Theft of a motor vehicle, or

(F) A third violation for any one operator within a period of eighteen months of any moving traffic offense.

After the aforesaid sixty-day period, a notice of cancellation from the insurer to the insured shall give the statutory reason for which such cancellation is made.

(3) No contract of insurance subject to the provisions of subsection (1) of this section which has been in effect for sixty days shall be terminated by refusal to renew by the insurer unless:

(a) The insurer gives the named insured notice in writing as provided for in subsection (1) of this section, that:

(i) It proposes to terminate or refuse to renew the insurance contract upon such date; and

(ii) Upon receipt of a written request from the named insured, it will forthwith mail to the named insured a written explanation of its actual reason or reasons for terminating or refusing to renew; and

(iii) The named insured, within five days after receipt of such notice, may at his option, request the insurer to furnish such written explanation; and

(b) If the named insured exercises his option, the insurer shall forthwith, but, in any event, prior to the proposed termination or failure to renew, mail to the named insured by certified mail with return receipt a written explanation giving the actual reason or reasons for its refusal to renew the contract.

(4) Any notice or written explanation given pursuant to the provisions of this section shall be privileged and shall not constitute grounds for any cause of action against the insurer or its representative or any firm, person or corporation who in good faith furnishes to the insurer the information upon which the reasons are based.

(5) The provisions of this section shall not apply to:

(a) Contracts of insurance issued under the assigned risk plan; and

(b) Contracts of insurance providing principally general casualty insurance in addition to vehicle insurance; and

(c) Contracts of insurance insuring more than four motor vehicles; and

(d) Any cancellation or refusal to renew for failure of the named insured to pay a premium when due.

(6) (a) Any contract of insurance which specifies either no definite policy period or a policy period of six months or less shall, for the purposes of this section, be considered to have successive policy periods ending each six months following its original date of issue.

(b) Each contract of insurance subject to this enactment must set forth the substance of subsection (2), which may be in form of an attached endorsement.

(c) The provisions of the above section shall take effect on July 1, 1968.

NEW SECTION. Sec. 2. There is added to chapter 79, Laws of 1947 and to chapter 48.18 RCW a new section to read as follows:

Nothing in section 1 of this act shall be construed to prevent the cancellation or nonrenewal of any such insurance where:

(1) Such cancellation or nonrenewal is ordered by the commissioner under a statutory delinquency proceeding commenced under the provisions of chapter 48.31 RCW, or

(2) Permission for such cancellation or nonrenewal has been given by the commissioner on a showing that the continuation of such coverage can reasonably be expected to create a condition in the company hazardous to its policyholder, or to its creditors, or to its members, subscribers, or stockholders, or to the public.

NEW SECTION. Sec. 3. There is added to chapter 79, Laws of 1947 and to chapter 48.22 RCW a new section to read as follows:

(1) The term "uninsured motor vehicles" with reference to coverage offered under any insurance policy regulated under this chapter shall, subject to the terms and conditions of such coverage, be deemed to include an insured motor vehicle where the liability insurer thereof is unable to make payment with respect to the legal liability of its insured within the limits specified therein because of insolvency.

(2) An insurer's insolvency protection shall be applicable only to accidents occurring during a policy period in which its insured's uninsured motorist coverage is in effect where the liability insurer of the tort-feasor becomes insolvent within three years after such an accident. Nothing herein contained shall be construed to prevent any insurer from affording insolvency protection under terms and conditions more favorable to its insureds than is provided hereunder.

(3) In the event of payment to an insured under the coverage required by this chapter and subject to the terms and conditions of such coverage, the insurer making such payment shall, to the extent thereof, be entitled to the proceeds of any settlement or judgment resulting from the exercise of any rights of recovery of such insured against any person or organization legally responsible for the bodily injury for which such payment is made, including the proceeds recoverable from the assets of the insolvent insurer. Whenever an insurer shall make payment under the coverage required by this section and which payment is occasioned by an insolvency, such insurer's right of recovery or reimbursement shall not include any rights against the insured of said insolvent insurer, but such paying insurer shall have the right to proceed directly against the insolvent insurer or its receiver, and in pursuance of such right such paying insurer shall possess any rights which the insured of the insolvent company might otherwise have had, if the insured of the insolvent insurer had personally made the payment.

NEW SECTION. Sec. 4. There is added to chapter 79, Laws of 1947 and to Title 48 RCW a new chapter as set forth in sections 5 through 9 of this amendatory act.

NEW SECTION. Sec. 5. As used in sections 5 through 9 of this amendatory act:

(1) "Profit-sharing policy" means:

(a) A life insurance policy which by its terms expressly provides that the policyholder will participate in the distribution of earnings or surplus other than earnings or surplus attributable, by reasonable and nondiscriminatory standards, to the participating policies of the company and allocated to the policyholder on reasonable and nondiscriminatory standards; or

(b) A life insurance policy the provisions of which, through sales material or oral presentations, are interpreted by the company to prospective policyholders as entitling the policyholder to the benefits described in subsection (a) of this section.

(2) "Charter policy" or "founders policy" means:

(a) A life insurance policy which by its terms expressly provides that the policyholder will receive some preferential or discriminatory advantage or benefit not available to persons who purchase insurance from the company at future dates or under other circumstances; or

(b) A life insurance policy the provisions of which, through sales material or oral presentations, are interpreted by the company to prospective policyholders as entitling the policyholder to the benefits described in subsection (a) of this section.

(3) "Coupon policy" means a life insurance policy which provides a series of pure endowments maturing periodically in amounts not exceeding the gross annual policy

premiums. The term "pure endowment" or "endowment" is used in its accepted actuarial sense, meaning a benefit becoming payable at a specific future date if the insured person is then living.

NEW SECTION. Sec. 6. No profit-sharing, charter, or founders policy shall be issued or delivered in this state after September 1, 1967.

NEW SECTION. Sec. 7. No coupon policy shall be issued or delivered in this state until the form of the same has been filed with and approved by the commissioner.

NEW SECTION. Sec. 8. Coupon policies issued or delivered in this state shall be subject to the following provisions:

(1) No detachable coupons or certificates or passbooks may be used. No other device may be used which tends to emphasize the periodic endowment benefits or which tends to create the impression that the endowments represent interest earnings or anything other than benefits which have been purchased by part of the policyholder's premium payments.

(2) Each endowment benefit must have a fixed maturity date and payment of the endowment benefit shall not be contingent upon the payment of any premium becoming due on or after such maturity date.

(3) The endowment benefits must be expressed in dollar amounts rather than as percentages of other quantities or in other ways, both in the policy itself and in the sale thereof.

(4) A separate premium for the periodic endowment benefits must be shown in the policy adjacent to the rest of the policy premium information and must be given the same emphasis in the policy and in the sale thereof as that given the rest of the policy premium information. This premium shall be calculated with mortality, interest and expense factors which are consistent with those for the basic policy premium.

NEW SECTION. Sec. 9. The commissioner may revoke all certificates of authority and licenses granted to any insurance company, its officers or agents violating any provision of sections 5 through 9 of this amendatory act.

Sec. 10. Section .12.19, chapter 79, Laws of 1947 and RCW 48.12.190 are each amended to read as follows:

(1) Real property acquired pursuant to a mortgage loan or a contract for a deed, in the absence of a recent appraisal deemed by the commissioner to be reliable, shall not be valued at an amount greater than the unpaid principal of the defaulted loan or contract at the date of such acquisition, together with any taxes and expenses paid or incurred in connection with such acquisition, and the cost of improvements thereafter made by the insurer and any amounts thereafter paid by the insurer on assessments levied for improvements in connection with the property.

(2) Other real property held by an insurer shall not be valued at any amount in excess of fair value, less reasonable depreciation based on the estimated life of the improvements.

(3) Personal property acquired pursuant to chattel mortgages made under RCW 48.13.150 shall not be valued at an amount greater than the unpaid balance of principal on the defaulted loan at date of acquisition together with taxes and expenses incurred in connection with such acquisition, or the fair value of such property, whichever amount is the lesser.

Sec. 11. Section .13.02, chapter 79, Laws of 1947 and RCW 48.13.020 are each amended to read as follows:

(1) No security or other investment shall be eligible for purchase or acquisition under this chapter unless it is interest bearing or interest accruing or dividend or income paying, is not then in default in any respect, and the insurer is entitled to receive for its exclusive account and benefit, the interest or income accruing thereon; except, [that it may acquire real property for occupancy by the insurer for home and branch office purposes].

(a) that an insurer may acquire real property as provided in RCW 48.13.160, and

(b) that this section shall not prevent participation by an insurer in a mortgage loan if the insurer holds a senior participation in such mortgage or deed of trust giving it substantially the rights of a first mortgagee as to its interest in that loan.

(2) No security shall be eligible for purchase at a price above its market value.

(3) No provision of this chapter shall prohibit the acquisition by an insurer of other or additional securities or property if received as a dividend or as a lawful distribution of assets, or if acquired pursuant to a lawful and bona fide agreement of bulk reinsurance or consolidation. Any investments so acquired through bulk reinsurance or consolidation, which are not otherwise eligible under this chapter, shall be

disposed of pursuant to RCW 48.13.290 if personal property or securities, or pursuant to RCW 48.13.170 if real property.

Sec. 12. Section .13.14, chapter 79, Laws of 1947, as amended by section 3, chapter 303, Laws of 1955 and RCW 48.13.140 are each amended to read as follows:

(1) The fair value of property shall be determined by appraisal by a competent appraiser at the time of the acquisition of real property or of the making or acquiring of a mortgage loan or investing in a contract for the deed thereon; except, that as to bonds or notes secured by mortgage or trust deed guaranteed or insured by the Federal Housing Administration, or guaranteed or insured as to principal in full or in part by the Administrator of Veterans' Affairs, or guaranteed or insured by the Farmers Home Administration, the valuation made by such administration or administrator shall be deemed to have been made by a competent appraiser for the purposes of this subsection.

(2) Buildings and other improvements located on [the] mortgaged premises shall be kept insured for the benefit of the mortgagee against loss or damage from fire in an amount not less than the unpaid balance of the obligation, or the insurable value of the property, whichever is the lesser.

(3) An insurer shall not make or acquire a loan or loans upon the security of any one parcel of real property in aggregate amount in excess of twenty-five thousand dollars or more than the amount permissible under RCW 48.13.030, whichever is the greater.

Sec. 13. Section .13.16, chapter 79, Laws of 1947, as amended by section 17, chapter 190, Laws of 1949 and RCW 48.13.160 are each amended to read as follows:

(1) An insurer may own and invest or have invested in its home office and branch office buildings any of its funds in aggregate amount not to exceed ten percent of its assets unless approved by the commissioner, or if a mutual or reciprocal insurer not to exceed ten percent of its assets nor such amount as would reduce its surplus, exclusive of such investment, below fifty thousand dollars unless approved by the commissioner.

(2) An insurer may own real property acquired in satisfaction or on account of loans, mortgages, liens, judgments, or other debts previously owing to the insurer in the course of its business [,and].

(3) An insurer may invest or have invested in aggregate amount not exceeding three percent of its assets in the following [other] real property, and in the repair, alteration, furnishing, or improvement thereof [, as follows only]:

(a) [Other] Real property requisite for its accommodation in the convenient transaction of its business if approved by the commissioner.

(b) Real property acquired by gift or devise.

(c) Real property acquired in exchange for real property owned by it. If necessary in order to consummate such an exchange, the insurer may put up cash in amount not to exceed twenty percent of the fair value of its real property to be so exchanged, in addition to such property.

(d) Real property acquired through a lawful merger or consolidation with it of another insurer and not required for the purposes specified in subsection (1) and in paragraph (a) of subsection (2) of this section.

(e) Upon approval of the commissioner, in real property and equipment incident to real property, requisite or desirable for the protection or enhancement of the value of other real property owned by the insurer.

(4) A domestic life insurer with assets of at least twenty-five million dollars and at least ten million dollars in capital and surplus, may, in addition to the real property included in subsections (1), (2) and (3) of this section, own such real property other than property to be used primarily for agricultural, horticultural, ranch, mining, recreational, amusement, or club purposes, as may be acquired as an investment for the production of income, or as may be acquired to be improved or developed for such investment purpose pursuant to an existing program therefore, subject to the following limitations and conditions:

(a) The cost of each parcel of real property so acquired under this subsection (4), including the estimated cost to the insurer of the improvement or development thereof, when added to the book value of all other real property, together with the admitted value of all common stock, then held by it, shall not exceed twenty percent of its admitted assets as of the thirty-first day of December next preceding; and

(b) The cost of each parcel of real property so acquired, including the estimated cost to the insurer of the improvement or development thereof, shall not exceed as of the thirty-first day of December next preceding, one percent of its admitted assets.

(c) *Indirect or proportionate interests in real estate held by a domestic life insurer through any subsidiary shall be included in proportion to such insurer's interest in the subsidiary in applying the limits provided in subsection (4).*

Sec. 14. Section .13.17, chapter 79, Laws of 1947 and RCW 48.13.170 are each amended to read as follows:

(1) Real property acquired by an insurer pursuant to paragraph (a) of subsection [(2)] (3) of RCW 48.13.160 shall be disposed of within five years after it has ceased being necessary for the use of the insurer in the transaction of its business. Real property acquired by an insurer pursuant to [such] loans, mortgages, liens, judgments, or other debts, or pursuant to paragraphs (b), (c), (d), and (e), of subsection [(2)] (3) of RCW 48.13.160 shall be disposed of within five years after date of acquisition. The time for any such disposal may be extended by the commissioner for a definite additional period or periods upon application and proof that forced sale of the property, otherwise necessary, would be against the best interests of the insurer.

(2) Any such real property held by the insurer without the commissioner's consent beyond the time permitted for its disposal shall not be carried or allowed as an asset.

NEW SECTION. Sec. 15. There is added to chapter 79, Laws of 1947 and to chapter 48.24 RCW a new section to read as follows:

The lives of a group of individuals may be insured under a policy issued to a state or federally regulated financial institution, which financial institution shall be deemed the policyholder. The purpose of the policy shall be to insure the depositors or depositor members of the financial institution for the benefit of persons other than the financial institution or its officers. The issuance of the policy shall be subject to the following requirements:

(1) The persons eligible for insurance under the policy shall be the depositors or deposit members of such financial institution, except any as to whom evidence of individual insurability is not satisfactory to the insurer, or any class or classes thereof determined by conditions of age.

(2) The policy must cover at least one hundred persons at the date of issue.

(3) The amount of insurance under the policy shall not exceed the amount of the deposit account of the insured person or five thousand dollars whichever is less.

(4) Financial institutions referred to herein must be authorized to do business in the state of Washington and have their depositors' or members' deposit accounts insured against loss to the amount of at least fifteen thousand dollars by a corporate agency of the federal government.

NEW SECTION. Sec. 16. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons and circumstances is not affected., and that Substitute House Bill No. 532 be passed, as amended.

Senate Members:

Karl Herrmann
Herbert H. Freise
Frank Connor

House Members:

Robert W. O'Dell
Jerry C. Kopet
John Bagnariol

On motion of Senator Gissberg, the report of the Free Conference Committee on Substitute House Bill No. 532 was made a special order of business immediately following lunch.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 13, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 64,
Engrossed House Joint Resolution No. 15,
House Concurrent Resolution No. 41

House Concurrent Resolution No. 42, and the same are herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 13, 1967.

Mr. President:

The Speaker has signed: House Bill No. 365, and the same is herewith transmitted.
Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 13, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 480, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 13, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Senate Bill No. 282 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 13, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 282, limiting amount of credit life insurance under a group policy, have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

Karl Herrmann
Herbert H. Freise
Gordon Herr

House Members:

Robert W. O'Dell
Carlton A. Gladder
John Bagnariol

MOTION

On motion of Senator Greive, the Senate has adopted the report of the Conference Committee on Engrossed Senate Bill No. 282 and has granted said committee the powers of Free Conference.

SIGNED BY THE PRESIDENT

**The President signed: Substitute Senate Bill No. 23,
Senate Bill No. 480.**

FIRST READING OF HOUSE BILL AND RESOLUTIONS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 64, by Representatives Copeland, Taylor and Moon (by Legislative Council request):

An Act relating to state government; creating an advisory committee on state laboratory facilities; prescribing powers, duties and functions; and making an appropriation.

Referred to Committee on State Government.

Engrossed House Joint Resolution No. 15, by Representative Copeland:

Proposing amendment of Constitution by subject matter rather than by section.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Concurrent Resolution No. 41, by Representatives Cunningham, Mahaffey and Smith:

Directing the public pension commission to study the effects of granting pensions to surviving spouses of public officers and employees.

Referred to Committee on State Government.

House Concurrent Resolution No. 42, by Representatives Lewis, Moon, Berentson and Garrett:

Calling for a legislative council study of water management.

On motion of Senator Durkan, the rules were suspended, House Concurrent Resolution No. 42 was advanced to second reading and read the second time in full.

It was moved by Senator Hallauer that the following amendment be adopted:

On page 1, lines 2 and 3, strike "management especially as they relate" and insert "problems relating"

Debate ensued.

POINT OF INQUIRY

Senator Guess:

"Mr. President, would Senator Hallauer yield to a question:

"Senator Hallauer, there is only one bill that I can remember that did not get through the legislature this session and that was Senate Bill No. 140 which has to do with soil and water conservation districts and I am wondering if this measure that is before us possibly should be amended to include the soil and water conservation districts and to provide for some means of controlling or some means of solving the problem of entire watersheds. Do you think that this bill would permit us to use this as an avenue to solve the problems of entire watersheds?"

Senator Hallauer:

"Mr. President:

"My interpretation of the resolution is such that I would feel that the legislative council could go into this field of activity. I would like to point out to Senator Guess that the bill which did not get passed was not Senate Bill No. 140. That actually was not a committee recommendation. It was one that the committee certainly worked on and you and I as individual members of the committee did a lot of polishing, but the actual bill which misfired was House Bill No. 222."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Durkan, the rules were suspended, House Concurrent Resolution No. 42 as amended by the Senate was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

SECOND READING OF BILLS

Engrossed House Bill No. 930, by Representatives Bagnariol and Barden:

Designating status of workmen employed on equipment time rented by another employer for industrial insurance recovery purposes.

On motion of Senator Greive, Engrossed House Bill No. 930 was ordered to retain its place on the second reading calendar for this afternoon.

MOTION

At 12:00 noon, on motion of Senator Greive, the President Pro Tempore declared the Senate to be at ease.

The President called the Senate to order at 12:55 p.m.

MOTION

At 12:55 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

On motion of Senator Atwood, Senators Neill and Redmon were excused.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of the report of the Free Conference Committee on Substitute House Bill No. 532.

It was moved by Senator Herrmann that the report of the Free Conference Committee be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Uhlman:

"Mr. President, would Senator Herrmann yield to a question:

"Senator Herrmann, on page 3, line 27, subsection (b), can you tell me what that means?"

Senator Herrmann:

"Could you read the provision?"

Senator Uhlman:

"It is subsection (5), the provisions of this section shall not apply to (a) and then (b) is:

"Contracts of insurance providing principally general casualty insurance in addition to vehicle insurance."

"I don't understand what you are talking about."

Senator Herrmann:

"The provisions of this bill and the provisions that are set forth as I understand it, Senator, are limited to the coverage of automobile insurance. We are not attempting to regulate the entire field of casualty insurance. The automobile insurance that you have that covers your automobile and covers you while you are driving it is a phase of casualty insurance. However, home-owner policies and many other multiple risk policies that cover industries and many other activities would not be changed by the provisions of this law and I believe that this provision limits the restrictions and the regulations pertaining to cancellations and notices and so forth to the field of automobile insurance, rather than having it apply to the big, broad, general field of liability."

Senator Uhlman:

"Mr. President, would Senator Herrmann yield to one more question:

"Senator Herrmann, on page 4, line 17 through 22, I don't understand the situation that would be covered:

"Permission for such cancellation or nonrenewal has been given by the commissioner on a showing that the continuation of such coverage can reasonably be expected to create a condition in the company hazardous to its policyholder, or to its creditors, or to its members, subscribers, or stockholders, or to the public."

"What are you covering by that?"

Senator Herrmann:

"I think that it gives the commissioner control in situations where companies may be in a situation that they could become financially embarrassed and under circumstances of that kind, that there has to be an immediate take over, or if cancellations

are affected, there would be other procedure for proper protection because there would be other legal procedures that would give notice that the company has become insolvent or is abusing the laws to the extent necessary for the commissioner to intervene. Also in that particular field, Senator, we have in another bill enforced the powers of the commissioner to take over and we have given him immediate access to this remedy so that it wouldn't be necessary, we hope, to go through years of litigation as we had in this one particular company where it was years before the commissioner could actually come in and take over. But this provision would not hamstring the commissioner's office if for some reason they had to take over as a matter of law, but notice would always have to be given."

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, would Senator Herrmann yield:

"I have two questions, Senator Herrmann, the first of which is what was your thinking in making the cancellation provision, the notice provisions inapplicable to assigned risk plans; and, secondly, would you explain what the provisions of section 15 do? Section 15 is the last page of the bill."

Senator Herrmann:

"We exempted the assigned risk plan. As you know, Senator, the term is set up by law and how long they can be covered by law and once that certificate is filed, it has to remain for a time certain, and there is no cancellation under the assigned risk except as prescribed by other statutes, and by the law. When you are in the assigned risk class, you no longer have this free right of bargaining. It's set up through regulations of its own and it is a very tight situation as far as the statute is concerned.

"Now section 15 would provide a means for the savings and loans to provide insurance for their depositors. It would be similar to the provisions that are now enjoyed by the credit unions. As you know—if you have a deposit in a certain amount in the state credit unions then they are allowed to give group insurance coverage to the depositors. That has been increased during this session and it would give the savings and loans the same provision as the credit unions in this field."

Senator Gissberg:

"Do you mean that a savings and loan association at its annual meeting or a mutual savings bank at its annual meeting, of course very few people usually attend savings and loan association annual meetings but as you know, proxies are sent out to all depositors and usually the proxies aren't filled out anyway, but would this then allow those groups that appear or the officers of the company to purchase group life policies for the benefit of all of the depositors without the specific concurrence of each of the depositors?"

Senator Herrmann:

"Whatever way that they conduct business at the present time. I think it could be done in whatever way the governing body of the savings and loan is allowed to conduct business. They may provide group insurance up to the amount of the deposit, not to exceed \$5,000. Now as I say the credit unions have been operating I believe up to \$2,000. They were increased to \$3,000 and it would permit the savings and loans to have a similar provision. I don't have the number of this bill, but it was another bill that was introduced too late to be moved through. There are about three or four bills incorporated in this report, and there is a bill in the book—I don't have the number—that was introduced to this effect."

Senator Gissberg:

"I don't understand the purpose of this. There may be some valid reason that escapes me. I don't know. But I do not understand the purpose of insuring against the death of a depositor in a financial institution. Now who is the beneficiary? Let's say I have \$5,000 on deposit in your savings and loan association and the board of trustees of the savings and loan association provides coverage to me to insure against my death up to the amount of my deposit which is in the association. Then who is the beneficiary of the \$5,000 upon my death?"

Senator Herrmann:

"In your instance, I would say your wife, and your family. The credit unions for example and I am very familiar with this situation—will afford life insurance for the amount of your deposit up to a given amount and that's just an added benefit for your savings or your investment in the credit union, and they have operated this way for several years with a \$2,000 limit and I think they increased it to \$3,000 this year. This would permit the savings and loan association to add another benefit to your deposit. In other words, if you had \$5,000 on deposit with a savings and loan, you would have also \$5,000 group insurance, and then in the event of your death, your wife would have \$5,000 plus the \$5,000 in insurance."

Senator Gissberg:

"Then apparently this could require me as a depositor in the savings and loan association to be a participant in an insurance program insuring my life for the amount of deposit whether or not I want to be covered by the additional insurance, and it would result in a diminution of the amount of the dividends that would otherwise accrue to my account? I believe that would be a fair statement of what this law would do."

Senator Herrmann:

"I think it would probably be an additional cost, Senator, but I don't think that the interest rate would particularly depreciate as a result of this."

Senator Gissberg:

"Of course somebody has to pay the premium on the group life policy and the premium would necessarily come from the earnings of the savings and loan association. Of course the net earnings of the savings and loan association are distributable to the depositors and usually to the extent that you diminish the net earnings, of course you diminish the premiums or dividends payable to the depositors. Then my last question as to the beneficiary—I see nothing in here which spells out who the beneficiary would be and I refer you to line 9, for an explanation if you are able to do so, Senator Herrmann, where it says, reading in context with line 7, 'The lives of a group of individuals may be insured under a policy issued to a state or federally regulated financial institution, which financial institution shall be deemed the policyholder.'"

"I suppose that's standard language?"

Senator Herrmann:

"That's right. In a group policy, they would be the policyholder of the group policy."

Senator Gissberg:

"Where does it say who the beneficiary would be?"

Senator Herrmann:

"It says under that: 'The persons eligible for the insurance under the policy shall be the depositors or deposit members—' and so on. Now I would say this is not a bill that I have sponsored. This is not one that I have particularly promoted. It is a bill that was requested. It has had considerable discussion and we have found no objection to it. I will say this: In my discussions on this matter and with the other five members of the conference committee approving it, we have had considerable contact from the savings and loan people and Representative O'Dell was on the committee. I think he had had a bill in the House also and we have had the benefit of discussion of this bill. There was a representative of the savings and loans, a Mr. Williams—you probably are familiar with him, an attorney from Seattle—that was very much interested in this, and he presented it in a manner that it looked from the surface at least as though it would be an added benefit to the depositors in the savings and loan. As I say, I'm not familiar with the laws in other states pertaining to the savings and loans. I do know that under the statutes that the state credit unions and other credit unions have had a practice of insuring and giving group life insurance and it was an added benefit to their depositors for the amount of the deposit up to \$2,000 and now they have had that increased, I think, to \$3,000 and it has been a very good incentive for investment, and I would think that this would be an added benefit. The only interest that I would have

in the bill would be as my deposit in the savings and loan—if this is adopted by my particular bank or savings and loan—would be the added benefit of so much group insurance and I think it would be to the benefit of the depositors. You see, you get the advantage, there is no medical required under this group. Anyone who comes in and deposits money gets a rate or the company gets a rate on the depositor that would be much lower than any rate they could receive and many people who are absolutely uninsurable could get life protection under this plan, and as I see it, it would be an advantage to the public, to the person who wants to save a little money and at the same time get the benefit of life protection that he probably wouldn't have otherwise. I don't see any objection to it. I'll put it that way. But I still haven't sponsored this bill or particularly tried to promote its passage."

MOTIONS

On motion of Senator Sandison, the report of the Free Conference Committee on Substitute House Bill No. 532 was ordered to retain its place on the proper order of business for Monday, April 17, 1967.

It was moved by Senator Rasmussen that the rules be suspended and that the Senate return to the first order of business.

The motion was carried on a rising vote.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having previously given notice of intent, Senator Rasmussen moved that the Senate reconsider the vote by which Engrossed House Bill No. 202 passed the Senate.

It was moved by Senator McMillan that further consideration of the matter be deferred until the proper order of business on Monday, April 17, 1967. Debate ensued.

REPLY BY THE PRESIDENT

The President:

"The President wishes to point out that in his opinion, inasmuch as the Senate has not voted to reconsider the vote by which House Bill No. 202 was passed, that it will take a suspension of the rules to consider this matter on Monday."

It was moved by Senator McMillan that the rules be suspended and that the matter retain its place under the proper order of business on Monday, April 17, 1967.

The motion was lost on a rising vote.

Senators Woodall, Uhlman and Peterson (Ted) demanded the previous question and the demand was sustained.

The motion for reconsideration was lost on a rising vote.

On motion of Senator Uhlman, House Bill No. 202 was ordered immediately transmitted to the House.

SECOND READING OF BILLS

Engrossed House Bill No. 930, by Representatives Bagnariol and Barden: Designating status of workmen employed on equipment time rented by another employer for industrial insurance recovery purposes.

The Senate resumed consideration of Engrossed House Bill No. 930 on second reading and the amendment proposed by Senator Greive.

RULING BY THE PRESIDENT

The President:

The President ruling on the point of order raised by Senator Freise finds that the proposed amendment by Senator Greive does increase the scope and object of the bill. Engrossed House Bill No. 930 defines the status of the operator and crewmen of

time-rented equipment within the meaning of the Industrial Insurance Laws and provides that the subrogation rights of the state shall be in proportionate extent of any third party recovery in cases involving third-party actions of injured workman.

The amendment proposed by Senator Greive pertains to procedures in the processing and trial of Industrial Insurance claims.

The point of order raised by Senator Freise is therefor well taken, and the amendment as proposed by Senator Greive is out of order.

On motion of Senator Keefe, Senators Dore, Durkan and Neill were excused.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 930 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 930 and the bill passed the Senate by the following vote: Yeas, 38; nays, 3; absent or not voting, 2; excused, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Williams, Woodall—38.

Those voting nay were: Senators Gissberg, Uhlman, Washington—3.

Absent or not voting: Senators McCutcheon, Pritchard—2.

Excused: Senators Dore, Durkan, Hanna, Metcalf, Neill, Redmon—6.

Engrossed House Bill No. 930 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING OF BILLS

Engrossed Senate Bill No. 306, by Senators Durkan, Hallauer and Atwood:

Providing for the disposition of certain fees and receipts of the horseracing commission.

On motion of Senator Hallauer the rules were suspended and Senate Bill No. 306 was returned to second reading for the purpose of amendment.

It was moved by Senator Atwood that the following amendment by Senator Neill be adopted:

On page 2, section 2, line 23 of the engrossed bill, after "commission" insert " ; notwithstanding any other provision of law any race meet licensed pursuant to this section may take up to and including fourteen percent of the gross receipts of any pari-mutuel handle"

On motion of Senator Woodall, Engrossed Senate Bill No. 306 was ordered to retain its place at the beginning of the next second reading calendar.

Engrossed Senate Bill No. 469, by Senator Mardesich:

Authorizing parks and recreation commission to acquire part of Everett jetty.

On motion of Senator Mardesich the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 469 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 469 and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 5; excused, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Freise, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—38.

Absent or not voting: Senators Foley, Guess, McCutcheon, Morgan, Pritchard—5.

Excused: Senators Dore, Durkan, Hanna, Metcalf, Neill, Redmon—6.

Engrossed Senate Bill No. 469 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 523, by Senators Herrmann, Connor and Woodall (by Joint Interim Committee on Insurance request)

Providing for grounds of cancellation to be in insurance policies and providing for notice in case of cancellation of refusal to accept risk.

On motion of Senator Bailey, Engrossed Senate Bill No. 523 was ordered to retain its place at the end of the third reading calendar for today.

Engrossed Senate Bill No. 412, by Senators Greive, Dore and Ryder:

Regulating sale of kosher products and prescribing penalties.

On motion of Senator Greive the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 412 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 412 and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 5; excused, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—38.

Absent or not voting: Senators Donohue, Guess, McCutcheon, Pritchard, Washington—5.

Excused: Senators Dore, Durkan, Hanna, Metcalf, Neill, Redmon—6.

Engrossed Senate Bill No. 412 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 473, by Senator Gissberg:

Increasing hospital district finance authority.

On motion of Senator Gissberg the rules were suspended, the second reading considered the third, and Senate Bill No. 473 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 473 and the bill passed the Senate by the following vote: Yeas, 37; nays, 0; absent or not voting, 6; excused, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—37.

Absent or not voting: Senators Connor, Guess, McCormack, Pritchard, Ridder, Washington—6.

Excused: Senators Dore, Durkan, Hanna, Metcalf, Neill, Redmon—6.

Senate Bill No. 473 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed Senate Bill No. 523, by Senators Herrmann, Connor and Woodall (by Joint Interim Committee on Insurance request):

Providing for grounds of cancellation to be in insurance policies and providing for notice in case of cancellation of refusal to accept risk.

On motion of Senator Greive, Engrossed Senate Bill No. 523 was referred to the Committee on Rules and Joint Rules.

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 12, 1967.

Mr. President:

The House adheres to its position on the House amendments to Reengrossed Senate Bill No. 374 and said bill together with the House amendments are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Greive that the Senate ask the House to recede from its position on Reengrossed Senate Bill No. 374.

PARLIAMENTARY INQUIRY

Senator Woodall:

"Point of parliamentary procedure, Mr. President:

"I believe that we asked them, did we not, to recede and their reply to us was that they are adhering? It seems to me there must be a different motion than merely to ask them once again to recede."

Senator Greive:

"May I call attention to Reed's Rule 251? I think there is a full explanation there and my motion is correct."

REPLY BY THE PRESIDENT

The President:

"The President is of the opinion that Senator Greive's motion is in order and Senator Greive has moved that the Senate once again refuse to concur in the House amendments to Reengrossed Senate Bill No. 374 and request the House to recede therefrom. Are there any remarks?"

Debate ensued.

The motion was carried.

The Secretary read:

**MESSAGE FROM THE HOUSE
HOUSE AMENDMENTS TO SENATE BILL**

House of Representatives,
Olympia, Wash., April 13, 1967.

Mr. President:

The House has passed Engrossed Senate Bill No. 462 with the following amendments:

In line 1 of the title of the engrossed bill, after the comma, strike "adding a new section to chapter 79.16 RCW;" being the Senate amendment by the Committee on Natural Resources, Parks, Fisheries and Game Fish

Beginning on line 1 of the title of the printed and engrossed bill, after the comma following "lands" strike "and amending section 1, chapter 387, Laws of 1955 and RCW 79.16.175"

On page 1 of the printed and engrossed bill, strike all of section 1 and renumber "NEW SECTION. Sec. 2." to read "NEW SECTION. Section 1."

Strike the Senate amendment by the Committee on Natural Resources, Parks, Fisheries and Game Fish on page 4 of the printed and engrossed bill, adding a new section, and insert the following:

"NEW SECTION. Section 1. The legislative interim committee on fisheries shall study the following described tidelands for the purpose of determining the most feasible and desirable disposition of such property, and shall report its conclusions to the forty-first session of the legislature:

(Cattle Point) The tidelands of the second class, owned by the state of Washington, situate in front of, adjacent to, or abutting upon lot 1, section 6, lots 1, 3, 4, 5, 6, 7, 8, 9 and 10, section 7, lots 1, 2, 3, 4, 5, 6 and 7, section 8 and lot 1, section 5, all in township 34 north, range 2 west, W. M., with a frontage of 463.88 lineal chains, more or less; excepting, however, any tidelands of the second class in front of said lot 10, section 7, conveyed through deed issued June 1, 1912 under application No. 6906, records of department of public lands.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Gissberg that the Senate do not concur in the House amendments to Engrossed Senate Bill No. 462.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Gissberg yield to a question:

"Senator Gissberg, there was some concern that they would build a large dock as I recall hearing it talked about and a large number of boats would be accorded or tied up to the dock and it would pollute the water. Is that apprehension justified?"

Senator Gissberg:

"Mr. President:

"One, the department of natural resources is the one that would execute the lease. This bill would in no way, ipso facto, authorize the construction of any dock. It simply released this land for that purpose. I am not aware that the department of fisheries is in any way opposed to this bill or for the land being used for that purpose; however, that would be one of the things to investigate. Senator Peterson (Ted) had this matter

before his committee for the last two sessions as a matter of fact, and if there were to be this problem, I am sure they would work it out so there wouldn't be any damage."

Debate ensued.

The motion was carried.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 620:

Senate Chamber,
Olympia, Wash., April 14, 1967.

Providing bonus for certain veterans of the armed forces from Washington (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Gordon Herr, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 644:

Senate Chamber,
Olympia, Wash., April 14, 1967.

Defining duties and providing for disposition of funds during transitional period for community college reorganization (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Frank W. Foley, Wilbur G. Hallauer, August P. Mardesich, Mike McCormack, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 3:35 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Saturday, April 15, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

THIRTY-SEVENTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Saturday, April 15, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Gissberg, Hanna, Herr, Redmon and Ryder.

On motion of Senator Bailey, Senators Gissberg, Hanna and Herr were excused.

On motion of Senator Atwood, Senators Redmon and Ryder were excused.

The Color Guard, consisting of Pages Dave Giovine, Color Bearer, and Debbie Parks, presented the Colors.

Reverend Charles H. Perry, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Psalm 15: Lord Who shall dwell in Thy tabernacle or who shall rest upon Thy holy hill? Even he that leadeth an incorrupt life and doeth the thing which is right, and speaketh the truth from his heart. He that hath used no deceit in his tongue, nor done evil to his neighbour, and hath not slandered his neighbour. He that setteth not by himself, but is lonely in his own eyes, and maketh much of them that fear the Lord. He that sweareth unto his neighbour, and disappointeth him not, though it were to his own hindrance. He that hath not given his money upon usury, nor taken reward against the innocent. Who so doeth these things shall never fall.

"The Lord's Prayer: Our Father, who art in heaven, hallowed be Thy Name. Thy Kingdom come, Thy will be done on earth as it is in Heaven. Give us this day our daily bread, and forgive us our trespasses as we forgive those who trespass against us, and lead us not into temptation, but deliver us from evil, for Thine is the Kingdom and the power and the glory, forever and ever. Amen."

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

The Secretary read:

SENATE RESOLUTION 1967 EX - 42

By Senator Durkan:

Whereas, The department of natural resources provides forest fire protection on approximately ten million acres of private forest lands and two million acres of state-owned forest lands; and

Whereas, The objectives of the program are to safeguard life and property, to keep annual burned acreage to a minimum, and to protect state-owned forest lands; and

Whereas, The justification of forest fire prevention, detection, and suppression costs involve values which are protected from fire as well as the value destroyed; and

Whereas, Presently the largest share of the cost of protecting both public and private forest lands from the ravages of fire is borne by the state through the budget of the department of natural resources; and

Whereas, Private owners of forest lands benefit in like proportion and measure from the forest fire protection activities of the department of natural resources; and

Whereas, Additional funds may be required to provide adequate forest fire protection to both public and private forest lands;

Now, Therefore, Be It Resolved, By the Senate, that the legislative budget committee shall undertake a study and examine the distribution of the costs of forest fire pro-

tection among the public and private forest lands owners to determine a distribution ratio connected with the benefit received, and shall further determine the amount of additional revenue, if any, which would be forthcoming from such a distribution of costs, and the advantages and disadvantages of such a distribution of cost system; and

Be It Further Resolved, That the legislative budget committee shall submit its findings and conclusions to the legislature prior to the convening of its forty-first session, together with any recommended legislation it deems appropriate.

On motion of Senator Durkan, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 43

By Senators Greive and Woodall:

Whereas, The legislative council developed proposed legislation which was submitted in the 1967 regular session as House Bill No. 14, which would compensate innocent victims of crimes of violence, which bill did not pass the Legislature; and

Whereas, A number of other states have passed or are studying the need for legislation which will compensate innocent victims of crimes for injuries sustained through no fault of their own; and

Whereas, The criminal who is injured in the course of his crime receives at the expense of the state, food, shelter and medical attention, while his innocent victim receives no such state assistance and yet may be left destitute as a result of the crime; and

Whereas, There are reports periodically of persons injured at the hands of criminals who have left custody without authorization, such as reported in the Seattle P. I. on April 14, 1967, regarding a kidnap by a mental patient on unauthorized leave from Western State Hospital; and

Whereas, Society has undertaken an obligation to protect citizens from persons recognized as being dangerous to others;

Now, Therefore, Be It Resolved, That the legislative council be requested to continue its study relating to the compensation of victims of crimes and to report back its recommendations to the Legislature prior to the forty-first session.

On motion of Senator Woodall, the resolution was adopted.

REPORT OF STANDING COMMITTEE

Senate Concurrent Resolution No. 23:

Senate Chamber,
Olympia, Wash., April 14, 1967.

Pertaining to interim committee on education study of school district organization (reported by Committee on Education):

MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman*.

We concur in this report: James A. Andersen, Al Henry, Reuben A. Knoblauch, David E. McMillan, Ted G. Peterson, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 14, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

Senate Bill No. 432:

Providing for the protection of specialized forest products.

Senate Bill No. 457:

Authorizing use of federally guaranteed obligations or security for deposits of public funds.

Senate Bill No. 464:

Increasing liability of parents for their minor children's malicious or wilful torts.

Very truly yours,

Raymond W. Haman
Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 14, 1967.

Mr. President:

The House has passed: Engrossed Substitute House Bill No. 722,
House Concurrent Resolution No. 45, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 14, 1967.

Mr. President:

The House has passed: House Joint Memorial No. 18, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 14, 1967.

Mr. President:

The Speaker has signed: Substitute Senate Bill No. 23,
Senate Bill No. 280,
Senate Bill No. 386,
Senate Bill No. 480, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 14, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 133 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

MOTION

It was moved by Senator Talley that the Senate again refuse to recede from its amendments to Engrossed House Bill No. 133 and ask the House to concur.

The motion was carried.

FIRST READING OF HOUSE BILL, MEMORIAL AND RESOLUTION

The following were read first time by title and acted upon as indicated:

Engrossed Substitute House Bill No. 722, by Committee on Transportation:

An Act relating to highways and the operation of vehicles thereon; describing powers, duties and organization of the Washington state highway commission, the Washington toll bridge authority, the director and department of motor vehicles, the state commission on equipment, and the joint committee on highways; establishing and designating certain highways and alternate routes; relating to transportation toll facilities and the financing thereof; providing for surveys and studies of proposed highway additions; prescribing fees, size, weight, load permits, license plate and equipment restrictions for certain motor vehicles; relating to the licensing of drivers; amending section 47.20.030, chapter 13, Laws of 1961 as amended by section 5, chapter 21, Laws of 1961 extraordinary session and RCW 47.20.030; amend-

ing section 47.20.050, chapter 13, Laws of 1961 and RCW 47.20.050; amending section 47.20.160, chapter 13, Laws of 1961 as last amended by section 9, chapter 3, Laws of 1963 extraordinary session and RCW 47.20.160; amending section 47.20.410, chapter 13, Laws of 1961 as last amended by section 8, chapter 197, Laws of 1963 and RCW 47.20.410; amending section 47.20.140, chapter 13, Laws of 1961 as amended by section 18, chapter 3, Laws of 1963 extraordinary session and RCW 47.20.140; amending section 47.22.020, chapter 13, Laws of 1961 and RCW 47.22.020; amending section 47.16.050, chapter 13, Laws of 1961 and RCW 47.16.050; amending section 47.20.280, chapter 13, Laws of 1961 and RCW 47.20.280; amending section 47.20.360, chapter 13, Laws of 1961 and RCW 47.20.360; amending section 47.54.010, chapter 13, Laws of 1961 and RCW 47.54.010; amending section 47.54.020, chapter 13, Laws of 1961 and RCW 47.54.020; amending section 84.36.010, chapter 15, Laws of 1961 and RCW 84.36.010; amending section 84.60.050, chapter 15, Laws of 1961 and RCW 84.60.050; amending section 84.60.060, chapter 15, Laws of 1961 and RCW 84.60.060; amending section 47.36.100, chapter 13, Laws of 1961 and RCW 47.36.100; amending section 47.28.070, chapter 13, Laws of 1961 and RCW 47.28.070; amending section 47.28.030, chapter 13, Laws of 1961 as amended by section 1, chapter 233, Laws of 1961 and RCW 47.28.030; amending section 47.04.020, chapter 13, Laws of 1961 as amended by section 3, chapter 24, Laws of 1963 and RCW 47.04.020; amending section 47.04.010, chapter 13, Laws of 1961 and RCW 47.04.010; amending section 1, chapter 24, Laws of 1963 and RCW 47.36.095; amending section 47.20.640, chapter 13, Laws of 1961 and RCW 47.20.640; amending section 47.08.060, chapter 13, Laws of 1961 and RCW 47.08.060; amending section 46.20.270, chapter 12, Laws of 1961 as amended by section 22, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.270; amending section 46.37.005, chapter 12, Laws of 1961 as amended by section 49, chapter 32, Laws of 1967 and RCW 46.37.005; amending section 3, chapter 204, Laws of 1963 and RCW 46.38.030; amending section 15, chapter 155, Laws of 1965 extraordinary session and RCW 46.61.100; amending section 46.44.030, chapter 12, Laws of 1961 as last amended by section 52, chapter 3, Laws of 1963 extraordinary session and RCW 46.44.030; amending section 36.88.220, chapter 4, Laws of 1963 and RCW 36.88.220; amending section 2, chapter 111, Laws of 1965 extraordinary session and RCW 35.95.020; amending section 5, chapter 111, Laws of 1965 extraordinary session and RCW 35.95.050; amending section 15, chapter 96, Laws of 1961 and RCW 47.42.150; amending section 47.20.300, chapter 13, Laws of 1961 and RCW 47.20.300; adding a new section to chapter 12, Laws of 1961 and to chapter 46.16 RCW; adding new sections to chapter 12, Laws of 1961 and to chapter 46.20 RCW; adding new sections to chapter 12, Laws of 1961 and to chapter 46.44 RCW; adding new sections to chapter 13, Laws of 1961 and to chapter 47.16 RCW; adding new sections to chapter 13, Laws of 1961 and to chapter 47.20 RCW; adding a new section to chapter 13, Laws of 1961 and to chapter 47.36 RCW; adding new sections to chapter 13, Laws of 1961 and to chapter 47.56 RCW; adding a new chapter to chapter 13, Laws of 1961 and to Title 47 RCW; adding a new section to chapter 15, Laws of 1961 and to chapter 82.36 RCW; repealing section 47.20.415, chapter 13, Laws of 1961 as amended by section 9, chapter 197, Laws of 1963 and RCW 47.20.415; repealing section 47.04.030, chapter 13, Laws of 1961 and RCW 47.04.030; repealing section 2, chapter 24, Laws of 1963 and RCW

47.36.096; making appropriations; providing penalties; and declaring an emergency.

Referred to Committee on Highways.

House Joint Memorial No. 18, by Representative Farr:

Memorializing Congress to investigate award to Nooksack Indians.

On motion of Senator Lennart, the rules were suspended, House Joint Memorial No. 18 was advanced to second reading and read the second time in full.

On motion of Senator Lennart, the rules were suspended, House Joint Memorial No. 18 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 18 and the memorial passed the Senate by the following vote: Yeas, 38; nays, 1; absent or not voting, 5; excused, 5.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—38.

Voting nay was: Senator Andersen—1.

Absent or not voting: Senators Hallauer, Henry, Herrmann, McMillan, Pritchard—5.

Excused: Senators Gissberg, Hanna, Herr, Redmon, Ryder—5.

House Joint Memorial No. 18 having received the constitutional majority, was declared passed.

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President, point of personal privilege:

"A couple of days ago we had a little resolution here which had to do with civic arthritis. It received some little interest and probably more than it deserved. In the course of that, we had some discussion of hippies and beatniks and other types. I regret Senator McMillan and Senator Pritchard had to be off the floor for a moment. I hadn't noticed their absence. As a result of this little bit of publicity, last evening I had a telephone call from one of the young gentlemen who had been referred to in these hallowed halls, a gentleman who as someone mentioned is a fringie. Others mentioned him in a different context and there even seemed to be some thinking perhaps he was even subversive in terms of his attendance at the University of Washington. Anyway this is the young gentleman with some extra hair on his face who was riding a unicycle whose picture was carried in the University paper and in the course of the conversation with me, he made this offer. He would come over to my place from Seattle on Sunday and would teach any of us to ride a unicycle. I herewith relay this offer. If any of you gentlemen will also fly on a unicycle, I also will attempt to do so. Here is a dare for Senator Pritchard and Senator McMillan and even such a square as I and any of the rest of you gentlemen who might feel adventuresome."

House Concurrent Resolution No. 45, by Representatives Morrison, Cunningham, Mahaffey and Smith:

Directing a study of school bus safety.

Referred to Committee on Education.

On motion of Senator Woodall, the rules were suspended and the Committee on Education was relieved of further consideration of House Concurrent Resolution No. 45.

On motion of Senator Woodall, the rules were suspended, House Concurrent Resolution No. 45 was advanced to second reading and read the second time in full.

On motion of Senator Canfield, the rules were suspended, House Concurrent Resolution No. 45 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

SECOND READING OF BILLS

Engrossed Senate Bill No. 306, by Senators Durkan, Hallauer and Atwood:

Providing for the disposition of certain fees and receipts of the horse racing commission.

The Senate resumed consideration of Engrossed Senate Bill No. 306 and the amendment proposed by Senator Neill.

The motion was carried and the amendment was adopted.

On motion of Senator Hallauer, the following amendment was adopted:

On page 3, following line 10, add a new section as follows:

"NEW SECTION. Sec. 4. Any person who wilfully administers tranquilizers or other drugs to any horse, mule, donkey, or other animal used for riding, in order to cause such animal to appear falsely docile or gentle, whether such action is undertaken to promote a sale of the animal or for any deceitful purpose, shall be guilty of a misdemeanor and guilty of a gross misdemeanor for any second and subsequent violation: Provided Further, That this section shall not apply to a licensed veterinarian who has been misled or deceived as to the purpose for which any such drug is to be administered."

Renumber the remaining section consecutively.

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 2, line 13, add a new section following section 1 to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 55, Laws of 1933 and to chapter 67.16 RCW a new section to read as follows:

The licensee of a race meet which has a total handle of two hundred thousand dollars or more shall pay to the Commission on the excess of such handle of two hundred thousand dollars the break deducted in all calculations arriving at pay-off prices, i.e., the odd cents over any multiple of five cents of winning per dollar wagered."

Renumber subsequent sections consecutively.

Debate ensued.

It was moved by Senator Keefe that the amendment be laid upon the table.

The motion was carried on a rising vote.

On motion of Senator Neill, the following amendment to the title was adopted:

In line 2 of the title of the engrossed bill, after "receipts" strike all the material down to and including "date" on line 5 and insert "received by the Washington Horse Racing Commission; authorizing the licensing of certain meets upon certain conditions and payment of prescribed fees and pari-mutuel percentages; defining terms; amending section 9, chapter 55, Laws of 1933 as last amended by section 7, chapter 148, Laws of 1965 and RCW 67.16.100; amending section 1, chapter 55, Laws of 1933 as last amended by section 1, chapter 236, Laws of 1949 and RCW 67.16.010; adding new sections to chapter 67.16 RCW; and declaring an effective date."

On motion of Senator Atwood, the rules were suspended, Reengrossed Senate Bill No. 306 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 306 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 3; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytill, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Herrmann, Lennart, Morgan—3.

Excused: Senators Gissberg, Hanna, Herr, Redmon, Ryder—5.

Reengrossed Senate Bill No. 306 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Reengrossed House Bill No. 261, by Representatives Swayze, Bottiger, Sawyer, Marzano, Humiston, Gallagher, Brouillet, Sheridan, Jueling and Newschwander:

Increasing to nine the number of superior court judges for Pierce county.

On motion of Senator Bailey, Reengrossed House Bill No. 261 was ordered to retain its place on the second reading calendar for Monday, April 17, 1967.

Engrossed House Bill No. 595, by Representatives Leland, Conner, Cunningham and Whetzel:

Increasing motor vehicle fuel tax and providing for the disposition thereof.

On motion of Senator Woodall, Engrossed House Bill No. 595 was ordered to retain its place at the end of the second reading calendar for today.

On motion of Senator Talley, the Senate returned to the first order of business.

MOTIONS

It was moved by Senator Talley that the Committee on Ways and Means be relieved of further consideration of Substitute Senate Bill No. 547.

Debate ensued.

It was moved by Senator Hallauer that the motion be laid upon the table.

Senator Dore demanded a roll call and the demand was sustained by Senators Connor, Greive, Talley, Lewis, Kupka, Knoblauch, Rasmussen and Ridder.

It was moved by Senator Greive that the matter be made a special order of business on the first order of business for Monday, April 17, 1967.

Debate ensued.

POINT OF ORDER

Senator Dore:

"Point of order, Mr. President:

"I demanded a roll call and it was sustained. We were in the process of conducting a roll call."

RULING BY THE PRESIDENT

The President:

"The roll call had not commenced."

Senator Dore:

"Is the motion by Senator Greive in order?"

The President:

"The motion is in order."

Debate ensued.

The motion by Senator Greive was carried and the matter was made a special order of business for the first order of business on Monday, April 17, 1967.

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

SECOND READING OF BILLS

Senate Bill No. 642, by Senators Talley, Peterson (Ted), Lennart and Sandison:

Restricting use of word "halibut" in sales of fish food products.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 642 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 642 and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 2; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Herrmann, McMillan—2.

Excused: Senators Gissberg, Hanna, Herr, Redmon, Ryder—5.

Senate Bill No. 642 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 281, by Representatives Swayze, Bottiger and Wolf (by Departmental request):

Providing procedure for new residents to vote special ballots for offices of president and vice president.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, House Bill No. 281 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 281 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 3; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Henry, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Dore, Herrmann, Lewis—3.

Excused: Senators Gissberg, Hanna, Herr, Redmon, Ryder—5.

House Bill No. 281 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 449, by Representatives Cunningham, Garrett and Mahaffey (by Departmental request):

Implementing provisions relating to purchase of surplus property from federal government.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 449 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 449 and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 4; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Absent or not voting: Senators Dore, Henry, Herrmann, McCutcheon—4.

Excused: Senators Gissberg, Hanna, Herr, Redmon, Ryder—5.

Engrossed House Bill No. 449 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Bailey, the President declared the Senate to be at ease.

The President called the Senate to order at 12:10 p.m.

At 12:10 p.m., on motion of Senator Greive, the Senate adjourned until noon, Monday, April 17, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

THIRTY-NINTH DAY

NOON SESSION

Senate Chamber,
Olympia, Wash., Monday, April 17, 1967.

The Senate was called to order at noon by President Pro Tempore Henry. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Carl Seltice, Color Bearer, and Joni Elway, presented the Colors.

Reverend Albert Louis LaPierre, pastor of St. Michael's Parish of Olympia, offered prayer as follows:

"May Yahwe, God of Israel, at this point in our deliberations grant us the leadership of Moses, the wisdom of Solomon, the patience of Job, and as he did for his chosen people, allow us soon to return home. Amen."

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

The Secretary read:

SENATE RESOLUTION 1967 - EX 44

By Senators Atwood and Freise:

Whereas, There are now one hundred twenty-four separate funds or accounts in the state treasury and over two hundred additional funds held by state officials outside the state treasury; and

Whereas, This proliferation of funds results in a decrease of effective legislative review of agency operations, an unnecessary increase in administrative expense for accounting and budgeting, and confusion in public understanding;

Now, Therefore, Be It Resolved, By the Senate, that the Legislative Budget Committee, in cooperation with the Central Budget Agency, the State Auditor, the State Treasurer, and other affected offices, shall conduct a complete study of the fund structure of the state of Washington with a view to its simplification, the improvement of legislative and public understanding thereof, and the reduction of administrative expense; and

Be It Further Resolved, That the Legislative Budget Committee shall submit its report, together with draft legislation revising the fund structure of the state, to the forty-first legislature.

On motion of Senator Atwood, the resolution was adopted.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of the motion by Senator Talley that the Senate Committee on Ways and Means be relieved of further consideration of Substitute Senate Bill No. 547 and the subsequent motion by Senator Hallauer that the motion by Senator Talley be laid upon the table.

PARLIAMENTARY INQUIRY

Senator Talley:

"Mr. President:

"Would a motion that this matter hold its place on the calendar for tomorrow be in order?"

Senator Hallauer:

"Mr. President:

"My motion to table is of a higher rank than the motion to delay and I think it should be recognized. A demand for a roll call was sustained and I think there should be a roll call on the motion at this time."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"The point of order by Senator Hallauer is well taken. The motion to table is a higher ranking motion and takes precedence over the motion to commit or a motion to postpone to a day certain.

"The question now is the motion by Senator Hallauer to table the motion by Senator Talley. The demand for the roll call has been sustained. The Secretary will call the roll on the motion to table Senator Talley's motion to withdraw the bill from the Ways and Means Committee. A vote, 'aye,' will be to table Senator Talley's motion. A vote, 'nay,' will be to leave Senator Talley's motion before the body."

ROLL CALL

The Secretary called the roll and the motion to table was carried by the following vote: Yeas, 37; nays, 11; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Herr, Herrmann, Keefe, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—37.

Those voting nay were: Senators Connor, Dore, Greive, Henry, Knoblauch, Kupka, Lennart, Lewis, Metcalf, Ridder, Talley—11.

Absent or not voting: Senator Morgan—1.

The Secretary read:

SENATE RESOLUTION 1967 EX - 45

By Senators Guess and Keefe:

Whereas, A national association of accountants has conducted a year long study into the necessity and desirability of requiring a baccalaureate degree as a condition precedent to becoming a certified public accountant; and

Whereas, The results of this study will not be available until after this session has adjourned *sine die*; and

Whereas, Certain legislation introduced during this session of the Legislature would seek to require a baccalaureate degree for all certified public accountants; and

Whereas, This session of the legislature has created a multi-million dollar system of community colleges which will not be granting baccalaureate degrees;

Now, Therefore, Be It Resolved, By the Senate, That the Temporary Higher Education Committee; or if there be none, then the Legislative Council, is hereby requested to evaluate the results of the study made by the national association of certified public accountants, and determine whether or not it is necessary or desirable to require a baccalaureate degree as a condition precedent to certification as a certified public accountant; and

Be It Further Resolved, That it is requested that the results of the study be submitted to the members of the forty-first legislature no later than November 15, 1968.

It was moved by Senator Guess that the resolution be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, would one of the sponsors yield to a question:

"Senator Guess, what is the difference between a licensed public accountant and a certified public accountant?"

Senator Guess:

"Did you say what is the difference?"

Senator Stender:

"Yes."

Senator Guess:

"Well, as I understand, we did away with licensed public accountants. We grandfathered some of them in but we are not now getting any licensed public accountants."

Further debate ensued.

The motion was carried and the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash. April 15, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 306, have inspected same, and find it correctly reengrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank W. Foley, R. R. Bob Greive.

Engrossed House Bill No. 64:

Senate Chamber,
Olympia, Wash., April 14, 1967.

Creates a governor's advisory committee on laboratory facilities to study laboratory facilities of the state, carries an appropriation (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

House Concurrent Resolution No. 41:

Senate Chamber,
Olympia, Wash., April 14, 1967.

Directing the public pension commission to study the effects of granting pensions to surviving spouses of public officers and employees (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Fred G. Redmon, John N. Ryder, Wes C. Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of the report of the Free Conference Committee on Substitute House Bill No. 532 and the motion by Senator Herrmann that the report of the Free Conference Committee be adopted.

Debate ensued.

The motion by Senator Herrmann was carried and the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 532 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 45; nays, 3; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Those voting nay were: Senators Neill, Ryder, Sandison—3.

Absent or not voting: Senator Connor—1.

Substitute House Bill No. 532 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The President declared the Senate to be at ease.

The President Pro Tempore called the Senate to order at 1:30 p.m.

MOTION

At 1:30 p.m., on motion of Senator Greive, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President Pro Tempore called the Senate to order at 2:30 p.m.

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

The Secretary read:

SENATE RESOLUTION

1967 EX - 46

By Senator Freise:

Whereas, The Washington Education Association has selected and announced its Teacher-of-the-Year Award; and

Whereas, Mary Esther Lassa of Walla Walla is Washington State's Teacher of the Year; and

Whereas, Mary Esther Lassa has exhibited tremendous understanding, patience, skill and devotion in her task of educating retarded children; and

Whereas, The accomplishments of Mary Esther Lassa reflect honor and credit to the Walla Walla community and to the Walla Walla Education Association and to the state of Washington; and

Whereas, Mary Esther Lassa will represent the state of Washington as a nominee for national honors; and

Whereas, The members of the Senate and citizens of the state of Washington are proud of the accomplishments of Mary Esther Lassa and wish to pay tribute to her;

Now, Therefore, Be It Resolved, That the Senate of the state of Washington does hereby commend *Mary Esther Lassa* for her outstanding accomplishments in her

chosen profession and extend to her its heartiest congratulations and best wishes for success in receiving national recognition of these accomplishments; and

Be It Further Resolved, That the Secretary of the Senate is directed to forward copies of this resolution to Mary Esther Lassa, the Washington Education Association and the Walla Walla Education Association.

On motion of Senator Freise, the resolution was adopted.

REPORT OF STANDING COMMITTEE

Reengrossed Substitute House Bill No. 99:

Senate Chamber,
Olympia, Wash., April 15, 1967.

Regulating and licensing food processing plants (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass.

George W. Kupka, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, Gordon Herr, James E. Keefe, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENT MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 15, 1967.

To The Honorable, The Senate of the State of Washington.
Lady and Gentlemen:

I have the honor to submit the following appointment to the position of Member, State Board of Prison Terms and Paroles, subject to your confirmation:

Ronald N. Hatten, appointed April 15, 1967, for a term ending April 15, 1972, succeeding George F. Parks.

Sincerely yours,
DANIEL J. EVANS,
Governor.

Referred to Committee on Institutions.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 15, 1967.

Mr. President:

The House has concurred in the Senate amendment to House Concurrent Resolution No. 42 and has passed the resolution as amended by the Senate.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 15, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 206,
Engrossed House Bill No. 323,
House Bill No. 404,
Engrossed House Bill No. 526,
House Bill No. 630,
Engrossed House Bill No. 636,
House Bill No. 694,
House Bill No. 976, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 15, 1967.

Mr. President:

The House continues to adhere to its position on the House amendments to Engrossed Senate Bill No. 165 and said bill together with the House amendments are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

It was moved by Senator Bailey that the Senate again adhere to its position on Engrossed Senate Bill No. 165 and that the House be asked to appoint a Conference Committee thereon.

Debate ensued.

The motion was carried.

House of Representatives,
Olympia, Wash., April 15, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 202 and asks the Senate to recede therefrom, and the same is herewith transmitted.
Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Woodall that the Senate adhere to its position on Engrossed House Bill No. 202.

Debate ensued.

The motion was carried.

House of Representatives,
Olympia, Wash., April 17, 1967.

Mr. President:

The Speaker has signed: House Bill No. 281,
House Bill No. 449,
House Joint Memorial No. 18,
House Concurrent Resolution No. 42,
House Concurrent Resolution No. 45, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 17, 1967.

Mr. President:

The House refuses to recede from its amendments to Engrossed Senate Bill No. 462 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 462 and the House amendments thereto, Representatives Bledsoe, Sawyer, and Berentson.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Greive that the House be granted a conference on Engrossed Senate Bill No. 462 and that the President appoint a Conference Committee thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President Pro Tempore appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 462, Senators Lewis, Peterson (Lowell) and Gissberg.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 17, 1967.

Mr. President:

The House has passed: Senate Bill No. 642 with the following amendments:

In line 3 of the title, after "penalties" and before the period insert "; and declaring an emergency"

Add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Peterson (Lowell), the Senate concurred in the House amendments to Senate Bill No. 642.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 642, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, **Woodall—45.**

Absent or not voting: Senators Dore, McCutcheon, Mardesich, Pritchard—4.

Senate Bill No. 642, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., April 17, 1967.

Mr. President:

The House refuses to concur in the Senate amendment to Engrossed House Bill No. 930 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Greive that the Senate refuse to recede from its amendments to Engrossed House Bill No. 930 and ask the House for a conference thereon.

The motion was carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President Pro Tempore appointed as Senate members of the Conference Committee on Engrossed House Bill No. 930, Senators Gissberg, Greive and Freise.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 206, by Representatives Goldsworthy, Zimmerman, Lux, Flanagan, Spanton, Hill, Amen, Lewis, Mahaffey, Bluechel, Newhouse, Lynch, Bledsoe, Kiskaddon, Holman, Farr, Reese, Brazier, Chapin, Cunningham, Wolf, McDougall, Kink, Haussler, DeJarnatt, Backstrom, O'Brien, Humiston and Richardson (by Executive request):

An Act providing for the attachment of fiscal notes to bills and resolutions of the legislature; prescribing procedures; amending section 43.41.020, chapter 8, Laws of 1965 and RCW 43.41.020.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 323, by Representatives Saling, Hoggins and Garrett:

An Act relating to education; establishing a professional practice commission to develop criteria and standards for professional performance among teachers; authorizing said commission to make advisory recommendations to the state board of education, boards of directors of school districts and other agencies for appropriate action based upon the finding of the commission; creating a new account in the state general fund and authorizing disbursements therefrom.

Referred to Committee on Rules and Joint Rules.

House Bill No. 404, by Representatives Saling, Bluechel and Conner (by Departmental request):

An Act relating to purchases with public funds; and repealing section 1, chapter 34, Laws of 1933 and RCW 39.24.010.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 526, by Representatives Saling, Conner and McCormick:

An Act relating to motor vehicles; making it illegal to abandon a motor vehicle; establishing financial responsibility therefor; providing a procedure for the reporting of stolen and abandoned vehicles, the storage of vehicles when recovered or abandoned, and the disposition thereof; amending section 46.52.110, chapter 12, Laws of 1961 as last amended by section 2, chapter 23, Laws of 1965 extraordinary session and RCW 46.52.110; adding six new sections to chapter 12, Laws of 1961 and to chapter 46.52 RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Highways.

House Bill No. 630, by Representatives Garrett, Whetzel and McGavick:

An Act relating to the sale or lease of air space over real property of cities of the first and second class.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 636, by Representatives Gorton, Bottiger and Chapin:

An Act relating to gifts of realty to minors.

Referred to Judiciary Committee.

House Bill No. 694, by Representatives Hill, Marsh, Walgren, Spanton, McDougall and Bozarth:

An Act relating to crimes and punishment; and adding new sections to chapter 249, Laws of 1909, and to chapter 9.54 RCW.

Referred to Judiciary Committee.

House Bill No. 976, by Representatives Lynch, Smythe and Brouillet:

An Act relating to education; adding a new section to chapter 8, Laws of 1967 first extraordinary session; and declaring an emergency.

On motion of Senator Sandison, the rules were suspended, House Bill No. 976 was advanced to second reading and read the second time by sections.

On motion of Senator Sandison, the rules were suspended, House Bill No. 976 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 976 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators McCutcheon, Mardesich, Peterson (Ted)—3.

House Bill No. 976, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Sandison, House Bill No. 976 was ordered immediately transmitted to the House.

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 281,
House Bill No. 449,
House Joint Memorial No. 18,
House Concurrent Resolution No. 42,
House Concurrent Resolution No. 45.**

SECOND READING OF BILLS

Reengrossed House Bill No. 261, by Representatives Swayze, Bottiger, Sawyer, Marzano, Humiston, Gallagher, Brouillet, Sheridan, Juelling and Newschwander:

Increasing to nine the number of superior court judges for Pierce county.

REPORT OF STANDING COMMITTEE

Reengrossed House Bill No. 261:

Senate Chamber,
Olympia, Wash., April 12, 1967.

Increasing to nine the number of superior court judges for Pierce County (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 13, after "*twenty*—" strike "*three*" and insert "*two*", and on line 15, after [seven] strike "*nine*" and insert "*eight*"

On page 2, section 3, line 5, after [four] and before "judges" strike "*six*" and insert "*five*"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Herbert H. Freise, William A. Gissberg, R. R. Bob Greive, Karl Herrmann, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Reengrossed House Bill No. 261 as amended by the Senate was advanced to third reading,

the second reading considered the third and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed House Bill No. 261 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—46.

Voting nay was: Senator Gissberg—1.

Absent or not voting: Senators Mardesich, Talley—2.

Reengrossed House Bill No. 261 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 498, by Representatives Humiston, Thompson and Elicker (by Departmental request):

Detailing powers of state board of health and director of health.

The bill was read the second time by sections.

It was moved by Senator Freise that the following amendment be adopted:

On page 3, section 2, line 4, after "thereunder," insert "and subject to the provisions of chapter 5.56 RCW".

On page 3, section 2, line 8, after "investigation" insert punctuation "." and strike remainder of section.

Debate ensued.

On motion of Senator Hallauer, Engrossed House Bill No. 498 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 595.

Engrossed House Bill No. 222, by Representatives Garrett, Barden and Grant:

Authorizing contributions by the state to its political subdivisions for flood control projects.

On motion of Senator Durkan, Engrossed House Bill No. 222 was ordered to retain its place on the second reading calendar for tomorrow.

Engrossed House Bill No. 182, by Representatives Humiston and Haussler (by Departmental request):

Authorizing a county central services department to perform ministerial duties on automatic data processing equipment, copy equipment, and duplicating equipment.

On motion of Senator Bailey, Engrossed House Bill No. 182 was ordered to retain its place on the second reading calendar for tomorrow.

Engrossed House Bill No. 483, by Representatives Humiston, McGavick and Zimmerman (by Executive request):

Providing a uniform statutory basis for collective bargaining.

The bill was read the second time by sections.

It was moved by Senator Atwood, that the following amendment by Senators Hallauer and Atwood be adopted:

On page 4, section 9, line 28 of the printed bill being section 10, page 4, line 24 of the engrossed bill, after "RCW." strike remainder of the section.

Debate ensued.

It was moved by Senator Greive that the amendment be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Connor, Knoblauch, Ridder, Bailey, Sandison, Stender, Rasmussen and Talley.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senators Hallauer and Atwood was laid upon the table by the following vote: Yeas, 27; nays, 19; absent or not voting, 3.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Dore, Durkan, Foley, Freise, Gissberg, Greive, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Sandison, Stender, Uhlman—27.

Those voting nay were: Senators Andersen, Atwood, Canfield, Donohue, Faulk, Guess, Hallauer, Hanna, Henry, Lennart, Lewis, McCormack, Metcalf, Pritchard, Redmon, Ryder, Talley, Williams, Woodall—19.

Absent or not voting: Senators Neill, Twigg, Washington—3.

On motion of Senator Bailey, the following amendments by Senators Bailey, Rasmussen, Durkan, Stender, Marquardt and Faulk were adopted:

On page 5, add a new section after section 12 to read as follows:

"Sec. 13. Section 15, chapter 1, Laws of 1961 and RCW 41.06.150 are each amended to read as follows:

The board shall adopt and promulgate rules and regulations, consistent with the purposes and provisions of this chapter and with the best standards of personnel administration, regarding the basis for, and procedures to be followed for, the dismissal, suspension, or demotion of an employee, and appeals therefrom; certification of names for vacancies, including departmental promotions, with the number of names equal to two more names than there are vacancies to be filled, such names representing applicants rated highest on eligibility lists; examinations for all positions in the competitive and noncompetitive service; appointments; probationary periods of six months and rejections therein; transfers; sick leaves and vacations; hours of work; layoffs when necessary and subsequent reemployment, both according to seniority; *determination of appropriate bargaining units within any agency: Provided, That in making such determination the board shall consider the duties, skills, and working conditions of the employees, the history of collective bargaining by the employees and their bargaining representatives, the extent of organization among the employees, and the desires of the employees; certification and decertification of exclusive bargaining representatives; agreements between agencies and [employee organizations] certified exclusive bargaining representatives providing for grievance procedures and collective negotiations on all personnel matters [, including wages, hours and working conditions, which may be peculiar to an agency] over which the appointing authority of the appropriate bargaining unit of such agency may lawfully exercise discretion; written agreements may contain provisions for payroll deductions of employee organization dues upon authorization by the employee member and for the cancellation of such payroll deduction by the filing of a proper prior notice by the employee with the appointing authority and the employee organization: Provided, That nothing contained herein shall permit or grant to any employee the right to strike or refuse to perform*

his official duties; adoption and revision of a comprehensive classification plan for all positions in the classified service, based on investigation and analysis of the duties and responsibilities of each such position; allocation and reallocation of positions within the classification plan; adoption and revision of a state salary schedule to reflect not less than the prevailing rates in Washington state private industries and other governmental units for positions of a similar nature, such adoption and revision subject to approval by the state budget director in accordance with the provisions of [chapter 328, Laws of 1959 (chapter 43.88 RCW)] *chapter 43.88 RCW*; training programs, including in-service, promotional and supervisory; regular increment increases within the series of steps for each pay grade, based on length of service for all employees whose standards of performance are such as to permit them to retain job status in the classified service; and providing for veteran's preference as required by existing statutes."

Renumber the remaining section as Sec. 14.

In line 4 of the title after "choice;" and before "and" insert "amending section 15, chapter 1, Laws of 1961 and RCW 41.06.150;"

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 483 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 483 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 4; absent or not voting, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams—43.

Those voting nay were: Senators Atwood, Guess, Lennart, Lewis—4.

Absent or not voting: Senators Twigg, Woodall—2.

Engrossed House Bill No. 483 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 595, by Representatives Leland, Conner, Cunningham and Whetzel:

Increasing motor vehicle fuel tax and providing for the disposition thereof.

On motion of Senator Bailey, Engrossed House Bill No. 595 was made a special order of business for tomorrow at 11:30 a.m.

Engrossed House Bill No. 498, by Representatives Humiston, Thompson and Elicker (by Departmental request):

Detailing powers of state board of health and director of health.

The Senate resumed consideration of Engrossed House Bill No. 498 and the amendment proposed by Senator Freise.

With leave of the Senate, Senator Freise was permitted to withdraw the amendment.

On motion of Senator Woodall, the following amendments were adopted:

On page 3, section 2, line 7 of the printed bill, after "ments" being line 6 of the engrossed bill, after "arguments" strike the semicolon and insert ", and"

On page 3, section 2, line 8 of the printed bill, being line 7 of the engrossed bill, after "under investigation." strike all of the material down to and including "contempt" on line 11 of the printed bill, being line 28 of the engrossed bill, and insert "The provisions of section 10, chapter 237, Laws of 1967 shall apply to subpoenas issued hereunder."

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 498 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage. Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 498 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Bailey, Guess, Herr, Herrmann, Lewis, McCormack, Pritchard, Sandison—8.

Engrossed House Bill No. 498 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING OF BILLS

Engrossed Senate Bill No. 132, by Senators Twigg, Hanna and Atwood:

Amending service of process on non-resident motorists.

On motion of Senator Greive, the rules were suspended, and Engrossed Senate Bill No. 132 was returned to second reading.

On motion of Senator Greive, Engrossed Senate Bill No. 132 was ordered to retain its place on the second reading calendar for tomorrow.

MOTION

At 3:50 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, April 18, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTIETH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Tuesday, April 18, 1967.

The Senate was called to order at 11:00 a.m. by President Pro Tempore Henry.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Robert Lisk, Color Bearer, and Heidi Johnson, presented the Colors.

Reverend Albert Louis LaPierre, pastor of the St. Michael's Church of Olympia, offered prayer as follows:

"Lord Jesus Christ, the necessity of much social legislation is due to a breakdown in kind service and the ability to talk things out within the home. Help each of us here to examine our own attitude toward the person to whom we are married so that first we will change ourselves, before attempting to change others. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 18, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 642 have inspected same, and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., April 18, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 31, Senate Bill No. 55, Senate Bill No. 642, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, R. R. Bob Greive.

PERSONAL PRIVILEGE

Senator Knoblauch:

"Mr. President and members of the Senate:

"Many times during the session we have passed a resolution complimenting someone in our district or in our state that has made an achievement. Last Saturday an honor came to a very fine friend of mine from Pierce county who throughout many years has been extremely fair to the members of both parties on coverage from Olympia and on other political news. I know he is going to be embarrassed, but last Saturday night Jack Pyle from the Tacoma News Tribune was chosen by the Washington Press Association the man with the top news reporting in the entire state. He was given the highest award at this awards banquet in Seattle and so I would like to compliment Jack for a job well done and for an honor well deserved. It is quite an

honor to be chosen the best in the state of Washington. Mr. President, I would like you to have Jack Pyle stand now and be recognized for the fine award that he just received."

Reengrossed House Bill No. 439:

Senate Chamber,
Olympia, Wash., April 11, 1967.

Changing fees for examination, registration and renewal of licenses for public accountants (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

George W. Kupka, *Chairman.*

We concur in this report: Frank Connor, Reuben A. Knoblauch, Richard G. (Dick) Marquardt, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

It was moved by Senator Guess that Engrossed House Bill No. 439 be referred to the Committee on Higher Education and Libraries.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Gissberg:

"Mr. President:

"I raise the question as to whether or not it takes a suspension of the rules and make parliamentary inquiry to the President. I believe under the rules you will find that when a bill has been reported out of a standing committee it shall be referred to the Committee on Rules and Joint Rules and to do otherwise would require a suspension of the rules."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"In reply to your parliamentary inquiry, Senator Gissberg, the gavel had rapped. The bill is now in the Committee on Rules and Joint Rules and has passed to second reading. Under Senate Rules 46 and 47, the President in ruling upon the point of order, believes it takes only a simple majority to take a bill away from a standing committee."

PARLIAMENTARY INQUIRY

Senator Woodall:

"Mr. President:

"Did I understand correctly that Senator Guess is moving to take a bill from the Committee on Rules and Joint Rules?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"That is the motion, Senator Woodall."

With leave of the Senate, Senator Guess was permitted to withdraw the motion.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 17, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 31,
Engrossed Senate Bill No. 55, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The Speaker has signed: House Bill No. 976, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 976.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., April 17, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 638 with the following amendment:

On page 2, section 1, line 14 of the printed and engrossed bill, after "street" and before the period insert ", or to select therefrom such portions thereof as the city may desire for park purposes", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

On motion of Senator Greive, the Senate refused to concur in the House amendment to Engrossed Senate Bill No. 638 and asked the House to recede therefrom.

SIGNED BY THE PRESIDENT

**The President Pro Tempore signed: Senate Bill No. 31,
Senate Bill No. 55,
Senate Bill No. 642.**

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has passed: Reengrossed Senate Bill No. 472 with the following amendments:

On page 2 of the printed and engrossed bill, following section 2, add two new sections to read as follows:

"Sec. 3. Section 23, chapter 255, Laws of 1927 as last amended by section 4, chapter 257, Laws of 1959 and RCW 79.01.092 are each amended to read as follows:

When in the judgment of the [commissioner of public lands] *department of natural resources*, a sufficient number of applications for the appraisal and sale, or the lease, for any lawful purpose, excepting mining of valuable minerals or coal, or extraction of petroleum or gas, of state lands, have been received, the [commissioner] *department* shall cause each tract of land so applied for to be inspected by one or more state land inspectors as to its character, topography, agricultural and grazing qualities, timber, coal, mineral, stone, gravel or other valuable material, the distance from any city or town, railroad, river, irrigation canal, ditch or other waterway, and a full report thereof to be made to the [commissioner] *department*, together with the inspector's judgment as to the present and prospective value, or rental value, as the case may be. In case of an application to purchase land granted to the state for educational purposes, the [commissioner] *department* shall submit said report together with all other information in the records of the office of the [commissioner of public lands] *department of natural resources* concerning the land applied for, to the board of natural resources, which board shall fix the value per acre of each lot, block, subdivision or tract proposed to be sold in one parcel, which value shall be not less than ten dollars per acre. In case of applications to purchase state lands, other than lands granted to the state for educational purposes and capitol building lands, the [commissioner of public lands] *department* shall appraise and fix the value thereof. In case of applications for the lease of state lands, for any lawful purposes other than that of mining for valuable minerals or coal, or extraction of petroleum or gas, the [commissioner of public lands] *department* shall fix the rental value thereof, and shall fix the limit of the value of the improvements that may be placed upon said land by any

lessee of the state, and may, in case the land is leased, at any time during the life of the lease, extend the limit of value of the improvements that may be placed upon the land covered by the lease, if he deems it advisable and for the best interest of the state, by written order which shall be filed with the lease in the [office of the commissioner] *department of natural resources*, and a copy mailed to the lessee at his last known post office address, and upon the expiration of such lease the [commissioner of public lands] *department*, shall not appraise said improvements in an amount exceeding the limit so fixed by the [commissioner of public lands] *department*: *Provided, That the board of natural resources, in considering the management of individual tracts of state lands, shall include in their consideration of the financial benefits that may accrue to the particular beneficiary of such trust land any increased financial benefits that the beneficiary may receive from direct and indirect state and local taxes, including improvement in values resulting from private development and the local taxation benefits therefrom, if the property were to be sold into private ownership.*

Sec. 4. Section 25, chapter 255, Laws of 1927 as amended by section 6, chapter 257, Laws of 1959 and RCW 79.01.100 are each amended to read as follows:

The [commissioner of public lands] *department of natural resources* shall cause all unplatted state lands, within the limits of any incorporated city or town, or within two miles of the boundary thereof, where the valuation of such lands is found by appraisement to exceed one hundred dollars per acre, to be platted into lots and blocks, of not more than five acres in a block, before the same are offered for sale, and not more than one block shall be offered for sale in one parcel. The [commissioner of public lands] *department of natural resources* may designate or describe any such plat by name, or numeral, or as an addition to such city or town, and upon the filing of any such plat, it shall be sufficient to describe the lands, or any portion thereof, embraced in such plat, according to the designation prescribed by the [commissioner of public lands] *department of natural resources*. Such plats shall be made in duplicate, and when properly authenticated by the [commissioner of public lands] *department of natural resources*, one copy thereof shall be filed in the office of the [commissioner] *department* and one copy in the office of the county auditor in which the lands are situated, and said auditor shall receive and file such plats without compensation or fees and make record thereof in the same manner as required by law for the filing and recording of other plats in his office.

In selling lands subject to the provisions of Article 16, section 4, of the state Constitution, the department of natural resources will be permitted to sell the land within the required land subdivision without being required to complete the construction of streets, utilities, and such similar things as may be required by any local government entity in the instance of the platting of private or other property within their area of jurisdiction: Provided, That no construction will be permitted on lands so sold until the purchaser or purchasers collectively comply with all of the normal requirements for platting."

Add a new section following section 4 which was added by the Committee on Natural Resources and amended by Representative Flanagan to read as follows:

"NEW SECTION. Sec. 5. There is added to chapter 255, Laws of 1927 and to chapter 79.01 RCW a new section to read as follows:

(1) The purpose of this section is to provide revenues to the state and its various taxing districts through the sale of public lands which are currently used primarily for grazing and similar low priority purposes, by enabling their development as irrigated agricultural lands.

(2) All applications for the purchase of lands of the foregoing character, when accompanied by a proposed plan of development of the lands for a higher priority use, shall be individually reviewed by the board of natural resources. The board shall thereupon determine whether the sale of the lands is in the public interest and upon an affirmative finding shall offer such lands for sale under the applicable provisions of this chapter: *Provided, That any such parcel of land shall be sold to the highest bidder but only at a bid equal to or higher than the last appraised valuation thereof as established by appraisers for the department for any such parcel of land: Provided Further, That any lands lying within United States reclamation areas, the sale price of which is limited or otherwise regulated pursuant to federal reclamation laws or regulations thereunder, need not be offered for sale so long as such limitations or regulations are applicable thereto.*

(3) The department of natural resources shall make appropriate regulations defining properties of such irrigated agricultural potential and shall take into account the economic benefits to the locality in classifying such properties for sale."

In the last line of the title of the printed and reengrossed bill after "RCW 79.01.096" and before the period insert "; and adding a new section to chapter 255, Laws of 1927 and to chapter 79.01 RCW", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Gissberg that the Senate do concur in the House amendments to Engrossed Senate Bill No. 472.

Debate ensued.

POINT OF INQUIRY

Senator Talley:

"Mr. President, would Senator Gissberg yield:

"Senator Gissberg, I was sponsor of a bill that did not pass which granted a fifty-five year lease to a man in my area. Would this be covered by this amendment?"

Senator Gissberg:

"Senator Talley:

"Although this does not specifically describe the land mentioned in your bill, it would authorize the commissioner of public lands to enter into a lease for a period of fifty-five years for commercial purposes."

Senator Talley:

"It is subject to review?"

Senator Gissberg:

"It does not mandate him to do so as your bill did, but this provides him with discretionary power to enter into a lease for that length of time."

The motion was carried.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 472, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Absent or not voting: Senator McCormack—1.

Engrossed Senate Bill No. 472, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 595 on second reading.

Engrossed House Bill No. 595, by Representatives Leland, Conner, Cunningham and Whetzel.

Increasing motor fuel tax and providing for the disposition thereof.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 595:

Senate Chamber,
Olympia, Wash., March 23, 1967.

Increasing motor vehicle fuel tax and providing for the disposition thereof (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 2, line 14 of the printed bill, being line 13 of the engrossed bill, after "nine" and before "cents" strike "and one-half"

On page 3, section 2, line 3 of the printed bill, being line 1 of the engrossed bill, after "nine" and before "cents" strike " and one-half"

On page 3, section 2, subsection (2), after "(2)" on line 9 of the printed bill, being line 7 of the engrossed bill, and before "of one" strike "Three-quarters" and insert "Five-eighths"

On page 3, section 2, subsection (3), line 11 of the printed bill, being line 9 of the engrossed bill, after "(3)" and before "of one" strike "Three-quarters" and insert "Five-eighths"

On page 3, section 2, line 21 of the printed bill, being line 18 of the engrossed bill, after "amendatory act" strike all the material down to and including "town" on line 22 of the engrossed bill being line 25 of the printed bill and insert: "[shall be matched twenty-five percent by such city or town and seventy-five percent from the proceeds of such one-half cent of additional tax: *And Provided Further, That the proceeds of such one-half cent of additional tax and the matching funds provided by such city or town*]"

On page 4, section 3, line 10 of the printed bill, being line 7 of the engrossed bill, after "nine" and before "cents" strike "and one-half"

On page 5, section 4, line 2 of the printed bill, being page 4, section 4, line 31 of the engrossed bill, after "nine" and before "cents" strike "and one-half"

On page 6, section 6, line 10 of the printed bill, being line 3 of the engrossed bill, after "nine" and before "cents" strike "and one-half"

On page 8, section 9, line 3 of the printed bill and the engrossed bill, after "proceeds of" and before "of one" strike "three-quarters" and insert "five-eighths"

On page 28 of the printed and engrossed bills, following section 55, add six new sections and renumber the remaining sections consecutively.

Sec. 56. Section 46.16.070, chapter 12, Laws of 1961 as amended by section 11, chapter 7, Laws of 1961 extraordinary session and RCW 46.16.070 are each amended to read as follows:

[In addition to other fees for the licensing of vehicles there shall be paid and collected annually for each motor truck and truck tractor based upon the maximum gross weight thereof as set by the licensee in his application, or otherwise, the following fees: *Provided, However, That all trucks or truck tractors shall be licensed for not less than one hundred fifty percent of its empty weight unless such an amount would be in excess of the legal limits prescribed for such a vehicle in RCW 46.44.040 in which event the vehicle shall be licensed for the maximum gross load specified for such a vehicle in RCW 46.44.040.*

Up to 4,000 lbs.....	\$ 5.00
4,000 lbs. or more and less than 6,000 lbs.....	10.00
6,000 lbs. or more and less than 8,000 lbs.....	17.50
8,000 lbs. or more and less than 10,000 lbs.....	22.50
10,000 lbs. or more and less than 12,000 lbs.....	29.50
12,000 lbs. or more and less than 14,000 lbs.....	36.50
14,000 lbs. or more and less than 16,000 lbs.....	43.50
16,000 lbs. or more and less than 18,000 lbs.....	62.50
18,000 lbs. or more and less than 20,000 lbs.....	85.00
20,000 lbs. or more and less than 22,000 lbs.....	110.00
22,000 lbs. or more and less than 24,000 lbs.....	145.00
24,000 lbs. or more and less than 26,000 lbs.....	180.00
26,000 lbs. or more and less than 28,000 lbs.....	220.00
28,000 lbs. or more and less than 30,000 lbs.....	260.00
30,000 lbs. or more and less than 32,000 lbs.....	305.00
32,000 lbs. or more and less than 34,000 lbs.....	340.00
34,000 lbs. or more and less than 36,000 lbs.....	395.00]

In addition to other fees for the licensing of vehicles there shall be paid and collected annually for each motor truck, truck tractor, and auto stage or for hire vehicle with seating capacity of six or more, based upon the maximum gross weight thereof, the following gross weight fees as indicated in column A: Provided, However, That in the case of each motor truck or truck tractor which is propelled by steam, electricity, natural gas, diesel oil, butane or propane, the fee shall be as provided in Column B:

	A	B
Up to 4,000 lbs.....	\$ 5.00	\$ 5.60
4,000 or more and less than 7,000 lbs.....	10.00	11.25
6,000 or more and less than 8,000 lbs.....	17.50	19.70
8,000 or more and less than 10,000 lbs.....	22.50	25.30
10,000 or more and less than 12,000 lbs.....	29.50	33.20
12,000 or more and less than 14,000 lbs.....	36.50	41.10
14,000 or more and less than 16,000 lbs.....	43.50	49.00
16,000 or more and less than 18,000 lbs.....	73.00	82.10
18,000 or more and less than 20,000 lbs.....	80.00	90.00
20,000 or more and less than 22,000 lbs.....	88.00	99.00
22,000 or more and less than 24,000 lbs.....	95.00	107.00
24,000 or more and less than 26,000 lbs.....	102.00	114.75
26,000 or more and less than 28,000 lbs.....	122.00	137.25
28,000 or more and less than 30,000 lbs.....	140.00	157.50
30,000 or more and less than 32,000 lbs.....	170.50	191.80
32,000 or more and less than 34,000 lbs.....	181.50	204.20
34,000 or more and less than 36,000 lbs.....	198.00	222.75
36,000 or more and less than 38,000 lbs.....	218.50	245.80
38,000 or more and less than 40,000 lbs.....	242.50	272.80
40,000 or more and less than 42,000 lbs.....	252.00	283.50
42,000 or more and less than 44,000 lbs.....	261.50	294.20
44,000 or more and less than 46,000 lbs.....	280.50	315.55
46,000 or more and less than 48,000 lbs.....	291.00	327.40
48,000 or more and less than 50,000 lbs.....	312.50	351.55
50,000 or more and less than 52,000 lbs.....	329.50	370.70
52,000 or more and less than 54,000 lbs.....	353.50	397.70
54,000 or more and less than 56,000 lbs.....	378.00	425.25
56,000 or more and less than 58,000 lbs.....	397.00	446.65
58,000 or more and less than 60,000 lbs.....	417.50	469.70
60,000 or more and less than 62,000 lbs.....	445.00	500.65
62,000 or more and less than 64,000 lbs.....	455.50	512.45
64,000 or more and less than 66,000 lbs.....	505.50	568.70
66,000 or more and less than 68,000 lbs.....	527.50	593.45
68,000 or more and less than 70,000 lbs.....	574.00	645.75
70,000 or more and less than 72,000 lbs.....	615.50	692.45

Provided, However, That every motor truck shall be licensed for not less than one hundred fifty percent of its empty weight unless such an amount would be in excess of the legal limits prescribed for such a vehicle in RCW 46.44.040 in which event the vehicle shall be licensed for the maximum gross load specified for such a vehicle.

"NEW SECTION. Sec. 57. There is added to chapter 12, Laws of 1961 and to chapter 46.16 RCW a new section to read as follows:

The maximum gross weight in the case of any motor truck or truck tractor shall be the scale weight of the motor truck or truck tractor, plus the scale weight of any trailer, semitrailer or pole trailer to be towed thereby, to which shall be added the maximum load to be carried thereon or towed thereby as set by the licensee in his application or otherwise.

The maximum gross weight in the case of any auto stage and for hire vehicle, except taxicabs, with seating capacity over six, shall be the scale weight of each auto stage and for hire vehicle plus an average load factor of fifty percent of the seating capacity computed at one hundred and fifty pounds per seat.

"NEW SECTION. Sec. 58. There is added to chapter 12, Laws of 1961 and to chapter 46.16 RCW a new section to read as follows:

In addition to other fees for the licensing of vehicles, there shall be paid and collected annually, for each auto stage and for hire vehicle, except taxicabs, with a seating capacity of six or less the sum of fifteen dollars.

Sec. 59. Section 46.16.040, chapter 12, Laws of 1961 and RCW 46.16.040 are each amended to read as follows:

Application for original vehicle license shall be made on form furnished for the purpose by the director of licenses. Such application shall be made by the owner of the vehicle or his duly authorized agent over the signature of such owner or agent, and he shall certify that the statements therein are true to the best of his knowledge. The application must show:

- (1) Name and address of the owner of the vehicle;
- (2) Trade name of the vehicle, model, year, type of body, the motor number or identification number thereof if such vehicle be a motor vehicle, or the serial number thereof if such vehicle be a trailer;
- (3) The power to be used—whether electric, steam, gas or other power;
- (4) The purpose for which said vehicle is to be used and the nature of the license required;
- (5) The maximum gross license for such vehicle which in case of for hire vehicles and auto stages shall be the maximum adult seating capacity thereof, exclusive of the operator, and in cases of motor trucks, *truck tractors*, trailers and semitrailers shall be the unladen weight of such vehicle to which shall be added the maximum gross load to be carried thereon or towed thereby, as the case may be, as set by the applicant, which maximum gross license shall in no event be less than the unladen weight thereof or more than the legal limit for such vehicle as allowed by law;
- (6) The weight of such vehicle, if it be a motor truck or trailer, which shall be the shipping weight thereof as given by the manufacturer thereof unless another weight is shown by weight slip verified by a certified weighmaster, which slip shall be attached to the original application;
- (7) Such other information as shall be required upon such application by the director of licenses.

Sec. 60. Section 46.16.125, chapter 12, Laws of 1961 and RCW 46.16.125 are each amended to read as follows:

In addition to the fees required by RCW 46.16.[120] 070, operators of auto stages with seating capacity over six shall pay quarterly, at the time they file gross earning returns with the public service commission, the sum of fifteen cents for each one hundred vehicle miles operated by each auto stage over the public highways of this state: *Provided*, That in the case of each auto stage propelled by steam, electricity, natural gas, diesel oil, butane or propane, the payment required hereunder shall be twenty cents per one hundred miles of such operation. The commission shall transmit all such sums so collected to the state treasurer, who shall deposit the same in the motor vehicle fund. Any person failing to make any payment required by this section shall be subject to a penalty of one hundred percent of the payment due hereunder, in addition to any penalty provided for failure to submit a quarterly report. Any penalties so collected shall be credited to the public service revolving fund.

NEW SECTION. Sec. 61. Section 46.16.072, chapter 12, Laws of 1961 as last amended by section 33, chapter 21, Laws of 1961 extraordinary session and RCW 46.16.072; section 46.16.074, chapter 12, Laws of 1961 as last amended by section 3, chapter 137, Laws of 1965 and RCW 46.16.075; section 46.16.110, chapter 12, Laws of 1961 and RCW 46.16.110; and section 46.16.120, chapter 12, Laws of 1961 as last amended by section 14, chapter 7, Laws of 1961 extraordinary session and RCW 46.16.120 are each repealed.

On page 28 of the printed and engrossed bills, strike all of section 57, renumbered "Sec. 63", and add a new section as follows:

NEW SECTION. Sec. 62. This 1967 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions and sections 1 through 55 and section 56, renumbered "Sec. 62", shall take effect on the first day of the month following the approval of this act by the governor; sections 56 through 61 shall take effect on July 1, 1967 with respect to fees paid on or after July 1, 1967. Fees paid pursuant to RCW 46.16.070, 46.16.072, 46.16.075 or 46.16.120 prior to July 1, 1967 shall not be affected by this act.

On page 28, beginning on line 13 of the printed and engrossed bills after section 57 add a new section to read as follows:

NEW SECTION. Sec. 63. All funds heretofore accumulated and undistributed to any city and town by reason of the matching requirements of the 1961 amendatory provisions in RCW 82.36.020 and 82.40.290 shall be immediately disbursed and released for use in accordance with the 1967 amendatory provisions of RCW 82.36.020 and 82.40.290.

This section is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions and shall take effect immediately."

On page 1, line 7 of the title of the printed and engrossed bills, after the semicolon and before "amending" insert "prescribing vehicle fees;"

On page 1, line 25 of the title of the printed and engrossed bills, after the semicolon and before "declaring" insert "amending section 46.16.070, chapter 12, Laws of 1961 as last amended by section 11, chapter 7, Laws of 1961 extraordinary session and RCW 46.16.070; adding two new sections to chapter 12, Laws of 1961 and to chapter 46.16 RCW; amending section 46.16.040, chapter 12, Laws of 1961 and RCW 46.16.040; repealing section 46.16.072, chapter 12, Laws of 1961 as last amended by section 33, chapter 21, Laws of 1961 extraordinary session and RCW 46.16.072; repealing section 46.16.074, chapter 12, Laws of 1961 as last amended by section 3, chapter 137 Laws of 1965 and RCW 46.16.075; repealing section 46.16.110, chapter 12, Laws of 1961 and RCW 46.16.110; repealing section 46.16.120, chapter 12, Laws of 1961 as last amended by section 14, chapter 7, Laws of 1961 extraordinary session and RCW 46.16.120;"

Nat Washington, *Chairman*,

....., *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, Larry Faulk, Wilbur G. Hallauer, James E. Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Ted G. Peterson, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, John H. Stender, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments to page 2, page 3, (except the amendment on page 3, section 2, line 21), page 4, page 5, page 6, page 8 and page 28 adding sections 56 through 61, were adopted.

It was moved by Senator Washington that the committee amendment to page 28, adding new section, section 62, be adopted.

Debate ensued.

Senators Washington, Greive and Pritchard demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Gissberg, the Senate proceeded under the Call of the Senate.

The President Pro Tempore declared the question before the Senate to be the adoption of the committee amendment to page 28 adding a new section, section 62.

Debate ensued.

Senator Washington demanded a roll call and the demand was sustained by Senators Ridder, Connor, Talley, Redmon, Williams, Pritchard, Marquardt and McCutcheon.

ROLL CALL

The Secretary called the roll. The motion was carried and the committee amendment to page 28 adding a new section, section 62 was adopted by the following vote: Yeas, 35; nays, 14.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Greive, Guess, Hallauer, Hanna, Herr, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Rasmussen, Redmon,

Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams—35.

Those voting nay were: Senators Atwood, Chytil, Donohue, Foley, Freise, Gissberg, Henry, Keefe, McCutcheon, McMillan, Neill, Peterson (Lowell), Sandison, Woodall—14.

MOTIONS

On motion of Senator Bailey, the Senate dispensed with the Call of the Senate.

At 12:40 p.m., on motion of Senator Bailey, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President Pro Tempore called the Senate to order at 2:00 p.m.

Senators Washington, Guess and Peterson (Ted) demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Washington, the Senate proceeded under the Call of the Senate.

SECOND READING OF BILLS

Engrossed House Bill No. 595, by Representatives Leland, Conner, Cunningham and Whetzel:

Increasing motor vehicle fuel tax and providing for the disposition thereof.

The Senate resumed consideration of Engrossed House Bill No. 595 on second reading, and the committee amendments thereto.

It was moved by Senator Foley that the committee amendment to page 3, section 2, line 21 and the committee amendment on page 28, line 13, adding new section, section 63 be adopted.

The motion was carried.

It was moved by Senator Greive that the following amendment be adopted:

On page 18, line 30 of the printed and engrossed bills, strike all of section 34, beginning on line 30 on page 18, down to and including line 3 on page 19, and renumber the remaining sections consecutively.

Debate ensued.

POINT OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Washington yield:

"Senator Washington, it's my understanding that you and Representative Leland worked this bill together and this is not something that is hidden in section 34 of the bill with any ulterior design in the area of politics or anything of that nature, is that correct?"

Senator Washington:

"That is correct. I was going to make this statement if you hadn't asked the question, and I will speak on it more after you finish speaking."

Further debate ensued.

POINT OF INQUIRY

Senator Gissberg:

"Will Senator Washington yield:

"I am wondering whether there is anything in this bill which would in any way prohibit the county commissioners from doing work within their county road district by public employees; namely, the road groups?"

Senator Washington:

"No, there isn't."

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Gissberg, Kupka, Hallauer, Washington, Morgan, Peterson (Lowell), McCutcheon and Lewis.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senator Greive was adopted by the following vote: Yeas, 32; nays, 17.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson (Lowell), Rasmussen, Ridder, Ryder, Sandison, Talley, Uhlman, Washington—32.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Lennart, Marquardt, Metcalf, Peterson (Ted), Pritchard, Redmon, Stender, Twigg, Williams, Woodall—17.

MOTION

It was moved by Senator Mardesich that Engrossed House Bill No. 595 on second reading be made a special order of business for tomorrow, immediately following lunch.

Debate ensued.

Senators Sandison, Gissberg and Washington demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Stender, Guess, Pritchard, Greive, Kupka, Dore, Knoblauch, Hallauer and McCormack.

ROLL CALL

The Secretary called the roll and the motion by Senator Mardesich was carried by the following vote: Yeas, 29; nays, 20.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Faulk, Foley, Gissberg, Greive, Herrmann, Keefe, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ryder, Sandison, Twigg, Williams, Woodall—29.

Those voting nay were: Senators Bailey, Connor, Dore, Durkan, Freise, Guess, Hallauer, Hanna, Henry, Herr, Knoblauch, McMillan, Morgan, Pritchard, Redmon, Ridder, Stender, Talley, Uhlman, Washington—20.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 930 and the Senate amendment thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Adams, Bagnariol, Morrison, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has concurred in the Senate amendments to Reengrossed House Bill No. 261 and has passed the bill as amended by the Senate.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed Senate Bill No. 282 and has passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 17, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed Senate Bill No. 282, limiting amount of credit life insurance under a group policy have had the same under consideration, and we recommend that Engrossed Senate Bill No. 282 be amended to read as follows:

"In section 1, beginning on line 7 of the printed bill, being section 1, beginning on line 6 of the engrossed bill, strike the remainder of the section and insert the following:

The initial amount of credit life insurance under a group policy shall at no time exceed the amount owed by the debtor which is repayable in installments to the creditor, or [ten thousand] *twelve thousand five hundred* dollars, whichever is less. Nor shall the amount repayable under the contract of indebtedness extend over a period in excess of [five] *seven* years, *except that in case of long term agricultural real estate mortgages or agricultural short term crop production loans, the amount of insurance on the life of the debtor shall at no time exceed the amount owed by him to the creditor or twenty-five thousand dollars, whichever is less.*", and that Engrossed Senate Bill No. 282 be passed, as amended.

Senate Members:

Karl Herrmann
Herbert H. Freise
Gordon Herr

House Members:

Robert W. O'Dell
Carlton A. Gladder
John Bagnariol

On motion of Senator Herrmann, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 282 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 49; nays, 0.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted),

Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—49.

Engrossed Senate Bill No. 282 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., April 17, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 419 with the following amendment:

On page 1, line 24, strike the Senate amendment by Senator Hallauer, thus restoring the bill to its original form, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Hallauer, the Senate adhered to its position on Engrossed Senate Bill No. 419 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President Pro Tempore appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 419, Senators Hallauer, Greive and Redmon.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 202, except the amendment by Senator Woodall adding two new sections, and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Greive, the Senate refused to recede from its amendment to Engrossed House Bill No. 202 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President Pro Tempore appointed as Senate members of the Conference Committee on Engrossed House Bill No. 202, Senators Uhlman, Twigg and Mardesich.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

The Secretary read:

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 17, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 318 with the following amendments:

On page 1 of the engrossed bill, strike the whole of lines 4, 5 and 6 of the title and insert "as last amended by section 3, chapter 218, Laws of 1967, and RCW 36.17.020."

On page 1, section 2, lines 17 and 18 of the engrossed bill, being page 1, section 2,

lines 17 and 18 of the printed bill, strike "as amended by section 1, chapter 164, Laws of 1963" and insert "as last amended by section 3, chapter 218, Laws of 1967"

On page 3 of the engrossed bill, being page 3 of the printed bill, section 2, line 2, after "dred dollars" and before the semicolon, strike "and [fifteen] *eighteen* dollars per diem for expenses"

On page 3 of the engrossed bill, being page 3 of the printed bill, section 2, line 8, after "hundred dollars" and before the semicolon, strike "and [fifteen] *eighteen* dollars per diem for expenses"

On page 3 of the engrossed bill, being page 3 of the printed bill, section 2, line 15, after "dollars" and before the period, strike "and [twelve] *fifteen* dollars per diem for expenses"

On page 3 of the engrossed bill, being page 3 of the printed bill, section 2, line 27, add a new paragraph to read as follows:

"In addition to the compensation provided for herein, county commissioners of counties of the sixth, seventh, eighth and ninth class shall be entitled to additional compensation for the performance of additional duties not a part of their regular duties as provided in RCW 36.32.320, as now or hereafter amended.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Talley, the Senate concurred in the House amendments to Engrossed Senate Bill No. 318.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 318, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yeas were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—43.

Absent or not voting: Senators Herr, Herrmann, McCormack, Metcalf, Pritchard, Woodall—6.

Engrossed Senate Bill No. 318, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Freise served notice that he would on the next working day move that the Senate reconsider the vote by which Engrossed Senate Bill No. 318 as amended by the House passed the Senate.

SIGNED BY THE PRESIDENT

The President Pro Tempore signed: Senate Bill No. 472.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 646, by Senator Rasmussen:

An Act relating to horse racing and betting or wagering by the pari-mutuel method thereon; adding new sections to chapter 385, Laws of 1955

and to chapter 63.28 RCW; adding a new section to chapter 55, Laws of 1933 and to chapter 67.16 RCW; and declaring an effective date.

Referred to Committee on Ways and Means.

MOTION

At 3:25 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, April 19, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-FIRST DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, April 19, 1967.

The Senate was called to order at 11:00 a.m. by President Pro Tempore Al Henry.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Robert Lisk, Color Bearer, and Joni Elway, presented the Colors.

Reverend Stephen T. Roman, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Our loving Father in heaven, You who order all things with equity, grant us in our office of love a heart that is just, a body to endure physical sacrifice, a conscience that is normal and well balanced, a mind filled with proper knowledge, a will that is wise and strong, and a disposition that is generous, courageous, joyful and wholesome. With the share we have in your authority, give us all strength to see, decide and act in what best concerns Your divine design and our welfare now and always. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 19, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 282,

Engrossed Senate Bill No. 318,

Engrossed Senate Bill No. 338, have inspected same, and find them correctly reengrossed.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Frank W. Foley.

Senate Chamber,
Olympia, Wash., April 19, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 194,

Senate Bill No. 282,
Senate Bill No. 472,
Senate Bill No. 519, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley.

Senate Chamber,
Olympia, Wash., April 19, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 318, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: William A. Gissberg, R. R. Bob Greive.

House Bill No. 686:

Senate Chamber,
Olympia, Wash., April 17, 1967.

Authorizing a referendum on outdoor recreational bond issue (reported by Committee on Ways and Means):

Recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wes C. Uhlman, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MOTIONS

On motion of Senator Freise, the Senate returned to the first order of business.

On motion of Senator Freise, Senate Bill No. 318 was ordered immediately transmitted to the House.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has passed: Senate Bill No. 194,
Senate Bill No. 519,
Senate Joint Resolution No. 24, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has passed: House Concurrent Resolution No. 46, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 472, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 31,
Senate Bill No. 55,
Senate Bill No. 642, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 202 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon, Representatives Whetzel, Sprague, Brazier, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Substitute House Bill No. 532 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 19, 1967.

Mr. President:

The Speaker has signed: House Bill No. 261,
Substitute House Bill No. 532, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

The President Pro Tempore declared the Senate to be at ease.
The President Pro Tempore called the Senate to order at 12:20 p.m.

MOTION

At 12:20 p.m., on motion of Senator Sandison, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

MOTION

On motion of Senator Woodall, the special order of business for 1:30 p.m., Engrossed House Bill No. 595 on second reading, was deferred until the Senate had completed the sixth order of business.

The Secretary read:

**MESSAGES FROM THE HOUSE
HOUSE AMENDMENTS TO SENATE BILL**

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has passed: Senate Bill No. 294 with the following amendments:

On page 2, section 5, line 23 after "pursuant to" and before "and a" strike "RCW 81.80.300" and insert "chapter 81.80 RCW"

On page 3, section 11, beginning on line 20, strike all of the matter down to and including "-.80.3175" on line 21 and insert "identification card and identification plate requirements of chapter 81.80 RCW", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

On motion of Senator Bailey, the Senate concurred in the House amendments to Senate Bill No. 294.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 294, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Dore, Durkan, Lennart, Neill, Rasmusen—5.

Senate Bill No. 294, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has passed:

Engrossed Senate Bill No. 338 with the following amendments:

In line 8 of the title of the printed and engrossed bill, after "RCW 21.24.070;" insert "adding twelve new sections to chapter 21.24 RCW;"

On page 12 of the printed and engrossed bill, following section 7, add twelve new sections to read as follows:

"NEW SECTION. Sec. 8. In this chapter, unless the context otherwise requires:

(1) An "adult" is a person who has attained the age of twenty-one years.

(2) A "bank" is a bank, trust company, savings and loan association, national banking association, or mutual savings bank.

(3) A "broker" is a person lawfully engaged in the business of effecting transactions in real property for the account of others who is licensed to do business under the laws of this state. The term includes a bank which effects or participates in effecting such transactions.

(4) "Court" means the superior courts of the state of Washington.

(5) "The custodial property" includes:

(a) All real property interests and all rents, royalties and income therefrom under the supervision of the same custodian for the same minor as a consequence of a gift or gifts made to the minor in a manner prescribed in this chapter.

(b) The income from the custodial property; and

(c) The proceeds, immediate and remote, from the sale, exchange, conversion, investment, reinvestment or other disposition of such money and income.

(6) A "Custodian" is a person so designated in a manner prescribed in this chapter.

(7) A "guardian" of a minor includes the general guardian, guardian or curator of his property, estate or person.

(8) An "issuer" is a person who places or authorizes the placing of his name on real property interest other than as a transfer agent, to evidence that it represents an interest in his property or to evidence his duty or undertaking to perform an obligation evidenced by the real property interest, or who becomes responsible for or in place of any such person.

(9) A "legal representative" of a person is his executor or the administrator, general guardian, guardian, conservator or curator of his property or estate.

(10) A "member" of a "minor's family" means any of the minor's parents, grandparents, brothers, sisters, uncles and aunts, whether of the whole blood or the half blood, or by or through legal adoption.

(11) A "minor" is a person who has not attained the age of twenty-one years.

(12) A "real property interest" includes any note, mortgage, contract to purchase or to sell real property, option to purchase or to sell real property, deed evidencing any title to or interest in real property, or, in general, any interest or instrument commonly recognized as evidencing or purporting to evidence an interest in real property, however minimal. The term does not include a "security" within the definition of RCW 21.24.010(12) as now or hereafter amended.

(13) A "transfer agent" is a person who acts as authenticating trustee, transfer agent or real estate broker or salesman as defined in RCW 18.85.010 as now or hereafter amended.

(14) A "trust company" is a bank authorized to exercise trust powers.

NEW SECTION. Sec. 9. (1) An adult person may, during his lifetime, make a gift of a real property interest to a person who is a minor on the date of the gift if the subject of the gift is a real property interest which constitutes a recordable interest or charge in or against real property in the records of the county auditor, by registering it in the name of the donor, another adult person or a trust company, followed, in substance, by the words: "As custodian for (name of minor) under the 1967 Washington gifts of realty to minors act".

(2) Any gift made in a manner prescribed in subsection (1) of this section may be made to only one minor and only one person may be the custodian.

(3) A donor who makes a gift to a minor in the manner prescribed in subsection (1) of this section shall promptly do all things within his power to put the subject of the gift in the possession and control of the custodian.

(4) The donor may not under this chapter make gifts of custodial property when, added to gifts permitted under chapter 21.24 RCW as now or hereafter amended, such property (a) exceeds three thousand dollars in aggregate value to any one minor in any one year, or (b) exceeds thirty thousand dollars in aggregate value to any one minor. Value shall be computed on the basis of the actual value of each unit of property on the date the gift became effective.

NEW SECTION. Sec. 10. (1) A gift made in a manner prescribed in this chapter is irrevocable and conveys to the minor indefeasibly vested legal title to the real property interest given, but no guardian of the minor has any right, power, duty or authority with respect to the custodial property except as provided in this chapter.

(2) By making a gift in a manner prescribed in this chapter, the donor incorporates in his gift all the provisions of this chapter and grants to the custodian, and to any issuer, transfer agent, bank, broker or third person dealing with a person designated as custodian, the respective powers, rights and immunities provided in this chapter.

NEW SECTION. Sec. 11. (1) The custodian shall collect, hold, manage, invest and reinvest the custodial property and all rents, royalties and income received therefrom for the best interest of the minor and according to the provisions of this chapter.

(2) The custodian may expend for the benefit of a minor, or pay over to the minor if he is eighteen years old or more for expenditure by him, such monthly amounts as may be reasonably necessary for the minor's actual living expenses including maintenance, schooling and medical or dental expense, with or without court order, with or without regard to the duty of himself or of any other person to support the minor or his ability to do so, and with or without regard to any other income or property of the minor which may be applicable or available for any such purpose.

(3) The court, on the petition of a parent or guardian of the minor or of the minor, if he has attained the age of fourteen years, may order the custodian to pay over to the minor for expenditure by him or to expend so much of or all the custodial property as is necessary for the minor's support, maintenance or education.

(4) To the extent that the custodial property is not so expended, the custodian shall deliver or pay it over to the minor on his attaining the age of twenty-one years, or, if the minor dies before attaining the age of twenty-one years, he shall thereupon deliver or pay it over to the estate of the minor.

(5) The custodian, notwithstanding statutes restricting investments by fiduciaries, shall invest and reinvest the custodial property as would a prudent man of discretion and intelligence who is seeking a reasonable income and the preservation of his capital, except that he may, in his discretion and without liability to the minor or his estate, purchase or retain a real property interest given to the minor in a manner prescribed in this chapter.

(6) The custodian may grant, sell, convey, lease, demise, exchange, convert or otherwise dispose of custodial property as would a prudent man of discretion and intelligence. He may consent, directly or through a committee or other agent, to the sale, lease, pledge or mortgage of any property by or to any broker, agent, or trust company, and to any other action by any broker, agent, or trust company. He may execute and deliver any and all instruments in writing which he deems advisable to carry out any of his powers as custodian.

(7) The custodian shall record each real property interest which is custodial property in the name of the custodian, followed, in substance, by the words: "As custodian for (name of minor) under the 1967 Washington gifts of realty to minors act". The custodian shall hold all money received in rents, royalties and other income from the custodial property in an account with a bank in the name of the custodian, followed, in substance, by the words: "As custodian for (name of minor) under the 1967 Washington gifts of realty to minors act". The custodian shall keep all other custodial property separate and distinct from his own property in a manner to identify it clearly as custodial property; and shall further, except as provided in section 9 of this chapter, maintain all property and funds held pursuant to this chapter segregated from securities and money held under chapter 21.24 RCW.

(8) The custodian shall keep records of all transactions with respect to the custodial property and make them available for inspection at reasonable intervals by a parent or legal representative of the minor or by the minor, if he has attained the age of fourteen years.

(9) A custodian has, with respect to the custodial property, in addition to the rights and powers provided in this chapter, all the rights and powers which a guardian has with respect to property not held as custodial property.

NEW SECTION. Sec. 12. (1) A custodian is entitled to reimbursement from the custodial property for his reasonable expenses incurred in the performance of his duties.

(2) A custodian may act without compensation for his services.

(3) Unless he is a donor, a custodian may receive from the custodial property reasonable compensation for his services determined by one of the following standards in the order stated:

(a) A direction by the donor when the gift is made;

(b) An order of the court.

(4) Except as otherwise provided in this chapter, a custodian shall not be required to give a bond for the performance of his duties.

(5) A custodian not compensated for his services is not liable for losses to the custodial property unless they result from his bad faith, intentional wrongdoing or gross negligence or from his failure to maintain the standard of prudence in investing the custodial property provided in this chapter.

NEW SECTION. Sec. 13. Although this section does not exempt from liability any third persons who would otherwise be liable for honoring a forged signature, no transfer agent, bank, broker or other person acting on the instructions of or otherwise dealing with any person purporting to act as a donor or in the capacity of a custodian is responsible for determining whether the person designated by the purported donor or purporting to act as a custodian has been duly designated or whether any purchase, sale, incumbrance, or transfer to or by or any other act of any person purporting to act in the capacity of custodian is in accordance with or authorized by this chapter, or is obliged to inquire into the validity or propriety under this chapter of any

instrument of instructions executed or given by a person purporting to act as a donor or in the capacity of a custodian, or is bound to see to the application by any person purporting to act in the capacity of a custodian of any money or other property paid or delivered to him.

NEW SECTION. Sec. 14. (1) Only an adult member of the minor's family, a guardian of the minor or a trust company is eligible to become a successor custodian. A successor custodian has all the rights, powers, duties and immunities of a custodian designated in a manner prescribed by this chapter.

(2) A custodian, other than the donor, may resign and designate his successor by:

(a) Executing an instrument of resignation designating the successor custodian; and

(b) Causing each real property interest which is custodial property to be registered and recorded in the name of the successor custodian followed, in substance, by the words: "As custodian for (name of minor) under the 1967 Washington gifts of realty to minors act"; and

(c) Delivering to the successor custodian a duly acknowledged instrument of resignation, each real property interest recorded in the name of the successor custodian and all other custodial property, together with any additional instruments required for the transfer thereof.

(3) A custodian, whether or not a donor, may petition the court for permission to resign and for the designation of a successor custodian.

(4) If the person designated as custodian is not eligible, renounces or dies before the minor attains the age of twenty-one years, the guardian of the estate of the minor shall be successor custodian. If the minor has no guardian of his estate, a donor, his legal representative, the legal representative of the custodian, an adult member of the minor's family, or the minor, if he has attained the age of fourteen years, may petition the court for the designation of a successor custodian.

(5) A donor, the legal representative of a donor, an adult member of the minor's family, a guardian of the minor or the minor, if he has attained the age of fourteen years, may petition the court that, for cause shown in the petition, the custodian be removed and a successor custodian be designated or, in the alternative, that the custodian be required to give bond for the performance of his duties.

(6) Upon the filing of a petition as provided in this section, the court shall grant an order, directed to the persons and returnable on such notice as the court may require, to show cause why the relief prayed for in the petition should not be granted and, in due course, grant such relief as the court finds to be in the best interests of the minor.

NEW SECTION. Sec. 15. (1) The minor, if he has attained the age of fourteen years, or the legal representative of the minor, an adult member of the minor's family, or a donor or his legal representative may petition the court for an accounting by the custodian or his legal representative.

(2) The court, in a proceeding under this chapter or otherwise, may require or permit the custodian or his legal representative to account and, if the custodian is removed, shall so require and order delivery of all custodial property to the successor custodian and the execution of all instruments required for the transfer thereof.

NEW SECTION. Sec. 16. A custodian may, at any time, transfer the proceeds of any rental, royalty or other income, or the corpus or any part thereof, held in money or in liquid form, under the provisions of this chapter, into an account qualifying under chapter 21.24 RCW, to the extent that such transfer constitutes a prudent transaction within the application and rules of chapter 21.24 RCW.

NEW SECTION. Sec. 17. (1) This chapter shall not be construed as providing an exclusive method for making gifts to minors.

(2) This chapter shall not repeal, amend, or modify the provisions of chapter 21.24 RCW, but shall be held to be an additional, concurrent, or alternative method of providing for gifts to minors.

NEW SECTION. Sec. 18. This chapter may be cited as the "1967 Washington gifts of realty to minors act".

NEW SECTION. Sec. 19. If any provision of this chapter, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provisions to other persons or circumstances is not affected."

Renumber the remaining section accordingly., and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Freise, the Senate concurred in the House amendments to Engrossed Senate Bill No. 338.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 338, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Durkan, Hanna, Lennart, Neill, Rasmussen—5.

Engrossed Senate Bill No. 338, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate returned to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 19, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Joint Resolution No. 24, have inspected same, and find it correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 24, by Senators Bailey and Neill:

Prescribing a cut-off date for consideration of bills.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 24 was advanced to second reading and read the second time in full.

On motion of Senator Greive, Senate Concurrent Resolution No. 24 on second reading was made a special order of business for 2:30 p.m.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 46, by Representatives Lynch, Day, Goldsworthy, Chapin, Chatalas, Veroske, Ceccarelli, Wolf, Lux, Rosellini, Backstrom, Marsh, Smythe and Farr:

Directing the legislative budget committee to make a study of fiscal support for the state program on alcoholism.

On motion of Senator Uhlman, the rules were suspended, House Concurrent Resolution No. 46 was advanced to second reading and read the second time in full.

On motion of Senator Uhlman, the rules were suspended, House Concurrent Resolution No. 46 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 595 on second reading.

Engrossed House Bill No. 595, by Representatives Leland, Conner, Cunningham and Whetzel:

Increasing motor vehicle fuel tax and providing for the disposition thereof.

On motion of Senator Williams, the following amendment was adopted:

On page 11 of the printed bill, strike the two House committee amendments to section 18, lines 27 and 28, thus restoring subsection (7) as set forth in the printed bill.

On motion of Senator Washington, the committee amendments to the title were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 595 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Washington, Bailey and Pritchard demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Washington, the Senate proceeded under the Call of the Senate.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 595 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 28; nays, 21.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Dore, Faulk, Greive, Hallauer, Hanna, Herr, Knoblauch, Kupka, Lennart, Lewis, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Stender, Uhlman, Washington, Williams,—28.

Those voting nay were: Senators Atwood, Chytil, Cooney, Donohue, Durkan, Foley, Freise, Gissberg, Guess, Henry, Herrmann, Keefe, McCormack, McCutcheon, McMillan, Peterson (Lowell), Rasmussen, Sandison, Talley, Twigg, Woodall—21.

Engrossed House Bill No. 595 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich served notice that he would, on the next working day, move that the Senate reconsider the vote by which Engrossed House Bill No. 595 passed the Senate.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Washington moved that the rules be suspended and that the Senate do now reconsider the vote by which Engrossed House Bill No. 595 passed the Senate.

Debate ensued.

Senator Gissberg demanded a roll call and the demand was sustained by Senators Guess, McCutcheon, Talley, Bailey, Uhlman, Rasmussen, Donohue and Washington.

ROLL CALL

The Secretary called the roll. The motion to suspend the rules and immediately reconsider the vote by which Engrossed House Bill No. 595 passed the Senate was carried by the following vote: Yeas, 35; nays, 14.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Dore, Faulk, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Knoblauch, Kupka, Lennart, Lewis, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Stender, Talley, Uhlman, Washington, Williams—35.

Those voting nay were: Senators Atwood, Chytil, Donohue, Durkan, Foley, Gissberg, Keefe, McCormack, McCutcheon, Mardesich, Peterson (Lowell), Sandison, Twigg, Woodall—14.

Senators Washington, Talley and Ryder demanded the previous question and the demand was sustained.

PARLIAMENTARY INQUIRY

Senator Uhlman:

"Mr. President, point of parliamentary inquiry:

"It is my understanding that the first vote was to suspend the rules, is that correct?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"And to immediately reconsider."

Senator Uhlman:

"The two were combined?"

President Pro Tempore Henry:

"Yes."

Senator Uhlman:

"You can't combine them, Mr. President. That's in contravention of the rules."

President Pro Tempore Henry:

"I did, Senator Uhlman, in the absence of a demand that the question be divided."

The President Pro Tempore declared the question before the Senate to be the final passage of Engrossed House Bill No. 595 as amended by the Senate.

RECONSIDERATION

The Secretary called the roll on the final passage of Engrossed House Bill No. 595 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 28; nays, 21.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Dore, Faulk, Greive, Hallauer, Hanna, Herr, Knoblauch, Kupka, Lennart, Lewis, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Stender, Uhlman, Washington, Williams—28.

Those voting nay were: Senators Atwood, Chytil, Cooney, Donohue, Durkan, Foley, Freise, Gissberg, Guess, Henry, Herrmann, Keefe, McCormack, McCutcheon, McMillan, Peterson (Lowell), Rasmussen, Sandison, Talley, Twigg, Woodall—21.

Engrossed House Bill No. 595 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDNT

**The President Pro Tempore signed: Senate Bill No. 194,
Senate Bill No. 282,
Senate Bill No. 318,
Senate Bill No. 519,
Senate Joint Resolution No. 24.**

MOTIONS

On motion of Senator Keefe, the Senate dispensed with the Call of the Senate.

On motion of Senator Washington, Engrossed House Bill No. 595 as amended by the Senate was ordered immediately transmitted to the House.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Concurrent Resolution No. 24 on second reading.

Senate Concurrent Resolution No. 24, by Senators Bailey and Neill:
Prescribing a cut-off date for consideration of bills.

PARLIAMENTARY INQUIRY

Senator Woodall:

"Mr. President:

"Point of parliamentary inquiry: Some four years ago the question was raised as to whether or not confirmations came within the purview of the wording and matters relating to the interim. At that time the President ruled that confirmations came within the purview of that wording. Would that still be the ruling of the President at this point to your knowledge?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"My shotgun opinion would say yes, Senator."

Senator Woodall:

"In other words, if you were in the Chair, you would so rule?"

President Pro Tempore Henry:

"This relates to the particular resolution we are considering?"

Senator Woodall:

"Yes."

President Pro Tempore Henry:

"Yes."

Senator Woodall:

"In other words, if we have some confirmations that have not been acted upon, I would not want to foreclose their being acted upon and unless it comes within the purview of matters pertaining to interim, I would like to prepare an amendment to insert confirmations."

POINT OF ORDER

Senator Hallauer:

"Point of order on the inquiry, Mr. President:

"It would seem to me that since this would be a matter solely before the Senate, that it would be outside of the bounds of any concurrent resolution."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"My parliamentarian says you both have a good point."

MOTION

It was moved by Senator Greive that Senate Concurrent Resolution No. 24 be made a special order of business for 2:30 p.m.

Debate ensued.

With leave of the Senate, Senator Greive was permitted to withdraw the motion.

PARLIAMENTARY INQUIRY

Senator Woodall:

"Mr. President:

"If we have a ruling on my parliamentary inquiry, I do not feel that any amendment would be necessary."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"Drawing solely upon my memory of many past sessions, the president would make a ruling that this resolution would not effect confirmations of gubernatorial appointments coming before this body."

Senator Woodall:

"Mr. President:

"President Cherberg so ruled I think four years ago on a similar matter. You would so rule if you were in the Chair?"

President Pro Tempore Henry:

"While I probably will not be presiding when the matter does come up, if I am, I will rule the same way."

MOTIONS

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 24 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

MOTIONS

On motion of Senator Ryder, Senate Concurrent Resolution No. 24 was ordered immediately transmitted to the House.

It was moved by Senator Greive that the Senate advance to the seventh order of business and consider only the Senate bills on the second reading calendar in the order in which they appeared on the calendar, deferring consideration of the House bills contained thereon.

The motion was carried.

SECOND READING OF BILLS

Engrossed Senate Bill No. 132, by Senators Twigg, Hanna and Atwood:

Amending service of process on non-resident motorists.

The bill was read the second time by sections.

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Twigg yield:

"Senator Twigg, yesterday you felt there was some constitutional question on this bill. Has that been resolved overnight?"

Senator Twigg:

"No constitutional questions are resolved overnight, Senator. However, I have studied the matter and I feel I can present it properly to the parties in the House who had questions earlier and secure their approval."

On motion of Senator Twigg, the rules were suspended, Engrossed Senate Bill No. 132 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 132 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Atwood, Freise, Gissberg, Hallauer, Lewis, McCormack, McMillan, Mardesich—8.

Engrossed Senate Bill No. 132, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 643, by Senators Kupka, Durkan and Stender:

Preferring labor claims over claims of state agency when distraint or insolvency proceedings.

The bill was read the second time by sections.

On motion of Senator Kupka, the rules were suspended, Senate Bill No. 643 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 643 and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Absent or not voting: Senators Hallauer, Lewis, McCutcheon—3.

Senate Bill No. 643, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Bill No. 325, by Senators Uhlman, Andersen and Dore:

Prescribing changes to the probate law and procedure.

REPORT OF STANDING COMMITTEE

Senate Bill No. 325:

Senate Chamber,
Olympia, Wash., April 12, 1967.

Prescribing changes to the probate law and procedure (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 2 following the period on line 20 insert two new sections as follows:

"**NEW SECTION.** Sec. 3. There is added to chapter 145, Laws of 1965 and to chapter 11.40 RCW a new section to be designated as RCW 11.40.011, to read as follows:

The time limitation for serving and filing of claims shall not accrue to the benefit of any liability or casualty insurer as to claims against the deceased and/or the marital community of which the deceased was a member and such claims may be:

(1) Served on the personal representative, or the attorney for the estate at any time during the normal applicable period under statute establishing periods of limitation of actions within which actions must be commenced; or

(2) If the personal representative shall have been discharged, then the claimant as a creditor may cause a new personal representative to be appointed and the estate to be reopened in which case service may be had upon the new personal representative or his attorney of record.

Claims may be served and filed as herein provided, notwithstanding the conclusion of any probate proceedings: *Provided*, That the amount of recovery under such claims shall not exceed the amount of applicable insurance coverages and proceeds: *And Provided Further*, That such claims so served and filed shall not constitute a cloud or lien upon the title to the assets of the estate under probate nor delay or prevent the conclusion of probate proceedings or the transfer or distribution of assets of the estate subject to such probate.

NEW SECTION. Sec. 4. Section 8, chapter 168, Laws of 1967 is hereby repealed."

Renumber the remaining section.

In line 4 of the title, after "RCW 11.56.010;" insert "adding a new section to chapter 145, Laws of 1965 and to chapter 11.40 RCW; repealing section 8, chapter 168, Laws of 1967;"

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Anderson, R. Frank Atwood, Herbert H. Freise, R. R. Bob Greive, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 325 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 325 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Williams, Woodall—43.

Absent or not voting: Senators Lennart, Lewis, McCormack, McMillan, Mardesich, Washington—6.

Engrossed Senate Bill No. 325, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Ryder, Engrossed Senate Bill No. 325 was ordered immediately transmitted to the House.

Senate Bill No. 645, by Senators Greive, Durkan, McCutcheon, Gissberg and Bailey:

Pertaining to communications and data processing.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 645 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 645 and the bill passed the Senate by the following vote: Yeas, 30; nays, 13; absent or not voting, 6.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Morgan, Peterson (Lowell), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington—30.

Those voting nay were: Senators Andersen, Atwood, Canfield, Faulk, Freise, Guess, Marquardt, Metcalf, Neill, Peterson (Ted), Redmond, Twigg, Woodall—13.

Absent or not voting: Senators Lennart, Lewis, McCormack, Mardesich, Pritchard, Williams—6.

Senate Bill No. 645, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hallauer, Senate Bill No. 645 was ordered immediately transmitted to the House.

Senate Bill No. 620, by Senators Durkan, Peterson (Lowell) and Knoblauch:

Providing bonus for certain veterans of the armed forces from Washington.

On motion of Senator Durkan, the rules were suspended to permit Senator Keefe's name to be added as a sponsor to Senate Bill No. 620.

The bill was read the second time by sections.

On motion of Senator Knoblauch, the rules were suspended, Senate Bill No. 620 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Knoblauch yield:

"Senator, on page 2 of the bill it states that this bonus will be paid between a certain period commencing August 25, 1964, and ending on the date of an armistice involving the United States Forces battling in Viet Nam. Now my question is specifically this: If there is no armistice, assuming that there is no armistice—and I am not sure whether that term has a legal connotation or not—whether we could go on paying bonuses for an indefinite period, say five or ten years, or in the event that this breaks out into an all out conflagration, is it your intent that we pay a bonus in that event?"

Senator Knoblauch:

"I see no cutoff date as far as to the bill is concerned, and I would assume that the bonus would be paid until the war ended. If we had to, we could enact any other legislation of course in future sessions."

Debate ensued.

Senator Woodall:

"Senator Knoblauch, I notice you said you would gladly pay your part of the tax to do this. Reading the act, I note it is only on cigarettes. It does not include cigars."

Senator Knoblauch:

"Senator Woodall, I have no objections if you want to put that in the bill. It is my understanding in the past that there was some technical problem that this could not be done, but I have no objections."

Senator Guess:

"Mr. President, would Senator Knoblauch yield:

"Under the terms of this bill, when will the first veteran start drawing the benefit?"

Senator Knoblauch:

"Bonus payments will begin on July 1st following the twenty million dollar bond issue election. This would be on July 1, 1969 but could be a year earlier if the legislature declared the 1967 fall election a general election."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 620 and the bill passed the Senate by the following vote: Yeas, 42; nays, 5; absent or not voting, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Len-

nart, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Woodall—42.

Those voting nay were: Senators Atwood, Faulk, Pritchard, Twigg, Williams—5.

Absent or not voting: Senators Lewis, McCormack—2.

Senate Bill No. 620, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:25 p.m., on motion of Senator Greive, the Senate adjourned until 9:30 a.m., Thursday, April 20, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-SECOND DAY

MORNING SESSION

Senate Chamber,
Olympia, Washington, Thursday, April 20, 1967.

The Senate was called to order at 9:30 a.m. by President Pro Tempore Al Henry.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Gregory Klump, Color Bearer, and Camisa Carlson, presented the Colors.

Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God, whose wisdom is infinite, whose love is abiding, whose truth is enduring, beyond whose ken we cannot drift.

"As we come to share in the work of this new day let Thy light shine on us. Making plain some answers to our questions, giving assurance for our doubts, strength for our tasks, and judgment that is fair and just.

"For this we pray in our Master's Name. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 20, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No.

Senate Bill No. 325, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, William A. Gissberg.

Senate Chamber,

Olympia, Wash., April 20, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 294,

Senate Bill No. 338,

Senate Bill No. 507,

Substitute Senate Bill No. 604,

Senate Bill No. 638, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, William A. Gissberg.

The President Pro Tempore declared the Senate to be at ease.

The President Pro Tempore called the Senate to order at 10:30 a.m.

On motion of Senator Greive, the Senate advanced to the seventh order of business.

SECOND READING OF BILLS

Engrossed House Bill No. 222, by Representatives Garrett, Barden and Grant:

Authorizing contributions by the state to its political subdivisions for flood control projects.

The bill was read the second time by sections.

On motion of Senator Durkan, the following amendments were adopted:

On page 2, following section 5 of the printed and engrossed bill, add three new sections as follows:

"Sec. 6. Section 7, chapter 153, Laws of 1961 and RCW 86.15.070 are each amended to read as follows:

The board may appoint a county-wide advisory committee, *which shall consist of not more than fifteen members*. [and] *The board* also may appoint an advisory committee for any zone or combination of two or more zones which committees shall consist of not more than five members. Members of [the] *an advisory committee* [or committees] shall serve without pay [but may receive their reasonable expense] and shall serve at the pleasure of the board.

NEW SECTION. Sec. 7. There is added to chapter 153, Laws of 1961 and to chapter 86.15 RCW, a new section to read as follows:

The board may provide by resolution for revenues by fixing rates and charges for the furnishing of service to those served or receiving benefits from a flood control improvement: *Provided*, That the service charge shall be uniform for the same class of benefits or service. In classifying services furnished or benefits received the board may in its discretion consider the character and use of land and its water runoff characteristics and any other matters which present a reasonable difference as a ground for distinction. Service charges shall be applicable to a zone or participating zones. The disposition of all revenue from service charges shall be in accordance with RCW 86.15.130.

NEW SECTION. Sec. 8. There is added to chapter 153, Laws of 1961 and to chapter 86.15 RCW, a new section to read as follows:

The board may authorize the issuance of revenue bonds to finance any flood control improvement. Such bonds may be issued by the board in the same manner as prescribed in RCW 36.67.510 through 36.67.570 pertaining to counties. Such bonds shall be issued on behalf of the zone of participating zones when the improvement has by the resolution, provided in RCW 86.15.110, been found to be of benefit to a zone or participating zones.

Each revenue bond shall state on its face that it is payable from a special fund, naming such fund and the resolution creating the fund.

Revenue bond principal, interest, and all other related necessary expenses shall be payable only out of the appropriate special fund.

A zone or participating zones shall have a lien for delinquent service charges, including interest thereon, against the premises benefited by a flood control improvement, which lien shall be superior to all other liens and encumbrances except general taxes and local and special assessments. Such lien shall be effective and shall be enforced and foreclosed in the same manner as provided for sewerage liens of cities and towns by RCW 35.67.200 through 35.67.290."

On page 1, line 4 of the title, after "projects" and before the period insert: "; authorizing the appointment of a county-wide advisory committee; amending section 7, chapter 153, Laws of 1961 and RCW 86.15.070; authorizing the fixing and disposition of rates and charges for services; authorizing financing by issuance of revenue bonds; and adding new sections to chapter 86.15 RCW"

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 222 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage. Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 222 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—43.

Absent or not voting: Senators Dore, Hanna, Lewis, Mardesich, Morgan, Woodall—6.

Engrossed House Bill No. 222 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 294,
Senate Bill No. 338,
Senate Bill No. 638,
Reengrossed House Bill No. 261,
Substitute House Bill No. 532.**

Engrossed House Bill No. 182, by Representatives Humiston and Haussler (by Departmental request):

Authorizing a county central services department to perform ministerial duties on automatic data processing equipment, copy equipment, and duplicating equipment.

The bill was read the second time by sections.

On motion of Senator Pritchard, the following amendments were adopted:

On page 1, section 2, line 11, strike "duplicating and printing" and insert "and problem solving"

On page 2, section 3, subsection (8), beginning on line 16, strike all of subsection (8) down through "process." on line 17.

On page 2, section 3, line 19, after "through" and before "of" strike "(8)" and insert "(7)"

On page 3, section 6, line 9 of the printed bill, being lines 13 and 14 of the engrossed bill, after "record keeping," and before "by the utilization" strike "duplicating and printing" and insert "and micro-copy"

On page 3, section 6, line 10 and 11 of the printed bill, being lines 14 and 15 of the engrossed bill, after "data processing" and before the period strike "copy, micro-copy, printing and duplicating equipment" and insert "and micro-copy equipment"

On motion of Senator Pritchard, the rules were suspended, Engrossed House Bill No. 182 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 182 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Donohue, Hanna, Lennart, Mardesich, Morgan—5.

Engrossed House Bill No. 182 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PARLIAMENTARY INQUIRY

Senator Durkan:

"Mr. President, point of parliamentary inquiry:

"Is it necessary for us to resolve ourselves into a Committee of the Whole in order to consider House Bill No. 686."

Senator Gissberg:

"It is necessary, Mr. President. It calls for an appropriation."

MOTION

On motion of Senator Gissberg, the rules were suspended and the Senate proceeded to the consideration of House Bill No. 686 without resolving itself into a Committee of the Whole.

House Bill No. 686, by Representatives Gorton, Hoggins and Murray (by Executive request):

Authorizing a referendum on outdoor recreational bond issue.

REPORT OF STANDING COMMITTEE

House Bill No. 686:

Senate Chamber,
Olympia, Wash., April 17, 1967.

Authorizing a referendum on outdoor recreational bond issue (reported by Committee on Ways and Means):

Recommends that it do pass with the following amendments:

On page 2, section 2, line 3, after "sum of" and before "million" strike "fifty" and insert "thirty"

On page 3, section 7, line 15, after "state" and before the period insert "and distributed to the state agencies on the same ratio as Referendum Bill No. 11 funds are allocated by the 1967 legislature"

Martin J. Durkan, *Chairman.*

We concur in this report: James A. Andersen, R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Sam C. Guess, Wilbur G. Hallauer, Gordon Herr, Ernest W. Lennart, Harry B. Lewis, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Gordon Sandison, Wesley C. Uhlman, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

It was moved by Senator Durkan that the committee amendment on page 2, section 2, line 3 be adopted.

PARLIAMENTARY INQUIRY

Senator Uhlman:

"Point of parliamentary inquiry, Mr. President:

"Senator Pritchard and I have an amendment on the desk which would strike this amendment. Should that not be properly considered at this time?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"Senator Uhlman, the motion on the committee amendment is before the body. The proper procedure would be for the body to either vote for or against this particular amendment. Your recourse then, if you are not satisfied, would be to ask for reconsideration of the vote by which the amendment carried."

Debate ensued.

POINT OF INQUIRY

Senator Morgan:

"Mr. President, would Senator Pritchard yield:

"Senator Pritchard, since you are planning to vacate the ports in Bremerton, we'll have an empty waterfront area—because of your bridges and so forth. Would you help us make that into a park?"

Senator Pritchard:

"Well, Senator Morgan, I can't imagine us ever taking away the port of Bremerton as long as they have such a lovely and effective legislator as you are on guard down here. But if that should ever take place, I'm sure we couldn't have a prettier place in the state than Bremerton. We could look at the large boats and warships and I'd even bring the picnic lunch and we could picnic together."

Senator Morgan:

"Senator Pritchard, flattery will get you nowhere! How do you think the port of Winslow would look as a park?"

Senator Pritchard:

"I imagine any of the ports would look good as a park, but I'm sure you or I don't think your district is in jeopardy. I don't think your naval base is in jeopardy and I think this bill can stand on its own and we don't have to get into other questions."

Senator Morgan:

"Thank you, Mr. Pritchard. That is in the record."

Senator Uhlman demanded a roll call and the demand was sustained by Senators Pritchard, Bailey, Greive, Morgan, Connor, Ridder, Kupka and Durkan.

ROLL CALL

The Secretary called the roll. The motion was carried and the committee amendment was adopted by the following vote: Yeas, 34; nays, 14; absent or not voting—1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Rasmussen, Redmon, Ryder, Sandison, Stender, Woodall—34.

Those voting nay were: Senators Bailey, Connor, Faulk, Greive, Kupka, Metcalf, Peterson (Ted), Pritchard, Ridder, Talley, Twigg, Uhlman, Washington, Williams—14.

Absent or not voting: Senator Lennart—1.

On motion of Senator Durkan, the committee amendment to page 3 was laid upon the table.

On motion of Senator Hallauer, the following amendment was adopted:

On page 3, section 7, line 15, after "state" and before the period insert "as the legislature may direct by appropriation"

On motion of Senator Durkan, the rules were suspended, House Bill No. 686 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 686 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Voting nay was: Senator Peterson (Ted)—1.

Absent or not voting: Senator Connor—1.

House Bill No. 686 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Engrossed House Bill No. 496, by Representatives Humiston, Charette and O'Dell:

Enacting the optional municipal code.

On motion of Senator Uhlman, Engrossed House Bill No. 496 was made a special order of business for this afternoon immediately following lunch.

Engrossed House Bill No. 67, by Representatives Bledsoe, Flanagan and Haussler (by Departmental request):

Amending the meat inspection law.

The bill was read the second time by sections.

On motion of Senator Hallauer, the following amendment by Senators Hallauer, McMillan and Woodall was adopted:

On page 4, following section 4, add a section as follows:

"Sec. 5. Section 3, chapter 107, Laws of 1959 as amended by section 2, chapter 182, Laws of 1961 and RCW 16.65.030 are each amended to read as follows:

On and after the effective date of this chapter no person shall operate a public livestock market without first having obtained a license from the director. Application for such license or renewal thereof shall be in writing on forms prescribed by the director, and shall include the following:

(1) A legal description of the property upon which the public livestock market shall be located.

(2) A complete description and blueprints or plans of the public livestock market physical plant, yards, pens and all facilities the applicant proposes to use in the operation of such public livestock market.

(3) A detailed statement showing all the assets and liabilities of the applicant.

(4) The schedule of rates and charges the applicant proposes to impose on the owners of livestock for services rendered in the operation of such livestock market.

(5) The weekly or monthly sales day or days on which the applicant proposes to operate his public livestock market sales.

(6) *Projected source and quantity of livestock, by county, anticipated to be handled.*

(7) *Projected income and expense statements for the first year's operation.*

(8) *Facts upon which are based the conclusion that the trade area and the livestock industry will benefit because of the proposed market.*

(9) Such other information as the director may reasonably require.

In determining whether or not an original application for a license shall be granted or denied the director shall give reasonable consideration to:

(1) *Benefits to the livestock industry to be derived from the establishment and operation of the public livestock market proposed in the application.*

(2) *The present market services elsewhere available to the trade area proposed to be served.*

Such application shall be accompanied by a license fee of one hundred dollars. Any applicant operating more than one public livestock market shall make a separate application for a license to operate each such public livestock market, and each such application shall be accompanied by a license fee of one hundred dollars. Upon the approval of the application by the director and compliance with the provisions of this chapter, the applicant shall be issued a license or renewal thereof. Any license issued under the provisions of this chapter shall only be valid at location and for the sales day or days for which the license was issued."

On motion of Senator Donohue, the following amendment was adopted:

On page 4, following the amendment by Senators Hallauer, McMillan and Woodall adding a new section 5, add the following:

"Sec. 6. Section 29, chapter 54, Laws of 1959 and RCW 16.57.290 are each amended to read as follows:

All unbranded cattle [horses, mules and burros] and those bearing brands not recorded , *in the current edition of this state's brand book*, which are not accompanied by a certificate of permit, and those bearing brands recorded, *in the current edition of this state's brand book*, which are not accompanied by a certificate of permit signed by the owner of the brand when presented for inspection, are hereby declared estrays, unless other satisfactory proof of ownership is presented showing the person presenting them to the lawfully in possession. Such estrays shall be sold by the director of his representative who shall give the purchasers a bill of sale therefor."

On motion of Senator Hallauer, the following amendment to the title by Senators Hallauer, McMillan and Woodall was adopted:

In line 3 of the title after the semicolon and before "and" insert "amending section 3, chapter 107, Laws of 1959 as amended by section 2, chapter 182, Laws of 1961 and RCW 16.65.030;"

On motion of Senator Donohue, the following amendment to the title was adopted:

On page 1, line 4, after "RCW" and before the period insert "; and adding a new section to chapter 54, Laws of 1959 and chapter 16.57 RCW"

On motion of Senator Hallauer, the rules were suspended, Engrossed House Bill No. 67 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 67 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Neill, Peterson (Lowell), Peterson (Ted), Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Those voting nay were: Senators Gissberg, Metcalf—2.

Absent or not voting: Senators Dore, Mardesich, Marquardt, Morgan, Pritchard, Rasmussen—6.

Engrossed House Bill No. 67 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 20, 1967.

Mr. President:

The Speaker has signed: House Bill No. 498,
House Concurrent Resolution No. 46, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 18, 1967.

Mr. President:

The House has receded from its amendment to Engrossed Senate Bill No. 638 and has passed the bill without the House amendment and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*

House of Representatives,
Olympia, Wash., April 19, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 498 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 19, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 507,
Substitute Senate Bill No. 604, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

HOUSE AMENDMENT TO SENATE RESOLUTION

House of Representatives,
Olympia, Wash., April 20, 1967.

Mr. President:

The House has passed Senate Concurrent Resolution No. 24 with the following amendment: In line 5, after the comma following "taxation" insert "elections, constitutional amendments," and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendment to Senate Concurrent Resolution No. 24.

The President declared the question before the Senate to be the final passage of Senate Concurrent Resolution No. 24 as amended by the House.

Senate Concurrent Resolution No. 24 as amended by the House was adopted.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 507,
Substitute Senate Bill No. 604,
House Bill No. 498,
House Concurrent Resolution No. 46.**

SECOND READING OF BILLS

House Bill No. 619, by Representatives Gallagher, McGavick and Ceccarelli:

Regulating electrical contractors.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 619 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 619 and the bill passed the Senate by the following vote: Yeas, 41; nays, 3; absent or not voting, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Uhlman, Washington—41.

Those voting nay were: Senators Chytil, Pritchard, Woodall—3.

Absent or not voting: Senators Connor, Hallauer, Marquardt, Twigg, Williams—5.

House Bill No. 619 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 9, by Representatives O'Brien and Copeland (by Legislative Council request):

Providing for emoluments for appointees to the office of legislator.

On motion of Senator Woodall, House Bill No. 9 was ordered to retain its place on second reading immediately following consideration of Reengrossed Substitute House Bill No. 99.

Engrossed House Bill No. 517, by Representatives Perry, McGavick and Newschwander (by Departmental request):

Modifying state procedures and scope.

The bill was read the second time by sections.

On motion on Senator Freise, the rules were suspended, Engrossed House Bill No. 517 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Gissberg:

"Mr. President, I would like to ask a question generally:

"From what I can gather inferentially from reading this bill, apparently there is a committee now which recommends the purchases, and the director of general administration then makes such purchases or types of purchases as determined by this committee. As I understand, the bill adds the word, 'advisory'. Now to make this committee only advisory the director can then proceed independently of the committee. I don't know whether what I just said is a fact and it really goes in the form of a question as to whether that is so and, if so, why it is felt necessary to take the power away from this committee on purchasing. I can see a great advantage to having a committee recommending and limiting the types of materials that would be purchased on specifications and otherwise by the department of purchasing and under the director of general administration, to make this advisory only. I don't quite understand the rationale of it and I would like some explanation if somebody knows about it."

Senator Neill:

"Mr. President:

"I will attempt to respond. The bill does make a change whereby the state purchasing committee does become advisory. I have not worked on this matter, but I have had some experience with the problems when agencies are located away from the state capitol and are required to do all of their purchasing through someone in the state capitol who doesn't particularly understand or know the local needs. I know that particular aspect of it. This committee still makes recommendations as to practices, procedures, recommendations and so forth, but I must admit what happens in the state capitol I don't know very much about. As it works throughout the state, to have somebody sitting in Olympia and actually making mandatory decisions on the purchasing of equipment out in the field has caused a little bit of difficulty."

Debate ensued.

POINT OF INQUIRY

Senator Ridder:

"Mr. President, would Senator Neill yield to another question:

"I notice here in the very last section it includes supplies and equipment handled or rented through central stores, and the payment of salaries, wages and other costs incidental to the acquisition, operation and maintenance of the central stores, and other activities connected therewith, which shall include state telephone, data processing and utilities services.

"Now to what extent does this work in with data processing?"

Senator Neill:

"I can respond to that. There is no change in the district situation whatsoever. This just clarifies the areas in which rules and regulations are set. This does not give them any authority. We went into that rather thoroughly in the Rules Committee to make certain this wasn't involved at all."

On motion of Senator Freise, Engrossed House Bill No. 517 was made a special order of business following the special order of business scheduled for immediately after lunch.

Substitute House Bill No. 572, by Committee on Natural Resources:

Transferring management of certain tidelands to parks and recreation commission.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Substitute House Bill No. 572 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 572 and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—46.

Voting nay was: Senator McMillan—1.

Absent or not voting: Senators McCutcheon, Rasmussen—2.

Substitute House Bill No. 572 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as to the title of the act.

MOTION

On motion of Senator Andersen, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES**Senate Bill No. 84:**

Senate Chamber,
Olympia, Wash., April 20, 1967.

Search warrants to be more widely used in felony cases (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*.
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, R. R. Bob Greive, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 694:

Senate Chamber,
Olympia, Wash., April 20, 1967.

Prohibiting misuse of credit cards (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

Wes C. Uhlman, *Chairman*,
Fred H. Dore, *Vice Chairman*.

We concur in this report: James A. Andersen, R. Frank Atwood, Martin J. Durkan, Herbert H. Freise, R. R. Bob Greive, H. B. (Jerry) Hanna, Karl Herrmann, Mike McCormack, John T. McCutcheon, Marshall A. Neill, Robert W. Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 805:

Senate Chamber,
Olympia, Wash., April 19, 1967.

Authorizing service agreements between public utilities engaged in electrical business (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass with the following amendments:

Strike everything after the enacting clause and insert:

"NEW SECTION. Section 1. When used in this act:

(1) "Public utility" means any privately owned public utility company engaged in rendering electric service to the public for hire, any public utility district engaged in rendering electric service to residential customers, and any city or town having the authority to engage in the electric business.

(2) "Cooperative" means any cooperative having authority to engage in the electric business.

NEW SECTION. Sec. 2. The legislature hereby declares that the duplication of the electric lines and service of public utilities and cooperatives is uneconomic, discourages investment in permanent underground facilities and is unattractive and thus is contrary to the public interest and further declares that it is, accordingly, in the public interest for public utilities and cooperatives to enter into agreements for the purpose of avoiding such duplication: *Provided, However,* That such agreements shall not increase the rates to the consumers.

NEW SECTION. Sec. 3. In aid of the foregoing declaration of policy, any public utility and any cooperative is hereby authorized to enter into agreements with any one or more other public utility or one or more other cooperative for the designation of the boundaries of adjoining service areas which each such public utility or each such cooperative shall observe, for the establishment of procedures for orderly extension of service in adjoining areas not currently served by any such public utility or any such cooperative and for the acquisition or disposal by purchase or sale by any such public utility or any such cooperative of duplicating utility facilities, which agreements shall be for a reasonable period of time not in excess of fifteen years: *Provided,* That the participation in such agreement of any public utility which is an electrical company under RCW 80.04.010, excepting cities and towns, shall first be approved by the Washington utilities and transportation commission.

NEW SECTION. Sec. 4. Nothing herein shall be construed to classify a cooperative having authority to engage in the electric business as a public utility or to include cooperatives under the authority of the Washington utilities and transportation commission."

August P. Mardesich, *Chairman.*

We concur in this report: John L. Cooney, William A. Gissberg, Sam C. Guess, Karl Herrmann, James E. Keefe, Harry B. Lewis, John T. McCutcheon.

On motion of Senator Greive, the Senate advanced to the seventh order of business.

SECOND READING OF BILLS

Reengrossed Substitute House Bill No. 99, by Committee on Agriculture:

Regulating and licensing food processing plants.

The bill was read the second time by sections.

On motion of Senator Hallauer, the following amendments were adopted:

On page 4, section 4, line 11 of the reengrossed bill, after "thereof." add a new sentence as follows:

"The provisions of this section shall not apply to food processing plants or food processors subject to and being inspected by the federal Department of Health, Education and Welfare."

On page 7 of the reengrossed bill, strike all of NEW SECTION. Sec. 20.

On motion of Senator Hallauer, the rules were suspended, Reengrossed Substitute House Bill No. 99 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Substitute House Bill No. 99 as amended by the Senate and bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Absent or not voting: Senators Lewis, Neill—2.

Reengrossed Substitute House Bill No. 99 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 9, by Representatives O'Brien and Copeland (by Legislative Council request):

Providing for emoluments for appointees to the office of legislator.

The bill was read the second time by sections.

It was moved by Senator Lennart that the following amendment be adopted:

On page 1, section 1, line 20, after "service" and before "dollars" strike "three thousand six hundred" and insert "seven thousand two hundred"

Debate ensued.

It was moved by Senator Greive that the amendment be laid upon the table.

The motion was lost.

The President Pro Tempore declared the question before the Senate to be the adoption of the amendment proposed by Senator Lennart.

The motion was carried and the amendment was adopted.

Having voted on the prevailing side, Senator Hallauer moved that the Senate do now reconsider the vote by which the amendment by Senator Lennart was adopted.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Peterson (Ted), Redmon, Guess, Sandison, Bailey, McMillan, Talley and Hallauer.

MOTION FOR RECONSIDERATION

The Secretary called the roll on the motion for reconsideration and the motion was carried by the following vote: Yeas, 39; nays, 9; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Giss-

berg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Mardesich, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Williams—39.

Those voting nay were: Senators Lennart, McCormack, Marquardt, Metcalf, Stender, Twigg, Uhlman, Washington, Woodall—9.

Absent or not voting: Senator Morgan—1.

With leave of the Senate, Senator Lennart was permitted to withdraw the amendment.

It was moved by Senator Lennart that the following amendment be adopted:

On page 1, section 1, line 20, after "service" and before "dollars" strike "three thousand six hundred" and insert "five thousand"

Debate ensued.

On motion of Senator Guess, House Bill No. 9 was ordered to retain its place on second reading after the special order of business after lunch.

House Concurrent Resolution No. 41, by Representatives Cunningham, Mahaffey and Smith:

Directing the public pension commission to study the effects of granting pensions to surviving spouses of public officers and employees.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, House Concurrent Resolution No. 41 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage and adopted.

House Bill No. 630, by Representatives Garrett, Whetzel and McGavick:

Authorizing disposition of municipal property.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, House Bill No. 630 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President Pro Tempore called the Senate to order at 1:30 p.m.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 496 on second reading.

Engrossed House Bill No. 496, by Representatives Humiston, Charette and O'Dell:

Enacting the optional municipal code.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendments were adopted:

On page 119, section 35A.31.010, line 23 of the printed bill, being line 21 of the engrossed bill, after "VERIFICATION." strike all the material down to and including the period on page 120, line 12 of the printed bill, being line 6 of the engrossed bill, and insert: "Claims for damages sounding in tort against any code city shall be presented and filed within the time; in the manner and by the person prescribed in section 4 of chapter 164, Laws of 1967.

NEW SECTION. Sec. 35A.31.020. LIBERAL CONSTRUCTION. With respect to the content of such claims the provisions of section 4, chapter 164, Laws of 1967 shall be liberally construed so that substantial compliance will be deemed satisfactory."

On page 120, section 35A.31.040, strike all of the material on lines 29 through 32 of the printed bill, being lines 22 through 25 of the engrossed bill.

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 3, line 6, after "warning" strike the colon and insert ": *Provided* petitions may be circulated by insertion in any legal newspaper of general circulation in the area affected."

Debate ensued.

On motion of Senator Talley, the amendment was laid upon the table.

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 3, line 15, after "signature" strike "shall be executed in ink or indelible pencil and"

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Uhlman, the following amendments were adopted:

On page 3, section 35A.01.020, beginning on line 18, strike all of the material down to and including "signatures." on line 30.

Renumber the remaining subsections consecutively.

On page 7, section 35A.02.025, line 11 after "than" strike "twenty" and insert "ten".

On page 8, section 35A.02.035, line 16 after "than" and before "percent" strike "twenty" and insert "ten".

On page 9, section 35A.02.060, line 22 after "than" and before "percent" strike "twenty" and insert "ten".

On page 14, section 35A.03.020, line 1 after "to" and before "percent" strike "twenty" and insert "ten".

On page 19, section 35A.04.030, line 32 after "to" and before "percent" strike "twenty" and insert "ten".

On page 28, section 35A.05.040, line 9 after "than" and before "percent" strike "twenty" and insert "ten".

On page 35, section 35A.06.040, line 18 after "than" and before "percent" strike "twenty" and insert "ten".

On page 38, section 35A.07.025, line 25 after "than" strike "twenty" and insert "ten".

On page 39, section 35A.07.035, line 18 after "than" strike "twenty" and insert "ten".

On page 40, section 35A.07.050, line 3 after "than" and before "percent" strike "twenty" and insert "ten".

On page 42, section 35A.08.030, line 8 after "than" and before "percent" strike "twenty" and insert "ten".

On page 48, section 35A.09.020, line 4 after "least" and before "percent" strike "twenty" and insert "ten".

On page 48, section 35A.09.030, line 20 after "to" and before "percent" strike "twenty" and insert "ten".

On page 51, section 35A.10.030, line 5, before "percent" strike "twenty" and insert "ten"

On page 74, section 35A.14.020, line 6, after "to" and before "percent" strike "twenty" and insert "ten"

On page 91, section 35A.14.299, line 28, before "percent" strike "twenty" and insert "ten"

On page 103, section 35A.16.010, line 2 after "than" strike "twenty" and insert "ten"

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 496 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage. Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 496 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 47; nays, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Those voting nay were: Senators Freise, Rasmussen—2.

Engrossed House Bill No. 496 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Atwood, Engrossed House Bill No. 496 was ordered immediately transmitted to the House.

The President Pro Tempore declared the Senate to be at ease.

The President Pro Tempore called the Senate to order at 2:30 p.m.

MOTION

It was moved by Senator Greive that the Senate immediately consider Senate Bill No. 475.

The motion was carried.

SECOND READING OF BILLS

Senate Bill No. 475, by Senators Keefe, Gissberg, Sandison, Dore, Peterson (Lowell), Faulk, Uhlman and Henry:

Providing for financial assistance to students attending post-secondary schools.

REPORT OF STANDING COMMITTEE

Senate Bill No. 475:

Senate Chamber,
Olympia, Wash., February 27, 1967.

Providing for financial assistance to students attending post-secondary schools (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass with the following amendment:

On page 3, section 5, line 26, strike the language following the words "scholarship of" to and including the word and punctuation "need," on line 28, and insert "two hundred dollars".

Gordon Sandison, *Chairman*.

We concur in this report: Fred H. Dore, Frank Foley, William A. Gissberg, Harry B. Lewis, August P. Mardesich, Mike McCormack, John N. Ryder, Wes C. Uhlman.

The bill was read the second time by sections.

On motion of Senator Sandison, the committee amendment was adopted.

On motion of Senator Dore, the following amendments were adopted:

On page 4, section 5, line 9, after "award of" strike all the matter down to and including "eight" on line 10, and insert "two"

On page 4, section 5, line 26, after "scholarship of" strike all the matter down to and including "eight" on line 27 and insert "two"

It was moved by Senator Dore that the following amendment by Senators Dore and Greive be adopted:

On page 5, following section 6, line 16, add a new section 7 to read as follows:

"NEW SECTION. Sec. 7. There is appropriated to the Washington state student financial aid commission from the general fund for the biennium ending June 30, 1969 the sum of two hundred and fifty thousand dollars to carry out the purposes of this act."

Renumber the remaining section consecutively.

Debate ensued.

The President declared the Senate to be at ease.

The President called the Senate to order at 3:00 p.m.

Senators Greive, Cooney and Keefe demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President declared the question before the Senate to be the adoption of the amendment proposed by Senators Dore and Greive.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Dore yield to a question:

"Senator Dore, it's rather unusual, is it not, to have an appropriation made from the floor without going through the Ways and Means Committee?"

Senator Dore:

"I'd say it's unusual yes, Senator."

Senator Woodall:

"Yes. If we go along with this unusual procedure today, will it in your opinion hasten the adjournment of the legislature?"

Senator Dore:

"Senator, if you're asking about the action of the body, it depends somewhat upon the adoption of the proposition in the bill. If it goes in the bill, then I think I shall be guided by whatever action the body takes. If it doesn't, or if it does then we'd have to wait and see whether or not it passes the House and determine whether or not an appropriation is to be put in the main budget bill. Does that answer the question?"

Senator Woodall:

"Not totally. I have a couple more questions, Senator. I notice in an evening tribunal here, the Tacoma News Tribune: 'Dore Stands Pat but Won't Delay Budget.'

It's kind of hard to reconcile all of that, but we know our writers don't write the headlines. But it does say in here, and I want to find out if this is correct—it says three of the people had agreed to sign to discharge the committee. 'Dore, of course, will not sign to get rid of himself.'

"Is that true?"

Senator Dore:

"I think the record is, Senator, three were willing to sign to discharge the committee and three were not so it was kind of a mixed consensus, fifty-fifty."

Senator Woodall:

"It further says that you stated that—'Dore contends there is still time for the budget to go through.'

"Is it correct that five of the members there on the conference committee were willing to sign out one version of the budget bill and you and you alone were insisting that the budget bill could not come out unless it contained this particular item we are talking about, is that correct?"

Senator Dore:

"Yes, Senator, my position is that this scholarship issue is such an important piece of legislation that I—"

Senator Woodall:

"I didn't want a discussion."

Senator Dore:

"Excuse me. I thought you asked the question—"

Senator Woodall:

"I just wanted an answer to the question, not the reasons."

Senator Dore:

"Well, I want to give you the answer, if you might afford me the opportunity and the courtesy. I'd like to give you an answer."

Senator Woodall:

"An answer. Yes. Fine. Not a speech."

Senator Dore:

"My answer to your question is that I thought it important that a scholarship provision be included in the budget bill. I thought it was that important and, as long as the tax bill had not been consummated and there were various public statements by members of the tax committee that it was premature to bring out the budget, I felt fully justified in standing firm and insisting on the inclusion of this scholarship bill, which has been somewhat justified by the Rules Committee in bringing the matter before us today."

Senator Woodall:

"One more question: Then do I take it if this measure passes this afternoon and we go along with this change of procedure by putting an appropriation on a bill, making a direct appropriation on the floor instead of sending it through Ways and Means in the usual way, will you sign the budget bill as it is now agreed to by five of you and let us proceed?"

Senator Dore:

"Yes, Senator, I will."

Senator Woodall:

"All right. Will you sign, if this bill passes this afternoon, this house, this Senate, with that appropriation in it, will you this evening sign the conference committee report on the budget which is now agreed to by five members?"

Senator Dore:

"Well, Senator, I don't know what action the House will take on the bill. I'll sign. I'll be guided by the determination of this body and act accordingly and I will sign the budget. As to the exact timing I think that will depend somewhat upon the members of the conference committee and when a meeting is called and so on, but I certainly won't any longer insist on holding my position with reference to the scholarship bill."

Senator Woodall:

"Just so there is no mistake, again, Senator if this measure passes the Senate this afternoon with this measure in it, will you, if the other members of the conference committee bring the budget to you, will you then sign this day?"

Senator Dore:

"Yes, Senator, but the quarrel is over timing. That's up to the members of the budget conference committee. You are not one of them."

Senator Woodall:

"That's correct. But I am one of the fellow sufferers who has been kept waiting around here. All right, if the Senator says, 'If you go for it, he'll sign within the day,' that's fine."

Debate ensued.

POINT OF ORDER

Senator Gissberg:

"Point of order, Mr. President:

"My point of order is that Senator Andersen is using words on this Senate floor which impugn the motives of another Senator and are just entirely out of order and the President should so rule and have the Senator who is out of order take his seat in accordance with the rules."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"Senator Gissberg's point is well taken, Senator Andersen."

Senator Hallauer:

"Mr. President, speaking on the point of order, I would say that I agree entirely with Senator Andersen and his remarks as to what has transpired here in this body. I feel precisely as he does, so he is not exactly alone."

President Pro Tempore Henry:

"That makes you both out of order, Senator Hallauer."

PARLIAMENTARY INQUIRY

Senator Andersen:

"Parliamentary inquiry, Mr. President:

"Have we reached the point where a member of the Senate of the state of Washington is precluded from expressing his views directly and appropriately on a measure before this body affecting the people of the state of Washington?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"I think the rules provide, Senator, that impugning the motives of other Senators is one thing not allowed on the floor of the Senate, and I think the word, 'blackmail,' is a rather strong word."

Senator Greive:

"Mr. President, what is before the Senate at this time?"

President Pro Tempore Henry:

"The Greive-Dore amendment."

Senator Greive:

"I move we proceed in order."

PARLIAMENTARY INQUIRY

Senator Andersen:

"Mr. President, point of parliamentary inquiry:

"Mr. President, am I being cut off and being denied the right to express publicly in the Senate what has transpired here and what is transpiring on the floor of the Senate before not only the Senate but all of the people of the state?"

Senator Herrmann:

"Mr. President:

"I think there has been entirely too much involving personalities expressed, not only on this occasion, but on many occasions, and injecting personal remarks and attacking the motives and reasons of certain individuals here on the floor. I refer to Senate Rule 16 and I think the remarks here are getting pretty far out of line."

Senator Kupka:

"Mr. President and lady and gentlemen of the Senate:

"Speaking to the subject at hand and—"

POINT OF ORDER

Senator Andersen:

"Mr. President, point of order:

"I made a parliamentary inquiry, Mr. President, quite expressly and I would like to have a ruling on it."

President Pro Tempore Henry:

"I already ruled on it, Senator. Under Senate Rule 16, you are out of order."

Senator Andersen:

"Thank you, Mr. President."

Debate ensued.

POINT OF INQUIRY

Senator Morgan:

"Mr. President, I would like to ask Senator Dore to yield:

"Senator Dore, these funds for schools, are these for both public and private colleges?"

Senator Dore:

"They are to neither. These go to the recipient who may go to any school of his choice, be it public or private."

Senator Morgan:

"But some of them might be in public colleges and private, both?"

Senator Dore:

"Yes, the testimony before the committee is that approximately eighty percent of the recipients would pursue their education at public schools and some twenty percent at private schools, so by that ratio, of the request for \$250,000, only approximately \$50,000 would be used by students going to private schools, while some \$200,000 would be used by those that were going to attain their education at public schools."

Senators Talley, Greive and Dore demanded the previous question and the demand was sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators McCutcheon, Stender, Faulk, Bailey, Herr, Ridder, Dore and Connor.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senators Greive and Dore was adopted by the following vote: Yeas, 36; nays, 13.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Rasmussen, Ridder, Ryder, Sandison, Talley, Uhlman, Washington, Williams, Woodall—36.

Those voting nay were: Andersen, Atwood, Canfield, Freise, Guess, Hal-lauer, Lennart, Metcalf, Peterson (Ted), Pritchard, Redmon, Stender, Twigg—13.

It was moved by Senator Talley that the following amendment be adopted:

On page 2, line 27, add a new section as follows:

"NEW SECTION. Sec. 4. Fifty percent of the student awards shall go to recipients residing in areas beyond a seventy mile radius of a four year college located in the state of Washington."

Renumber the remaining sections consecutively.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Talley yield to a question:

"Senator Talley, would you have any objection to adopting an amendment to the amendment making it around fifty miles? When you put it at seventy, I'm just wondering—you pretty much limit it as to people who could ever be recipients because seventy miles from Bellingham and seventy miles from Seattle over toward the mountains and seventy miles from Ellensburg and so forth—I think the number of people it would really benefit would really be the barefoot boys. It seems to me if you would get it down to around fifty miles it might be a little more realistic."

Senator Talley:

"I appreciate your remarks but I don't think that there are any other areas that aren't within a seventy mile radius. We're about the only area left in the state that is not served by a four year college or even within driving distance."

Senator Woodall:

"Well, then you're saying in view of that remark that fifty percent of this money must go in one specific area alone? Now I hesitate to think that Senator Talley's area is that far behind that we have to spend half of it just in his area."

Senator Talley:

"Our area is that far behind. We don't have a four year college now and we don't see any hope in the immediate future. I think the purpose of this bill is to take care of students that have excessive expenses and things like that. I think it's a fair amendment, Senator Woodall."

Further debate ensued.

On motion of Senator McCutcheon, the amendment by Senator Talley was laid upon the table.

On motion of Senator Dore, the following amendment to title was adopted:

On page 1, line 2 of the title, after "schools;" insert "making an appropriation;"

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 475 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Keefe, Sandison and McCutcheon demanded the previous question and the demand was sustained on a rising vote.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 475 and the bill passed the Senate by the following vote: Yeas, 34; nays, 15.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Rasmussen, Ridder, Ryder, Sandison, Uhlman, Washington, Williams, Woodall—34.

Those voting nay were: Senators Andersen, Atwood, Canfield, Freise, Guess, Hallauer, Lennart, Metcalf, Neill, Peterson (Ted), Pritchard, Redmon, Stender, Talley, Twigg—15.

Engrossed Senate Bill No. 475 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PROTEST

The methods resorted to in order to pass Senate Bill No. 475 were a discredit to the Senate as well as to the many fine people and organizations outside of the Legislature who sincerely wanted this legislation.

One of the six members of the Budget Conference Committee of this Legislature publically served notice on the Senate that he would not sign the Free Conference Committee report unless and until the Senate passed a particular bill that he wanted. This bill was Senate Bill No. 475 and that is how it passed.

The precedent established by the passage of this bill is that any time a member is entrusted by the Senate to be a budget conferee, he is thereby empowered, if he desires, to impose his absolute will on the 48 other members of the Senate and the three million people of this State whom they represent.

No matter how worthwhile the objective may appear, the precedent is equally bad because such precedent, once established, can as easily justify an evil or corrupt purpose as a good purpose.

Accordingly, I voted against this bill as a protest against the methods used to pass it. Such procedures constitute subversion of the legislative process.

(Signed) James A. Andersen,
State Senator.

We concur in Senator Andersen's protest: Senators R. Frank Atwood, Sam C. Guess, Jack Metcalf, Fred G. Redmon, Wilbur G. Hallauer.

PROTEST

April 28, 1967.

In answer to Senators' protest signed in reference to Senate Bill No. 475:

I, at no time, served notice in the Washington State Senate that I would not sign the Budget Free Conference Report unless the Senate would pass Senate Bill No. 475. I had always said publicly, and privately, that I would be guided in signing or not signing the Budget Conference Report on the wishes of the Democratic Caucus. In the morning caucus, the day Senate Bill No. 475 was passed, I asked the Democratic Caucus for instructions whether I should continue to hold out for inclusion of the scholarship amendment in the Budget Bill. Instead, a member other than myself, made a motion to respectfully instruct the Senate Rules Committee to pass Senate Bill No. 475 on the calendar for further action. On a roll call vote in the caucus, the motion carried 25-4.

On the floor, Senate Bill No. 475 passed by a margin of 34 members voting for it, and 15 members voting against it. Over two-thirds of the State Senate members of both parties support this important measure. Senate Bill No. 475 had been reported out

of the Senate Higher Education Committee with the recommendation of "Do Pass" some six weeks before. Senate Bill No. 475 had been asked for in the Rules Committee on eleven separate occasions but it had been held in the Rules Committee by a reported margin of 8-9. I signed the Budget Bill last Friday, April 21st. Eight days have now elapsed and still the Budget Bill has not been reported back to the Senate. This completely refutes those complaining that I was holding up the session by not signing the Conference Report. Agreement on taxes is the main reason that we are stalled and cannot adjourn. I will continue to use every legitimate legislative process in order to secure the passage of worthwhile legislation, such as, scholarship grants to needy students.

The charge that I enforced my will on 48 other members of the Senate, although flattering, is absolutely false. I, at every stage in the proceedings in my effort to incorporate a scholarship provision in the Budget Act, had the active and strong support of at least 25 Senators, a clear majority of the body.

(Signed) Fred H. Dore,
Washington State Senator.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

On motion of Senator Greive, Senator Greive was excused.

House Bill No. 9, by Representatives O'Brien and Copeland (by Legislative Council request):

Providing for emoluments for appointees to the office of legislator.

The Senate resumed consideration of House Bill No. 9 on second reading and the amendment proposed by Senator Lennart.

Debate ensued.

Senator Bailey demanded a roll call and the demand was sustained by Senators Williams, Faulk, Rasmussen, Washington, Hanna, Kupka, Connor and Donohue.

ROLL CALL

The Secretary called the roll. The motion was lost and the amendment by Senator Lennart was not adopted by the following vote: Yeas, 13; nays, 33; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Atwood, Hallauer, Hanna, Kupka, Lennart, McCormack, McCutcheon, Marquardt, Metcalf, Peterson (Ted), Twigg, Washington, Woodall—13.

Those voting nay were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Guess, Henry, Herr, Herrmann, Keefe, Knoblauch, Lewis, McMillan, Mardesich, Morgan, Neill, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Ridder, Sandison, Stender, Talley, Uhlman, Williams—33.

Absent or not voting: Senators Dore, Ryder—2.

Excused: Senator Greive—1.

It was moved by Senator Stender that the following amendment be adopted:

On page 2, line 8, add a new section as follows:

"NEW SECTION. Sec. 3. Section 10, chapter 8, Laws of 1967 extraordinary session (page 12 of Engrossed Substitute House Bill No. 548) is amended to read as follows:

There is hereby created a community college board of trustees for each community college district as set forth in this act. Each community college board of trustees shall be composed of five trustees, who shall be appointed by the governor from a list of nominees submitted by the nominating committee in accordance with section 11 of this act.

The initial appointees to the board of trustees shall draw lots at the first meeting thereof to determine their respective initial terms. One trustee shall serve for one year, one for two years, one for three years, one for four years, and one for five years.

Thereafter, until July 1, 1969, the successors of the trustees initially appointed shall be appointed by the governor to serve for a term of five years except that any person appointed to fill a vacancy occurring prior to the expiration of any term shall be appointed only for the remainder of the term.

Every trustee shall be a resident and qualified elector of his community college district. No trustee may serve as a member of the board of directors of any school district, or as an elected officer or member of the legislative authority of any municipal corporation.

Each board of trustees shall organize itself by electing a chairman from its members. The board shall adopt a seal and may adopt such bylaws, rules and regulations as it deems necessary for its own government. Three members of the board shall constitute a quorum, but a lesser number may adjourn from time to time and may compel the attendance of absent members in such manner as prescribed in its bylaws, rules, or regulations. The district president, or if there be none, the president of the community college, shall serve as, or may designate another person to serve as, the secretary of the board, who shall not be deemed to be a member of the board.

No member shall receive any salary for his services, but shall be reimbursed for actual and necessary expenses incurred by him in the performance of his duties in the sum of twenty-five dollars per diem for each day actually spent in attending to his duties as a member of the board of trustees, and mileage at the rate of ten cents per mile.

Debate ensued.

POINT OF ORDER

Senator Hallauer:

"Mr. President, point of order:

"I will raise the question of this amendment widening the scope and object of the bill. It seems to me we have to begin with allowing payment of legislators appointed during interim periods. This is a new concept that I believe most of us agree with heartily. It's a correction that is needed. This has something to do with amending the bill to include community college expenses. It is completely out of order at this time."

Senator Stender:

"Mr. President, I have discussed this with our caucus lawyer and I recognize that, and that's why I spoke, Senator Hallauer. He indicated to me—and I think he is conversant with the procedures—that if there is no question of germaneness as far as codifying this one passage, that there is no problem. If you want to kill it, of course I realize the Chair would have to rule because it has a title amendment. I recognize that very frankly. But I think this was an oversight and in all fairness, since we are at the end of our session, that the germaneness question shouldn't be raised because I think there is an injustice here to about 110 people serving in organizing or reorganizing our community college instruction."

Senator Durkan:

"Mr. President and members of the Senate:

"Of course, Senator Stender, you've got one thing in your favor: It doesn't cost \$250,000. But I don't think—and we have just looked at the law—and this would be a new precedent in that no one receives per diem, even the present trustees of colleges or board of regents. What they do receive are their mileage and necessary expenses while attending meetings, so I would be opposed to it on this matter, and I realize, Mr. President, that I am speaking on a point of order, but I do think that we would be stepping into an area that has not been covered before in regards to the same problems and that's the trustees and board of regents, so I would be opposed to this at this time."

Senator Stender:

"Well, I talked to Senator Sandison and Senator McCormack and they feel that there was an oversight somewhere and that's the reason I mentioned it. If you want to kill it, this is the way to do it, of course."

Senator Hallauer:

"Mr. President:

"I did serve on the legislative council subcommittee on Higher Education during the past biennium and I recall no discussion there of this particular matter. If I thought there was indeed a true oversight here I wouldn't mind too much going along, but I don't believe this is the case and per diem is a new precedent here and so I would want to insist on my point of order."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"The President, ruling on the point of order, under Senate Rule 62, believes that the point raised by Senator Hallauer is well taken, that the amendment does change the scope and object of the bill."

On motion of Senator Atwood, the rules were suspended, House Bill No. 9 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 9 and the bill passed the Senate by the following vote: Yeas, 37; nays, 3; absent or not voting, 8; excused, 1.

Those voting yea were: Senators Atwood, Canfield, Chytil, Connor, Cooney, Faulk, Foley, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Rider, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—37.

Those voting nay were: Senators Andersen, Freise, Redmon—3.

Absent or not voting: Senators Bailey, Donohue, Dore, Durkan, Herrmann, Lennart, Mardesich, Pritchard—8.

Excused: Senator Greive—1.

House Bill No. 9 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING OF BILLS

Engrossed House Bill No. 517, by Representatives Perry, McGavick and Newschwander (by Departmental request):

Modifying state procedures and scope.

The Senate resumed consideration of Engrossed House Bill No. 517 on third reading.

On motion of Senator Gissberg, the rules were suspended and Engrossed House Bill No. 517 was returned to second reading for the purpose of amendment.

On motion of Senator Gissberg, the following amendment to the title was adopted:

On page 1, line 10 of the title, after "210" insert "; and declaring an emergency"

On motion of Senator Hallauer, the rules were suspended, Engrossed House Bill No. 517 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 517 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Atwood, Dore, Guess, Herr, Lewis, McCormack, Pritchard—7.

Excused: Senator Greive—1.

Engrossed House Bill No. 517 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 630, by Representatives Garrett, Whetzel and McGavick:

Authorizing disposition of municipal property.

On motion of Senator Williams the rules were suspended, the second reading considered the third, and House Bill No. 630 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 630 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Canfield, Dore, McCormack, Metcalf, Pritchard, Stender, Talley—7.

Excused: Senator Greive—1.

House Bill No. 630 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the seventh order of business.

SECOND READING OF BILLS

House Bill No. 960, by Representatives Whetzel and Lux:

Establishing the terms of members on boundary review board.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, House Bill No. 960 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 960 and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 10; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Talley, Uhlman, Washington, Williams—38.

Absent or not voting: Senators Andersen, Canfield, Dore, Guess, McCormack, Metcalf, Pritchard, Stender, Twigg, Woodall—10.

Excused: Senator Greive—1.

House Bill No. 960 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Joint Resolution No. 3, by Senator Uhlman:

Amending Constitution to change voting requirements as to excess levies. On motion of Senator Gissberg, Senate Joint Resolution No. 3 was ordered to retain its place on the second reading calendar for tomorrow.

House Bill No. 404, by Representatives Saling, Bluechel, and Conner (by Departmental request):

Repealing five percent differential prescribed in public purchases.

The bill was read the second time by sections.

On motion of Senator Ryder, the rules were suspended, House Bill No. 404 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 404 and the bill passed the Senate by the following vote: Yeas, 40; nays, 3; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Talley, Twigg, Uhlman, Washington, Williams, Woodall—40.

Those voting nay were: Senators Cooney, Durkan, Sandison—3.

Absent or not voting: Senators Dore, McCormack, Metcalf, Pritchard, Stender—5.

Excused: Senator Greive—1.

House Bill No. 404 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 5:00 p.m., on motion of Senator Gissberg, the Senate adjourned until 11:00 a.m., Friday, April 21, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

FORTY-THIRD DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Friday, April 21, 1967.

The Senate was called to order at 11:00 a.m. by President Pro Tempore Al Henry.

The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen, Canfield, Durkan, Freise, Guess, Keefe, Kupka, Lennart, McCormack, Mardesich, Metcalf, Peterson (Ted), Redmon, Sandison, Washington and Williams.

On motion of Senator Atwood, Senator Redmon was excused.

On motion of Senator Greive, Senators Hallauer and Herr were excused. Senators Greive, Bailey and McCutcheon demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Hallauer, Herr and Redmon, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The Color Guard, consisting of Pages Gregory Klump, Color Bearer, and Jenny Parker, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Our Divine Father, in the midst of the tedium of each day's labor, help us to find some sense of meaning and satisfaction. When progress comes slowly, help us to control both our spirit and our speech.

"Fulfil now the deepest needs of mind, body, and spirit of the members of this Senate, that they may be equal to the demands which the hours of this day will make upon them.

"In the Name and spirit of Jesus Christ, Amen."

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

The President Pro Tempore declared the Senate to be at ease.

The President Pro Tempore called the Senate to order at 12:20 p.m.

The Secretary read:

SENATE RESOLUTION

1967 EX - 47

By Senators Bailey, Faulk and Guess:

Whereas, The State Civil Service Law, chapter 41.06 RCW, was approved by a vote of the people of the state of Washington in 1960 by Initiative Measure 207 and enacted into law by the 1961 Legislature for the purpose of establishing for the state a system of personnel administration based on merit principles and scientific methods; and

Whereas, The State Civil Service Law provided for the establishment of a highway personnel board and a highway personnel director as a separate new agency, and

independent of the Department of Personnel, to administer the provisions of the State Civil Service Law for the State Highway Commission and the Department of Highways; and

Whereas, The establishment of a separate Civil Service agency to carry out the provisions of the State Civil Service Law for the employees of the Department of Highways provided an excellent arrangement for solving problems inherent in recruitment and administration of the large numbers of technical and engineering employees required by the Department of Highways, and enhanced the potential for attaining a high degree of morale, job satisfaction and organizational efficiency among the employees of the department; and

Whereas, The said law directed a study be made prior to January 1, 1963 to determine the feasibility of integrating completely the personnel systems of the Department of Highways with the State Department of Personnel, such study to be presented in writing with recommendations to the 1963 State Legislature; and

Whereas, The study prepared in compliance with the law recommended that the personnel systems not be integrated at that time but that the feasibility of integrating the personnel systems be reviewed again in three to five years from the date of the study; and

Whereas, A management study of the organization, administration and management procedures of the Department of Highways conducted in 1964 recommended major changes in the operation of the Civil Service board in its administration of personnel matters to facilitate improvements in the internal personnel management functions of the Department of Highways; and

Whereas, The report of a study by the Council for Reorganization of Washington State Government carried out in 1965 recommended elimination of the Highway Personnel Board and the office of the Director of Highway Personnel as a part of the reorganization of the Department of Highways; and

Whereas, Efficient administration of the Civil Service Law in its application to the employees of the Department of Highways is a vital element in the efficient operation of the Department of Highways and is essential to the effective management and expenditure of large amounts of public funds;

Now, Therefore, Be It Resolved, By the Senate, that the Joint Committee on Highways be instructed to investigate, or cause to be investigated, the effectiveness of the Highway Personnel Board and its staff in application of the provisions of the State Civil Service Law on behalf of the employees of the Department of Highways; and

Be It Further Resolved, That the Joint Committee on Highways submit recommendations to the 1969 Legislature on changes which should be made in the operation of the Highway Personnel Board if continued, or for abolishment of the Board; and

Be It Further Resolved, That the Secretary of the Senate will transmit a copy of this resolution to the chairman of the Joint Committee on Highways.

On motion of Senator Bailey, the resolution was adopted.

SENATE RESOLUTION

1967 EX - 48

By Senators Rasmussen, Bailey and Durkan:

Whereas, The 1935 Social Security Act with subsequent amendments has always been considered a major guarantee against poverty and want; and

Whereas, Changing conditions make modernization of the Old Age, Survivors' and Disability Insurance Act imperative, through both extension of coverage and increased insurance and retirement benefits; and

Whereas, Disability provisions under the Act are very restrictive; and

Whereas, These restrictions are particularly onerous to residents of Washington State, who are injured in industrial accidents and are judged to be permanently and totally disabled and receive under state law a fixed monthly amount of compensation; and

Whereas, The present law requires that O.A.S.I. payments to recipients of categorical public assistance must be considered as "resources," and thereby may reduce the money grants or other benefits to which such persons are otherwise entitled;

Now, Therefore, Be It Resolved, That the Senate of the state of Washington hereby petitions the Congress to enact legislation authorizing a disability "freeze," even though the recipient is not granted a disability pension under the Social Security Act; and

Be It Further Resolved, That the Old Age, Survivors' and Disability Act be amended by the Congress to allow recipients of public assistance grants or other benefits accruing under categorical public assistance programs to retain any O.A.S.I. payments without a concomitant decrease in money grants or other benefits under the categorical programs.

Be It Resolved, That copies of this Resolution be immediately transmitted to President Lyndon B. Johnson; the President of the United States Senate and the Speaker of the House of Representatives; the Secretary of the Department of Health, Education and Welfare, and to each member of the Congress from Washington State.

On motion of Senator Rasmussen, the resolution was adopted.

SENATE RESOLUTION

1967 Ex - 49

By Senators Talley, Peterson (Ted) and Bailey:

Whereas, the importance and nutritional value of fish and shellfish in the world (F.P.C.) and the American diet are becoming increasingly more important as a protein resource; and

Whereas, our federal agencies involved have found on three occasions since 1953-54 that our domestic trawl fish industry was being hurt or injured by importations, and yet executive administrative action has not been forthcoming to provide this needed protection; and

Whereas, the United States domestic fishery production has decreased and diminished consistently since 1954 to the point of having dropped in world production from second place to fifth place (1964) with Norway overtaking the United States in 1966; and

Whereas, the domestic fishing industry, having been severely criticized for not having upgraded itself, has found so doing impossible as long as any and all foreign nations can so conveniently ship fishery products into the United States; and

Whereas, the United States production of these species in 1966 was only 19.2 percent of the total United States supply and that from imports was 80.8 percent (U.S.D.I. Bureau of Commercial Fisheries Annual Summary, "Packages Fishery Products — 1966", C.F.S. No. 4343); and

Whereas, foreign fishing on our coasts and importations are one and the same problem, and are destroying the domestic trawl industry; and

Whereas, the processing plants of Washington are limiting the landings of trawled seafoods due to the heavy and steadily increasing imports of similar species;

Now, Therefore, Be It Resolved, that the Senate respectfully requests the Washington delegation to the Congress of the United States to take appropriate action to ensure and provide a sound and healthy domestic trawl fishery through tariff or quota protection on such imported products.

Be It Further Resolved, that the Secretary of the Senate forward a copy of this resolution to each member of the Washington delegation to the Congress of the United States.

On motion of Senator Talley, the resolution was adopted.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President Pro Tempore called the Senate to order at 1:30 p.m.
The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 20, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 475 and Senate Bill No. 643, have inspected same, and find them correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: Frank W. Foley, Marshall A. Neill.

MESSAGES FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 19, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

Senate Bill No. 442:

Pertaining to intermediate school district.

Senate Bill No. 641:

Relating to registration of aircraft and airmen.

Very truly yours,

Raymond W. Haman

Legal Counsel to the Governor.

State of Washington, Office of the Governor,
Olympia, April 18, 1967.

To the Honorable, the Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

Senate Bill No. 622:

Authorizing supervisor of banking to fix reserve requirements within prescribed limits.

Senate Bill No. 291:

Making agricultural marketing act applicable to state agencies and governmental units.

Senate Bill No. 375:

Authorizing issuance of bonds for construction and modernization of common and vocational-technical school plant facilities.

Senate Bill No. 323:

Increasing legal notice publication rates.

Senate Bill No. 9:

Regulating public charitable trusts.

Very truly yours,

Raymond W. Haman,

Legal Counsel to the Governor.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 19, 1967.

Mr. President:

The House stands on its previous position and refuses to concur in the Senate amendments to Engrossed House Bill No. 133 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed House Bill No. 133:

Representatives Chapin, Garrett, Lewis, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

On motion of Senator Bailey, the Senate granted the request of the House for a conference on Engrossed House Bill No. 133.

APPOINTMENT OF CONFERENCE COMMITTEE

The President Pro Tempore appointed as Senate members of the Conference Committee on Engrossed House Bill No. 133, Senators Talley, Knoblauch and Canfield.

On motion of Senator Bailey, the Conference Committee appointments were confirmed.

The Secretary read:

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 20, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed Substitute House Bill No. 77 providing for allowance of fees and costs in connection with eminent domain proceedings, have had the same under consideration, and we recommend that Engrossed Substitute House Bill No. 77 be amended to read as follows:

An Act relating to eminent domain; providing for allowance of costs and fees in connection therewith; amending section 2, chapter 125, Laws of 1965 extraordinary session and RCW 8.25.020; amending section 4, chapter 125, Laws of 1965 extraordinary session and RCW 8.25.040; and adding new sections to chapter 125, Laws of 1965 extraordinary session and to chapter 8.25 RCW.

Be It Enacted By The Legislature of The State Of Washington:

Section 1. Section 2, chapter 125, Laws of 1965 extraordinary session and RCW 8.25.020 are each amended to read as follows:

[In order to pay a part of the owner's costs of evaluating an offer of just compensation, any person or organization whose real property or interest therein is acquired by eminent domain or by consent under threat thereof, is entitled to receive from the agency or person acquiring such property or interest therein as a part of his just compensation the sum of one hundred dollars] *There shall be paid by the condemnor in respect of each parcel of real property acquired by eminent domain or by consent under threat thereof, in addition to the fair market value of the property, a sum equal to the various expenditures actually and reasonably incurred by those with an interest or interests in said parcel in the process of evaluating the condemnor's offer to buy the same, but not to exceed a total of two hundred dollars. In the case of multiple interests in a parcel, the division of such sum shall be determined by the court or by agreement of the parties.*

Sec. 2. Section 4, chapter 125, Laws of 1965 extraordinary session and RCW 8.25.040 are each amended to read as follows:

Any person or organization whose real property or interest therein is acquired by eminent domain, or by consent under threat thereof, is entitled to be reimbursed by the agency or person acquiring such property or interest therein, as provided in this chapter, for the reasonable costs which he actually and necessarily incurred as a result of the acquisition in moving his personal property from the real property acquired, such costs to include dismantling, removing, packing, loading, transporting, unpacking and temporary storage not to exceed sixty days, but not a devaluation of such personal property incurred in or caused by such moving: *[Provided, That in no event shall the amount of reimbursement exceed the sum of two hundred dollars for removal of personal property in the case of an individual or a family, or the sum of three thousand dollars for removal of personal property in the case of a business concern (including the operation of a farm) or a nonprofit organization, or the sum of the two when both such removals are required:] Provided, That [in the case of a business concern or a nonprofit organization] the amount of reimbursement for transportation shall not exceed the cost of moving [fifty] one hundred miles from the point from which such [business] person or organization is displaced. In no event shall the amount of reimbursement exceed the sum of five hundred dollars for removal of personal property in the case of an individual or a family, or sum of ten thousand dollars for removal of personal property in the case of a business concern (including the operation of a farm) or a nonprofit organization, or the sum of the two when both such removals are required.*

NEW SECTION. Sec. 3. There is added to chapter 125, Laws of 1965 extraordinary session and to chapter 8.25 RCW a new section to read as follows:

If a trial is held for the fixing of the amount of compensation to be awarded to the owner or party having an interest in the property being condemned and if the condemnee has offered to stipulate to an order of immediate possession of the property being condemned, the court may award the condemnee reasonable attorney's fees and reasonable expert witness fees actually incurred in the event of any of the following:

(1) If condemnor fails to make any written offer in settlement to condemnee at least thirty court days prior to commencement of said trial; or

(2) If the judgment awarded as a result of the trial exceeds by ten percent or more the highest written offer in settlement submitted to those condemnees appearing in the action by condemnor at least thirty days prior to commencement of said trial; or

(3) If, in the opinion of the trial court, condemnor has shown bad faith in its dealings with condemnee relative to the property condemned.

In no event may any offer in settlement be referred to or used during the trial for any purpose in determining the amount of compensation to be paid for the property.

NEW SECTION. Sec. 4. There is added to chapter 125, Laws of 1965 extraordinary session and to chapter 8.25 RCW a new section to read as follows:

The provisions of chapter 125, Laws of 1965 extraordinary session and chapter 8.25 RCW, as amended and added to by this 1967 amendatory act, shall apply to all proceedings regulated by chapters 8.04, 8.08, 8.12, 8.16, 8.20 and 8.24 RCW as fully as though they were set forth in each of such chapters.

Senate Members:

Wes C. Uhlman
Perry B. Woodall
August P. Mardesich

House Members:

Donald H. Brazier, Jr.
R. Ted Bottiger
Alfred E. Leland

MOTION

On motion of Senator Uhlman, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 77 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 38; nays, 5; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Freise, Gissberg, Greive, Hanna, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Stender, Twigg, Uhlman, Williams, Woodall—38.

Those voting nay were: Senators Foley, Guess, Henry, Lennart, Washington—5.

Absent or not voting: Senators Herrmann, Pritchard, Sandison, Talley—4.

Excused: Senators Hallauer, Redmon—2.

Engrossed Substitute House Bill No. 77 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 19, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 194,
Senate Bill No. 282,

Senate Bill No. 318,
 Senate Bill No. 519,
 Senate Joint Resolution No. 24, and the same are herewith transmitted.
 Malcolm McBeath, *Chief Clerk.*
 House of Representatives,
 Olympia, Wash., April 19, 1967.

Mr. President:
 The House has passed: House Concurrent Resolution No. 47,
 House Concurrent Resolution No. 48, and the same are herewith transmitted.
 Malcolm McBeath, *Chief Clerk.*
 House of Representatives,
 Olympia, Wash., April 19, 1967.

Mr. President:
 The House has concurred in the Senate amendments to Engrossed House Bill No. 483 and has passed the bill as amended by the Senate.
 Malcolm McBeath, *Chief Clerk.*
 House of Representatives,
 Olympia, Wash., April 20, 1967.

Mr. President:
 The House has passed: Senate Bill No. 5,
 Engrossed Senate Bill No. 254,
 Senate Bill No. 466, and the same are herewith transmitted.
 Sidney Snyder, *Asst. Chief Clerk.*
 House of Representatives,
 Olympia, Wash., April 20, 1967.

Mr. President:
 The House has passed: Engrossed House Joint Memorial No. 17,
 House Concurrent Resolution No. 32,
 House Concurrent Resolution No. 49, and the same are herewith transmitted.
 Malcolm McBeath, *Chief Clerk.*
 House of Representatives,
 Olympia, Wash., April 21, 1967.

Mr. President:
 The Speaker has signed: House Bill No. 9,
 House Bill No. 404,
 House Bill No. 483,
 Substitute House Bill No. 572,
 House Bill No. 619,
 House Bill No. 630,
 House Bill No. 960,
 House Concurrent Resolution No. 41, and the same are herewith transmitted.
 Sidney Snyder, *Asst. Chief Clerk.*
 House of Representatives,
 Olympia, Wash., April 21, 1967.

Mr. President:
 The Speaker has signed: Senate Bill No. 294,
 Senate Bill No. 338,
 Senate Bill No. 507,
 Substitute Senate Bill No. 604,
 Senate Bill No. 638, and the same are herewith transmitted.
 Sidney Snyder, *Asst. Chief Clerk.*

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
 Olympia, Wash., April 18, 1967.

Mr. President:
 The House has passed: Engrossed Substitute Senate Bill No. 424 with the following amendments:
 On page 3, section 2, subsection (10), beginning on line 25 of the printed bill, being page 3, section 2, subsection (9), beginning on line 15 of the engrossed bill, strike "a

junction with primary state highway No. 9, in the vicinity of Discovery Bay" and insert "Sequim Bay State Park"

On page 4, section 2, subsection (13), beginning after "with" on line 14 of the printed bill, being page 4, section 2, subsection (12), line 1 of the engrossed bill, strike "Miller Road in the vicinity northeast of Oak Harbor; also beginning at a junction with Torpedo Road in the vicinity southwest of Oak Harbor, thence southerly to the vicinity of Columbia Beach" and insert "Torpedo Road in the vicinity northeast of Oak Harbor; also beginning at a junction with Miller Road in the vicinity southwest of Oak Harbor, thence southeasterly to a junction with Sherman Road in the vicinity west of Coupeville; also beginning at a junction with Rhododendron Road in the vicinity east of Coupeville, thence southeasterly to a junction with Maxwellton Road"

On page 5, section 2, following subsection (17) of the printed bill, being page 4, section 2, following subsection (16) of the engrossed bill, insert a new subsection as follows:

"(17) Secondary state highway No. 9A, beginning in the vicinity of Laird's Corner on highway No. 9, thence in a westerly direction to Neah Bay."

Renumber the remaining subsections consecutively, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Washington, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 424.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 424, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Wood—all—45.

Absent or not voting: Senators Herrmann, Pritchard—2.

Excused: Senators Hallauer, Redmon—2.

Engrossed Substitute Senate Bill No. 424, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive the Senate returned to the second order of business for the purpose of receiving a standing committee report.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 21, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 5, Senate Bill No. 254, Senate Bill No. 466, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman.*

We concur in this report: Frank W. Foley, Marshall A. Neill.

MESSAGES FROM THE HOUSE
HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 20, 1967.

Mr. Presiednt:

The House has passed:

Engrossed Senate Bill No. 325 with the following amendments:

Amend the Senate amendment by the Judiciary Committee as follows: In section 3, beginning on line 5 (of section 3) of the mimeographed amendment, being page 2, section 3, beginning on line 22 of the engrossed bill, strike the entire paragraph and insert:

"The four-month time limitation for serving and filing of claims shall not accrue to the benefit of any liability or casualty insurer as to claims against the deceased and/or the marital community of which the deceased was a member and such claims may at any time within eighteen months after the date of the first publication of notice to creditors be:"

Amend the Senate amendment by the Judiciary Committee as follows: In section 3, subsection (1), line 2 of the mimeographed amendment, being page 2, section 3, subsection (1), line 27 of the engrossed bill, after "estate" strike all of the material down to the semicolon after "commmenced", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Uhlman, the Senate concurred in the House amendments to Engrossed Senate Bill No. 325.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 325, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Atwood, Durkan, Herrmann, Keefe, Pritchard—5.

Excused: Senators Hallauer, Redmon—2.

Engrossed Senate Bill No. 325, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed Senate Bill No. 165 and the House amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Whetzel, Lynch, and Sheridan.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 67 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 182 and has passed the bill as amended by the Senate.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has concurred in the Senate amendments to Reengrossed Substitute House Bill No. 99 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 595 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 496 and has passed the bill as amended by the Senate.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has concurred in the Senate amendment to Engrossed House Bill No. 517 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 222 and has passed the bill as amended by the Senate.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed Senate Bill No. 419 and the House amendment thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives O'Brien, McGavick, Hoggins.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 21, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Senate Bill No. 462, and has granted said committee the powers of Free Conference, and said bill together with the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 21, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 462, removing certain tidelands at Cattle Point from those formerly reserved for

recreational use and taking of shellfish for personal use, have had the same under consideration, and we are unable to agree and ask for powers of Free Conference.

Senate Members:

William A. Gissberg
 Lowell Peterson
 Harry B. Lewis

House Members:

Stewart Bledsoe
 Leonard A. Sawyer
 Duane L. Berentson

MOTION

On motion of Senator Gissberg, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

The Secretary read:

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
 Olympia, Wash., April 18, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 131 with the following amendments:

On page 1 of the printed and engrossed bill, after section 1 add a new section as follows:

"Sec. 2. Section 1, chapter 126, Laws of 1913 as last amended by section 1, chapter 244, Laws of 1957 and RCW 2.32.180 are each amended to read as follows:

It shall be and is the duty of each and every superior court judge in counties or judicial districts in the state of Washington having a population of over thirty-five thousand inhabitants to appoint, or said judge may, in any county or judicial district having a population of over twenty-five thousand and less than thirty-five thousand, appoint a stenographic reporter to be attached to the court holden by him who shall have had at least three years' experience as a skilled, practical reporter, or who upon examination shall be able to report and transcribe accurately one hundred and seventy-five words per minute of the judge's charge or two hundred words per minute of testimony each for five consecutive minutes; said test of proficiency, in event of inability to meet qualifications as to length of time of experience, to be given by an examining committee composed of one judge of the superior court and two official reporters of the superior court of the state of Washington, appointed by the president judge of the superior court judges association of the state of Washington. The initial judicial appointee shall serve for a period of six years; the two initial reporter appointees shall serve for a period of four years and two years, respectively, from September 1, 1957; thereafter on expiration of the first terms of service, each newly appointed member of said examining committee to serve for a period of six years. In the event of death or inability of a member to serve, the president judge shall appoint a reporter or judge, as the case may be, to serve for the balance of the unexpired term of the member whose inability to serve caused such vacancy. The examining committee shall grant certificates to qualified applicants. Administrative and procedural rules and regulations shall be promulgated by said examining committee, subject to approval by the said president judge.

The stenographic reporter upon appointment shall thereupon become an officer of the court and shall be designated and known as the official reporter for the court or judicial district for which he is appointed: *Provided*, That *except for that county or judicial district wherein the seat of state government shall be located*, in no event shall there be appointed more official reporters in any one county or judicial district than there are superior court judges in such county or judicial district; the appointments in each class AA county shall be made by the majority vote of the judges in said county acting en banc; the appointments in class A counties and counties of the first class may be made by each individual judge therein or by the judges in said county acting en banc. Each official reporter so appointed shall hold office during the term of office of the judge or judges appointing him, but may be removed for incompetency, misconduct or neglect of duty, and before entering upon the discharge of his duties shall take an oath to perform faithfully the duties of his office, and file a bond in the sum of two thousand dollars for the faithful discharge of his duties. Such reporter in each court is hereby declared to be a necessary part of the judicial system of the state of Washington."

On page 1 of the printed and engrossed bill, after section 2, added by House amendment, add a section to read as follows:

"Sec. 3. Section 1, chapter 124, Laws of 1909 as amended by section 1, chapter 42, Laws of 1961 and RCW 2.24.010 are each amended to read as follows:

There may be appointed in each county or *judicial district*, by the judges of the superior court having jurisdiction therein, a court commissioner for said county or *judicial district*. Such commissioner shall be a citizen of the United States and an elector of the county or *judicial district* in which he may be appointed, and shall hold his office during the pleasure of the judges appointing him."

On page 1 of the printed and engrossed bill, after section 3, added by House amendment, add four sections to read as follows:

"Sec. 4. Section 3, chapter 125, Laws of 1951, as last amended by section 1, chapter 48, Laws of 1963, and RCW 2.08.061 are each amended to read as follows:

There shall be in the county of King [twenty-one] *twenty-three* judges of the superior court; in the county of Spokane seven judges of the superior court; in the county of Pierce [seven] *nine* judges of the superior court.

Sec. 5. Section 4, chapter 125, Laws of 1951, as amended by section 2, chapter 48, Laws of 1963 and RCW 2.08.062 are each amended to read as follows:

There shall be in the county of Chelan one judge of the superior court; in the county of Clark three judges of the superior court; in the county of Grays Harbor two judges of the superior court; in the county of Kitsap [two] *three* judges of the superior court; in the county of Kittitas one judge of the superior court; in the county of Lewis one judge of the superior court.

Sec. 6. Section 6, chapter 125, Laws of 1951, as last amended by section 1, chapter 35, Laws of 1963, and RCW 2.08.064 are each amended to read as follows:

There shall be in the counties of Benton and Franklin jointly, two judges of the superior court; in the counties of Clallam and Jefferson jointly, one judge of the superior court; in the county of Snohomish [four] *six* judges of the superior court; in the counties of Asotin, Columbia and Garfield jointly, one judge of the superior court; in the county of Cowlitz, two judges of the superior court; in the counties of Klickitat and Skamania jointly, one judge of the superior court.

NEW SECTION. Sec. 7. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and section 6 shall take effect immediately."

In line 1 of the title of the printed and engrossed bill, after "Relating to the" strike the remainder of the title and insert "courts and to the administration of the courts; prescribing a salary of the administrator for the courts; providing for court reporters; providing for the appointment of court commissioners and referees; providing for additional judges of various superior courts; amending section 3, chapter 125, Laws of 1951, as last amended by section 1, chapter 48, Laws of 1963, and RCW 2.08.061; amending section 4, chapter 125, Laws of 1951, as amended by section 2, chapter 48, Laws of 1963 and RCW 2.08.062; amending section 6, chapter 125, Laws of 1951, as last amended by section 1, chapter 35, Laws of 1963, and RCW 2.08.064; amending section 1, chapter 124, Laws of 1909 as amended by section 1, chapter 42, Laws of 1961 and RCW 2.24.010; amending section 1, chapter 126, Laws of 1913 as last amended by section 1, chapter 244, Laws of 1957 and RCW 2.32.180; amending section 1, chapter 259, Laws of 1957 and RCW 2.56.010; and declaring an emergency.", and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

POINT OF ORDER

Senator Rasmussen:

"Point of order, Mr. President:

"Under Senate Rule 62, I believe that the amendments to this bill enlarge the scope and object."

PARLIAMENTARY INQUIRY

Senator Atwood:

"Parliamentary inquiry. I believe Senator Rasmussen invoked Rule 62, and under that rule I believe if the Chair's ruling is favorable on it, then it still will go back to the Judiciary Committee, I presume?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"That is precisely my problem at the moment, Senator. As I recall originally Senate Bill No. 131 went to State Government, but as it is now amended, I don't quite recognize it."

MOTION

Senaor Freise:

"Mr. President:

"I move that the Senate do not concur in the House amendments."

President Pro Tempore Henry:

"Senator Freise, the President hasn't ruled as yet on Senator Rasmussen's point of order."

Senator Rasmussen:

"Mr. President, speaking to the point of order:

"The bill was in the Committee on State Government. It related to the administration of the state courts. The bill as amended with the amendments relates to the creation of new judgeships and it is very true it was in one committee and now it relates to another committee and I would suggest that possibly it should go to the Judiciary Committee with the amendments that the House has attached to the bill enlarges its scope and object.

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"The President, ruling upon the point of order as raised by Senator Rasmussen, under Rule 62, the rule states:

"A Senate bill, passed by the House with amendment or amendments which shall change the scope and object of the bill, upon being received in the Senate, shall be referred to appropriate committee and shall take the same course as for original bills."

"The President, ruling upon the point of order, is of the opinion that the House amendments do enlarge the scope and object of the bill and the bill is, therefore, referred to the Judiciary Committee."

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 5,
Senate Bill No. 254,
Senate Bill No. 325,
Substitute Senate Bill No. 424,
Senate Bill No. 466.**

The Secretary read:

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 20, 1967.

Mr. President:

The House has passed Substitute Senate Bill No. 360 with the following amendments:

Beginning on line 18 of the printed bill strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. The purpose of this act is to establish for county employees in certain counties a system of personnel administration based on merit principles and scientific methods governing the appointment, promotion, transfer, layoff, recruitment, retention, classification and pay plan, removal, discipline and welfare of such county employees, and other incidents of county employment. All appointments and promotions to positions, and retention therein, shall be made on the basis of policies as hereinafter specified.

NEW SECTION. Sec. 2. Unless the context clearly indicates otherwise, the words used herein shall have the following meaning:

(1) "Commission" means the civil service commission herein created and "commissioner" means any one of the three members of such commission;

(2) "Director of personnel" means the executive officer selected to supervise and carry out the commission's administrative activities under the provisions of this act and the rules and regulations promulgated by the commission;

(3) "Appointing power" means the elective or appointive county officer who is invested by law with the power and authority to select, appoint or employ any deputy, deputies or other necessary employees subject to civil service;

(4) "Appointment" includes all means of selecting, appointing or employing any person to any office, place, position or employment subject to civil service;

(5) "County" means class AA counties of the state.

NEW SECTION. Sec. 3. There is created in each such county a civil service commission which shall be composed of three persons. The commission members shall be appointed by the board of county commissioners within thirty days after July 1st, 1967. No person shall be appointed to the commission who is not a citizen of the United States, a resident of the county for at least two years immediately preceding his appointment, and an elector of the county wherein he resides. Not more than two commissioners shall be adherents of the same political party. No member, after appointment, shall hold any salaried public office or engage in county employment, other than his commission duties. The county commissioners shall determine the compensation to be allowed members of the commission for each day, or major part thereof, actually devoted to the business of the commission, not to exceed fifty dollars per day.

The term of office of the commissioners shall be six years, beginning July 1st, of the odd numbered years, except that the first three members of the commission shall be appointed for different terms, as follows: One to serve for a period of two years; one to serve for a period of four years; and one to serve for a period of six years. Any member of the commission may be removed from office for incompetency, dereliction of duty, malfeasance in office, or other good cause: *Provided*, That no member of the commission shall be removed until charges have been preferred, in writing, due notice being given thereof and a full hearing had before a board composed of the chairman of the board of county commissioners, the prosecuting attorney, and the county auditor. Any vacancy in the commission shall be filled by the county commissioners for the unexpired term. Two members of the commission shall constitute a quorum to transact business, and the votes of any two members shall be sufficient for the decision of all matters and the transaction of all business to be decided or transacted by the commission.

NEW SECTION. Sec. 4. Immediately after appointment, the commission, upon call of the chairman of the board of county commissioners and notice of the time and place thereof, shall organize by electing one of its members chairman, and shall hold regular public meetings at least once a month thereafter, unless there is no pending business requiring action by the commission, and may hold such additional meetings as may be required for the proper discharge of its duties. All members shall be notified of the meeting within twenty-four hours prior to its convening.

The commission may hold hearings, such hearings to be called by either the chairman or by a majority of members of the board. An official notice of the calling of the hearing shall be filed by the director of personnel with the records of the commission, and all commission members shall be notified of the hearings by the director of personnel within twenty-four hours prior to its convening.

A written record shall be kept by the commission of all its actions. No release of material or statement of findings shall be made except with the approval of a majority of the commission. In the conduct of hearings or investigations, a member of the commission or the director of personnel may administer oaths.

NEW SECTION. Sec. 5. There shall be appointed by the commission within sixty days after its appointment a director of personnel, appointed on the basis of his experience in and demonstrated knowledge of modern personnel administration, who shall be the administrative head of the commission. He shall be responsible for directing the personnel program of the county in accordance with the provisions of this act, rules and regulations of the commission, and county ordinances implementing the purposes of this act.

NEW SECTION. Sec. 6. The commission shall have the power and it shall be required to:

(1) Advise the county commissioners and other county administrative officials on all matters relating to civil service and personnel administration with respect to county service.

(2) Investigate and pass upon the claim of any person whose name appears on an eligibility list, that he has been deprived of a position to which he is entitled under the provisions of this act and any ordinances or rules and regulations of the commission implementing the same, in which case the decision of the commission shall be binding on the appointing power: *Provided*, That such person shall not be entitled to any claim for salary from the county for the period prior to the date of filing such claim.

(3) Hear appeals from any action suspending for more than thirty days, reducing in rank of pay, or discharging any employee in classified service, and further, to hear appeals on any and all other controversies or matters arising out of or in connection with civil service and personnel rules as promulgated by the commission. The findings and decisions of the commission shall be reduced to writing and shall be final and binding upon all parties concerned.

(4) Establish a merit system of employment with respect to county service. The commission shall make and promulgate all civil service and personnel rules, and amendments thereto, necessary to carry out and enforce the purposes of this act, and shall file all such proposed rules and amendments thereto with the county commissioners who shall consider the same. Within thirty-one days after the filing thereof, the county commissioners shall by ordinance adopt such proposed rules or amendments thereto: *Provided*, That the county commissioners by unanimous vote may change, alter, amend, add to, reject or repeal any such proposed civil service or personnel rules or amendments thereto. In the event the county commissioners shall fail to act upon any such rules or amendments thereto within the thirty days time limit hereinabove in this subsection provided for, then and in that event the county auditor, as clerk of the board of county commissioners, shall immediately cause to be published such rules or amendments thereto in an official newspaper as provided for in chapter 65.16 RCW and such rules or amendments thereto shall some ten days thereafter become effective for all purposes the same as if adopted by ordinance of the county commissioners and published as such an adopted ordinance. Such rules shall provide for:

(a) The classification of all positions in the classified service.

(b) Open, free and competitive examinations to test the relative fitness of applicants for such positions, and for reasonable publication and public advertisement of all examinations.

(c) Creation of eligibility lists upon which shall be entered the names of successful candidates in the order of their standing on the examination and for the certification of those on the appropriate list to department heads for appointment to fill vacancies and for the manner in which appointments shall be made from such list: *Provided*, That there shall be certified to the appointing power when a vacant position is to be filled, the names of three persons highest on the list of eligibles for the class, if such there be.

(d) The period of time in which eligibility lists shall continue in effect.

(e) Promotion based upon competitive examination and records of efficiency, conduct, and seniority.

(f) A period of probation of twelve months, both on original and promotional appointments, before the appointment is made permanent, during which time, in the case of an original appointment, the probationer may be discharged, or in the case of a promotion, returned to a position of equal salary and status of his former classification.

(g) Rejection of candidates or eligibles who fail to comply with reasonable requirements in regard to age, residence, sex, and physical condition or of infamous and disgraceful conduct, crimes, or who have attempted any deception or fraud in connection with an examination.

(h) Temporary employment without examination in cases of emergency and pending appointment from an eligibility list, but no such temporary employment shall continue after the establishment of an eligibility list for the position held.

(i) Transfer from one position to a similar position in the same class and grade, for reinstatement within two years of persons who without fault or delinquency on their part are separated from the service or reduced in class or grade, and for the reinstatement in a position of their former classification of employees promoted to and later demoted from appointive positions in the unclassified service.

(j) Discipline of employees by suspension, demotion, discharge, or other actions not inconsistent with provisions of this act: *Provided*, That no employee in the

classified service, shall be suspended for more than thirty days, demoted or discharged, except for cause: *Provided Further*, That no employee in the classified service shall be suspended for more than thirty days in any one twelve month period.

(k) Certification to the county treasurer of the names and classifications of all persons legally employed in the county service, without which certification the county treasurer shall not authorize the issuance of salary warrants.

(1) Right of appeal by any employee to the commission from any action suspending for more than thirty days, reducing in rank or pay, or discharging any employee in the classified service, and from any and all other matters arising out of or in connection with civil service and personnel rules.

(5) In addition to the foregoing powers and duties the commission shall carry on a continuing conscientious program of employment recruitment, including open continuous and periodic examinations as needed, to avail themselves of the best possible manpower available within the confines of the county's budgetary limitations.

NEW SECTION. Sec. 7. County civil service as provided for in this act shall be divided into classified and unclassified services. The unclassified service shall consist of: (1) Officials elected by the people and persons appointed to fill vacancies in such elective offices; (2) members of boards and commissions; (3) administrative officers appointed by the board of county commissioners or any other elective county official, or by boards or commissions as provided by law or by county ordinance; (4) heads of any department or division of a county office: *Provided*, That those designated department or division heads shall be approved by the commission for purpose of exempt status; (5) confidential secretaries to (a) any elected official; (b) any board or commission as provided for in subsection (2) hereof; (c) any administrative officer as provided in subsection (3) hereof; or (d) heads of any department or division of a county office as provided in subsection (4) hereof; (5) professional personnel in the office of the county prosecutor; (6) appointive administrative officials, physicians, surgeons, dentists, interns, student nurses, and inmate employees employed by the county hospital, tuberculosis sanitarium, and health department of the county; (7) court commissioners, court reporters, bailiffs, and judges' private secretaries in the office of the superior courts of the county; (8) one chief probation officer and one chief deputy probation officer in the juvenile court department of the office of the superior courts of the county; (9) court commissioners, chief clerks and chief deputy clerks in the office of the justice courts of the county; (10) persons employed in a professional or scientific capacity to conduct a special inquiry, investigation or examination; (11) part time or temporary employees, as defined by the commission; (12) election precinct officials; (13) all officials and other persons serving the county without compensation; and (14) all county employees covered by civil service provided under any other act.

The classified service shall comprise all positions not specifically included in the unclassified service.

NEW SECTION. Sec. 8. All appointments and promotions to positions in the classified civil service shall be made solely on merit, efficiency and fitness, which shall be ascertained by open competitive examination and impartial investigation. No person in the classified civil service shall be reinstated or transferred, suspended or discharged from any such place, position or employment contrary to the provisions of this act. Any person having civil service status under the provisions of this act may take a temporary appointment in an unclassified position with the right to return to his regular position, or to a like position, at the conclusion of such temporary appointment.

NEW SECTION. Sec. 9. For the benefit of the public service and to prevent delay, injury or interruption therein by reason of the enactment hereof, every person holding a position which is deemed classified by section 7 of this act for a continuous period of twelve months immediately prior to January 1, 1968 is eligible for permanent appointment under civil service to the office, place, position or employment which such person then held, without examination or other act on his part, and without probation; and every such person is automatically adopted and inducted permanently into civil service into the office, place, position or employment which he then held as completely and effectually to all intents and purposes as if such person had been permanently appointed thereto under civil service after examination and investigation. All other persons holding positions deemed classified for less than said period of twelve months shall be subject to the same open, competitive examination and other qualifying requirements applicable to other applicants for the same position, and such persons

may not continue in such positions for a period of more than twelve months after the creation of the civil service system unless appointed from the three highest persons on the list of eligible persons in accordance with the provisions of this act: *Provided*, That persons holding positions for six months or longer, but less than twelve months shall be considered on probation until such time that they have completed twelve months of service.

NEW SECTION. Sec. 10. The tenure of every person holding an office, place, position or employment under the provisions of this act shall continue only during good behavior; and any such person may be removed or discharged, suspended without pay, demoted, or reduced in rank or deprived of vacation privileges or other special privileges for any of the following reasons:

- (1) Incompetency, inefficiency or inattention to or dereliction of duty;
- (2) Dishonesty, intemperance, insubordination, discourteous treatment of the public or a fellow employee, or any other act of omission or commission tending to injure the public service; or any other willful violation of the provisions of this act or the rules and regulations to be adopted hereunder;
- (3) Mental or physical unfitness for the position which the employee holds;
- (4) Dishonest conduct or conduct prejudicial to the county;
- (5) Drunkenness or use of intoxicating liquors, narcotics or any other habit-forming drug, liquid or preparation to such extent that the use thereof interferes with the efficiency or mental or physical fitness of the employee, or which precludes the employee from properly performing the functions and duties of his position under civil service;
- (6) Conviction of a felony or a misdemeanor involving moral turpitude;
- (7) Any other act or failure to act which, in the judgment of the commission, is sufficient to show the offender to be an unsuitable and unfit person to be employed in the public service.

NEW SECTION. Sec. 11. No person in the classified civil service who has been permanently appointed or inducted into civil service under the provisions of this act shall be removed, suspended or demoted except for cause, and only upon written showing of cause by the appointing power. A written statement of such showing of cause in general terms, shall be served upon the accused and a duplicate filed with the commission.

Any person so removed, suspended for over fifteen days or demoted may, within ten days from the date of his removal, suspension or demotion, file with the commission a written demand for an investigation, whereupon the commission shall conduct such investigation. The investigation shall be confined to a determination of the question of whether the removal, suspension or demotion was made in good faith for cause. After such investigation the commission may affirm the removal or, if it finds that the removal, suspension or demotion was not made in good faith for cause, shall order the immediate reinstatement or reemployment of such person in the office, place, position or employment from which he was removed, suspended or demoted, which reinstatement shall if the commission so provides, be retroactive and entitle such person to pay or compensation from the time of removal, suspension or demotion. The commission, upon such investigation, in lieu of affirming a removal, may modify the order by directing a suspension without pay, for a stated period, and subsequent restoration to duty, or demotion in classification, grade or pay. The findings of the commission shall be certified, in writing, to the appointing power and shall be forthwith enforced by such officer. Nothing in this act shall limit the power of an officer to suspend for cause, without pay, a subordinate for a period not exceeding thirty days, upon filing with the commission a written statement of such action.

All investigations made by the commission pursuant to this section shall be by public hearing, unless waived by the accused, after reasonable notice to the accused of the time and place thereof, at which hearing the accused shall be afforded an opportunity of appearing in person and by counsel, and presenting his defense. If the order of removal, suspension or demotion is concurred in by the commission, or a majority thereof, the accused may appeal therefrom to the superior court of the county wherein he is employed. Such appeal shall be taken by serving on the commission, within thirty days after the entry of its order, a written notice of appeal, stating the ground therefor, and demanding that a certified transcript of the record, and all papers on file in the office of the commission affecting or relating to its order, be filed by the commission with the court. The commission shall, within thirty days after the filing of such notice, make, certify and file such transcript with the court.

The court shall thereupon proceed to hear and determine the appeal in a summary manner. Such hearing shall be confined to the determination of whether the order of removal, suspension or demotion made by the commission was or was not made in good faith for cause, and no appeal shall be taken except upon such ground or grounds. The decision of the superior court may be appealed to the supreme court.

NEW SECTION. Sec. 12. Whenever a position in the classified service becomes vacant, the appointing power, if it desires to fill the vacancy, shall requisition the commission for the names and addresses of three persons eligible for appointment thereto. The commission shall certify the names of three persons highest on the list of eligible persons for the class to which the vacant position has been allocated, who are willing to accept employment. If more than one vacancy is to be filled, one additional name shall be certified for each additional vacancy. The appointing power shall forthwith consider each person, in order of their standing on the list, and may appoint one person to each vacant position.

To enable the appointing power to exercise a choice in the filling of positions, no appointment, employment or promotion in any position in the classified service shall be deemed complete until after the expiration of a period of twelve months' probationary service, as may be provided in the rules of the commission, during which the appointing power may terminate the employment of the person certified to him if, during the performance test thus afforded, upon observation or consideration of the performance of duty, the appointing power deems him unfit or unsatisfactory for service. Thereupon a successor shall be appointed in accordance with the foregoing provisions.

NEW SECTION. Sec. 13. All offices, places positions and employments coming within the provisions of this act shall be filled by the appointing power, and nothing herein contained shall infringe upon such authority as an appointing power may have to fix the salaries and compensation of employees employed hereunder.

NEW SECTION. Sec. 14. All classified employees of the county shall have the right to form, join and assist any employee association, organization or union without any restraint from management, or to refrain from such activity.

NEW SECTION. Sec. 15. No treasurer, auditor, commissioner or other officer or employee of the county shall approve the payment of, or be in any manner concerned in paying, auditing or approving any salary, wage or other compensation for services to any person subject to the jurisdiction and scope of this act unless a payroll, estimate or account for such salary, wage or compensation, containing the names of the persons to be paid, the amount to be paid to each such person, the services on account of which same is paid and any other information which, in the judgment of the commission should be furnished on such payroll, bears the certificate of the commission or of its personnel director or other duly authorized agent, that the persons named therein have been appointed or employed in compliance with the terms of this act and the rules of the commission, and that the payroll, estimate or account is, insofar as known to the commission, a true and accurate statement. The commission shall refuse to certify the pay of any public officer or employee whom it finds to be illegally or improperly appointed, and may further refuse to certify the pay of any public officer or employee who wilfully, or through culpable negligence, violates or fails to comply with the provisions of this act or with the rules of the commission.

NEW SECTION. Sec. 16. The commission shall begin and conduct all civil suits which may be necessary for the proper enforcement of this act and the rules of the commission. The commission shall be represented in such suits by the prosecuting attorney of the county, or the commission may elect to retain private counsel.

NEW SECTION. Sec. 17. The right of any person to an appointment or promotion to any position shall not be withheld because of race, color, creed, national origin, political affiliation or belief, nor shall any person be dismissed, demoted or reduced in grade for such reason.

NEW SECTION. Sec. 18. No classified employee of the county shall take any part in campaigns involving the election of any county official further than to cast his vote and to express privately his opinions thereon.

No classified employee shall, nor shall he be required to, participate in or contribute to the political campaign of any political party or candidate for elective office or to contribute to any office or department fund: *Provided*, That such classified employees shall have the right to vote and to express their opinions privately on political subjects and candidates and participate fully in campaigns relating to constitutional amendments, referendums, initiatives, and issues of similar character, and

for nonpartisan offices. No classified employee shall, nor shall he be required to, during his hours of employment, participate in any political activity.

NEW SECTION. Sec. 19. All officers and employees of the county shall aid in all proper ways in carrying out the provisions of this act and such rules and regulations as may, from time to time, be prescribed by the commission, and afford the commission, its members and employees, all reasonable facilities and assistance in the inspection of books, papers, documents and accounts in any way applying to any and all offices, places, positions and employments subject to civil service; and also shall produce such books, papers, documents and accounts, and attend and testify whenever required so to do by the commission or any commissioner.

NEW SECTION. Sec. 20. Any person who wilfully violates any of the provisions of this act shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than one hundred dollars or by imprisonment in the county jail for not longer than thirty days, or by both such fine and imprisonment.

NEW SECTION. Sec. 21. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 22. If any part of this act shall be found to be in conflict with federal requirements which are a condition precedent to the allocation of federal funds to the county, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict and with respect to the agencies directly affected; and such findings or determination shall not affect the operation of the remainder of this act in its application to the agencies concerned. The commission shall make such rules and regulations as may be necessary to meet federal requirements which are a condition precedent to the receipt of federal funds by the county.

NEW SECTION. Sec. 23. Upon the adoption by the people of any class AA county of a charter after the effective date of this act, which charter provides therein for a civil service system for employees of said county, such charter shall as to such county, supersede the provisions of this 1967 act and this 1967 act shall not be deemed applicable to any such class AA county.

NEW SECTION. Sec. 24. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1967."

Beginning on line 1 of the title after "AN ACT" strike the remainder of the title and insert the following:

"Relating to counties and civil service status for county employees in certain counties; excepting certain employees therefrom; creating a civil service commission to administer the act; setting forth the powers and duties of the commission; providing the basis for and methods of appointments and promotions; providing for tenure under civil service; listing grounds for dismissal, suspension, demotion or reduction in rank; defining procedure for dismissal, suspension or demotion; providing for appointing power to fill vacancies and fix compensation; permitting formation of employee associations or unions; providing for payroll certification by the commission; providing for the institution of civil suits; prohibiting certain acts; prohibiting certain participation in political activities; requiring cooperation of county officers and employees; providing penalties; and declaring an emergency and providing an effective date.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Ridder, the Senate refused to concur in the House amendments to Substitute Senate Bill No. 360 and asked the House to recede therefrom.

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 9,
House Bill No. 404,
House Bill No. 483,
Substitute House Bill No. 572,
House Bill No. 619,
House Bill No. 630,
House Bill No. 960,
House Concurrent Resolution No. 41.**

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 20, 1967.

Mr. President:

The House has passed Senate Bill No. 261 with the following amendments:

Following section 1 add the following new sections to read as follows:

"NEW SECTION. Sec. 2. Any city with a population over 300,000 may sell, lease or convey any real property located in an area zoned to permit the operation of retail business, when such property is no longer needed for the use or purposes of such city, to any private corporation or association established to develop and maintain free public parking facilities.

NEW SECTION. Sec. 3. Before any such city may sell, lease or convey any real property located in an area zoned to permit the operation of retail business, it shall post in a conspicuous place on such property and publish in the official newspaper for the county in which such property is located for fifteen days prior to such sale, lease or conveyance a notice giving the legal description of such property and disclosing an intention to sell, lease or convey such property; and it shall offer in its notice, and shall give, the first right of purchase or lease to any private corporation or association (1) established to develop and maintain free public parking facilities and (2) which agrees to dedicate such property for free public parking. In the event such real property shall no longer be used for free public parking as provided in this act title to such real property shall revert back to such city. The first right of purchase granted herein shall expire and be of no effect unless exercised before January 1, 1969.

NEW SECTION. Sec. 4. A sale, lease or conveyance to such corporation or association may be made for such consideration and on such terms and conditions, including but not limited to a covenant that at least one hundred percent of such property be made available to the public for free parking, as the municipality deems appropriate: *Provided*, That the price charged such corporation or association shall not be in excess of the fair market value of such property for parking purposes.

NEW SECTION. Sec. 5. The provisions of section 3 shall not apply to any sale, lease or conveyance to the federal government or to any agency thereof, or to the state or any agency, county, city, town or other political subdivision of this state."

Following section 5 added by Representative Ceccarelli as amended by Representatives Whetzel and Lewis add a new section to read as follows:

"Sec. 6. Section 35.86.070, chapter 7, Laws of 1965, and RCW 35.86.070 are each amended to read as follows:

Such cities and/or their lessees shall pay to the county treasurer [and to the state treasurer moneys in lieu of real property taxes] *an excise tax for the privilege of operating a city-owned parking facility* equal to the amounts which would be paid upon real property [condemned pursuant to this chapter] *devoted to the purpose of off-street parking* were it in private ownership. *This section shall only apply to parking facilities acquired under this act.*"

Following section 6 added by Representative Wolf, add a new section to read as follows:

"Sec. 7. Section 1, chapter 82, Laws of 1931, as amended by section 1, chapter 43, Laws of 1933, and RCW 87.03.135 are each amended to read as follows:

Any irrigation district shall have power to sell or lease any real estate or personal property owned by such district, whenever the board of directors shall, by unanimous vote, determine that such property is not necessary or needed for the use of the district. No sale or lease of such property shall be made until notice thereof shall be given by publication at least twenty days before the date of said sale or lease of said property in some newspaper of general circulation in the county where the property or part thereof is located, if there be one, and if there be none, then in some newspaper of general circulation published in an adjoining county, said publication to be made at least once a week during three consecutive weeks before the day fixed for the making of such sale or lease, and shall contain notice of intention of the board of directors to make such sale or lease and state the time and place at which proposals for such sale or lease will be considered and at which the sale or lease will be made: *Provided*, *That the provisions of this section relating to publication of notice shall not apply when the value of the property to be sold or leased is less than five hundred dollars.* Any such property so sold or leased shall be sold or leased to the highest and best bidder. The provisions of this section shall not apply to the sale of lands acquired by

an irrigation district through its purchase of said lands for the nonpayment of its irrigation assessments."

In line one of the title, after "sale of" and before "county" strike "of" and insert "or" and after "county property" and before the semicolon insert "and irrigation district property; levying an excise tax on city-owned parking facilities; amending section 35.86.070, chapter 7, Laws of 1965 and RCW 35.86.070;" and in line 2 of the title after "RCW 36.34.020" and before the period insert "; and amending section 1, chapter 82, Laws of 1961, as amended by section 1, chapter 43, Laws of 1933, and RCW 87.03.135", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate refused to concur in the House amendments to Senate Bill No. 261 and asked the House to recede therefrom.

The Secretary read:

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 20, 1967.

Mr. President:

The House has passed: Senate Bill No. 447 with the following amendments:

In line 2 of the title, after "RCW 41.16.040" and before the period insert: "and section 3, chapter 82, Laws of 1957 as amended by section 3, chapter 5, Laws of 1959, and RCW 41.16.090"

On page 3, add a new section following section 1 to read as follows:

"Sec. 2. Section 3, chapter 82, Laws of 1957 as amended by section 3, chapter 5, Laws of 1959, and RCW 41.16.090 are each amended to read as follows:

[No monthly pension or benefit shall be paid in excess of one hundred fifty dollars: Provided, That] All pensioners receiving a pension under the provisions of this chapter as provided for in section 12, chapter 91, Laws of 1947 and RCW 41.16.230, shall [have their pensions increased in the amount of twenty-five dollars per month, beginning at the time this 1957 law becomes effective; but no pensioners will be entitled to receive more than one hundred and fifty dollars per month] from and after the effective date of this 1967 amendatory act receive a minimum pension of one hundred fifty dollars per month.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Greive that the Senate refuse to concur in the House amendments to Senate Bill No. 447 and ask the House to recede therefrom.

POINT OF ORDER

Senator Ryder:

"Mr. President:

"I raise the point of order on the amendments which have been attached by the House to Senate Bill No. 447. I believe these amendments do enlarge the scope and object of the bill. The bill was originally a bill to liberalize to some extent the investment of pension funds and the House has added an increase in the benefits in addition to the investment of the funds, and I believe that it does enlarge the scope and object of the bill."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"I would agree with Senator Ryder, if we were moving at this time to concur. The motion before the body is that we do not concur and that the bill go back to the House so the matter which the good Senator questions is not before us. If the motion would have been to concur, then his point would have been well taken."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"Your point is well taken, Senator Woodall. The motion before the Senate is the motion by Senator Greive that the Senate do not concur in the House amendments and ask the House to recede therefrom."

The motion was carried.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 20, 1967.

Mr. President:

The House has passed Senate Bill No. 643 with the following amendment:

On page 1, section 1, beginning on line 6, after "wages" strike the remainder of the section and insert: "not to exceed six hundred dollars to each claimant which have been earned within three months before the date of the distraint or commencement of the proceeding shall be paramount and superior to any claim preferred or presented by an agency of the state: *Provided*, That this section shall not apply to any compensation payable to an employer or to an officer, director, or stockholder of a corporate employer.", and the same is herewith transmitted.

Sidney Snyder, *Chief Clerk*.

On motion of Senator Kupka, the Senate concurred in the House amendment to Senate Bill No. 643.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 643, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Dore, Herrmann, McCutcheon, Mardesich, Neill, Talley—6.

Excused: Senators Hallauer, Redmon—2.

Senate Bill No. 643, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 647, by Senators Metcalf and Lennart:

An Act relating to revenue and taxation; amending section 84.40.030, chapter 15, Laws of 1961 and RCW 84.40.030; amending section 84.52.050, chapter 15, Laws of 1961 as amended by section 1, chapter 143, Laws of 1961 and RCW 84.52.050; amending section 82.08.020, chapter 15, Laws of 1961 as last amended by section 13, chapter 173, Laws of 1965 extraordinary session and RCW 82.08.020; amending section 82.12.020, chapter 15, Laws of 1961 as last amended by section 18, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.020; adding a new section to chapter 15, Laws of 1961 and to chapter 84.52 RCW; repealing section 74.04.150, chapter 26, Laws of 1959 and RCW 74.04.150; repealing sections 1 through 6, chapter 174, Laws of 1965

extraordinary session and RCW 84.54.010 through 84.54.060; providing for the termination of certain taxes imposed herein; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 648, by Senators Dore, Herr and Ridder:

An Act relating to local government; and amending section 36.29.020, chapter 4, Laws of 1963, as last amended by section 1, chapter 173, Laws of 1967, and RCW 36.29.020.

Referred to Committee on Cities, Towns and Counties.

Senate Concurrent Resolution No. 25, by Senators Bailey, Knoblauch and Kupka:

Providing for the dissolution of Century 21, Inc.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 25 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 25 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

FIRST READING OF HOUSE MEMORIAL AND RESOLUTION

The following were read first time by title and acted upon as indicated:

Engrossed House Joint Memorial No. 17, by Representatives Lux and Gorton:

Memorial rescinding 1963 memorial for federal constitutional amendment as to apportionment of state legislatures.

It was moved by Senator Uhlman that the rules be suspended, that Engrossed House Joint Memorial No. 17 be advanced to second reading and placed on the second reading calendar.

Debate ensued.

POINT OF ORDER

Senator Gissberg:

"Point of order Mr. President:

"A motion for a suspension of the rules is not debatable and Senator Uhlman, the maker of the motion, has explained what it is, in accordance with the rules. He can make a short explanation and that has been done. It is not open to debate and I urge you to vote this motion down."

POINT OF ORDER

Senator Pritchard:

"Point of order, Mr. President:

"Senator Gissberg has made an appeal for a vote and I request the same privilege."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"You already have and in more words than he used, Senator."

MOTION

It was moved by Senator Greive that the rules be suspended to permit debate on the motion.

The motion was lost.

Senator McCormack demanded a roll call on the motion by Senator Uhlman and the demand was sustained by Senators McCutcheon, Greive, Uhlman, Morgan, Williams, Pritchard, Metcalf and Washington.

ROLL CALL

The Secretary called the roll. The motion to suspend the rules was lost by the following vote: Yeas, 21; nays, 24; absent, or not voting, 2; excused, 2.

Those voting yea were: Senators Andersen, Connor, Dore, Faulk, Foley, Greive, Herr, Knoblauch, Kupka, McCormack, Mardesich, Marquardt, Morgan, Peterson (Ted), Pritchard, Rasmussen, Ridder, Stender, Uhlman, Washington, Williams—21.

Those voting nay were: Senators Atwood, Bailey, Canfield, Chytil, Cooney, Donohue, Freise, Gissberg, Guess, Hanna, Henry, Keefe, Lennart, Lewis, McCutcheon, McMillan, Metcalf, Neill, Peterson (Lowell), Ryder, Sandison, Talley, Twigg, Woodall—24.

Absent or not voting: Senators Durkan, Herrmann—2.

Excused: Senators Hallauer, Redmon—2.

MOTION

Senator Washington:

"Mr. President:

"I move that this repealer, Engrossed House Joint Memorial No. 17, be referred to the Committee on Constitution, Elections and Legislative Processes with instructions that the bill be reported back to the floor of the Senate by noon, Monday, April 24, with the recommendation either that it do pass or that it do not pass."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"You can move to refer to a committee to study, but to tell a committee that they must by a certain day report it out, whether a quorum does or does not show up, is a compound motion and I would first like to have it separated and we will vote on the part of whether it goes to a certain committee. I insist the rest of that particular motion should be voted down."

Senator Washington:

"Mr. President:

"I believe there are provisions in the rules that you may refer a bill to committee with instructions. I don't think our rules are specific as to what those instructions are, and certainly this being a deliberative and legislative body, the committees are subject to our jurisdiction and we can request our committees to function in any way we choose. Now if the members of this body don't see fit to offer those instructions, you can vote the motion down, but it is a motion which can be properly made, one which can be carried out, and one which can be debated fully as to the merits of the proposal. I do want to keep the floor in order to state the reasons for my motion. I don't want to give up the floor."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"Senator Washington says he wants to keep the floor, Senator Greive. For what purpose do you rise?"

Senator Greive:

"Rule 120, Reeds."

Senator Woodall:

"Mr. President:

"Speaking to the point of order, you can send a bill to committee and you can send some instructions. He is attempting in his motion to state that the committee

must report one way or another. Now you can't bind a committee as to what kind of report it is going to put on the bill once it becomes the property of that committee. I submit that part of his motion is out of order. You can instruct the committee to hold hearings, but to tell a standing committee what the standing committee is to find is purely improper."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"You will concede, Senator, that he has a right under the rules to make a motion to commit with instructions to report back on a day certain?"

Senator Woodall:

"Yes."

Senator Washington:

"Mr. President:

"I would amend the motion to also include a report without recommendation."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"Senator Washington, the President is of the opinion that a motion to commit with instructions to report back on a day certain is sufficient. There are only three things they can do: Either do pass, do not pass or without recommendation."

Senator Washington:

"With that explanation, I'll accept your ruling."

PARLIAMENTARY INQUIRY

Senator Kupka:

"Is it possible to divide the question into two parts so we can vote on referral and vote as to what a committee is going to do with it?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"Not at this time."

Debate ensued.

Senators Atwood, Gissberg and Chytil demanded the previous question and the demand was sustained on a rising vote.

POINT OF ORDER

Senator Washington:

"Mr. President, I rise to take advantage of the rule which allows the maker of a motion to close debate."

President Pro Tempore Henry:

"Would you quote the rule to me, Senator?"

Senator Washington:

"Well, the custom which has been long standing."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"I don't have the number for the custom either, Senator. The President is of the opinion that without a suspension of the rules, Senator, that the demand for the previous question has been sustained."

Senator McCormack demanded a roll call and the demand was sustained by Senators Dore, Connor, Ridder, Greive, McCutcheon, Uhlman, Washington and Williams.

ROLL CALL

The Secretary called the roll and the motion to refer Engrossed House Joint Memorial No. 17 with instructions was lost by the following vote: Yeas, 18; nays, 26; absent or not voting, 3; excused, 2.

Those voting yea were: Senators Andersen, Bailey, Connor, Dore, Faulk, Foley, Greive, Knoblauch, McCormack, Mardesich, Peterson (Ted), Pritchard, Rasmussen, Ridder, Stender, Uhlman, Washington, Williams—18.

Those voting nay were: Senators Atwood, Canfield, Chytil, Cooney, Donohue, Freise, Gissberg, Guess, Hanna, Henry, Keefe, Kupka, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Ryder, Sandison, Talley, Twigg, Woodall—26.

Absent or not voting: Senators Durkan, Herr, Herrmann—3.

Excused: Senators Hallauer, Redmon—2.

Engrossed House Joint Memorial No. 17 was referred to the Committee on Constitution, Elections and Legislative Processes.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Greive served notice that he would at the appropriate time on the next working day move that the Senate reconsider the vote by which the Senate refused to concur in the House amendments to Senate Bill No. 447.

MOTIONS

It was moved by Senator Woodall that the Senate Committee on Highways be instructed to report out by noon, Monday, April 24, Substitute House Bill No. 722.

Debate ensued.

It was moved by Senator Greive that the motion by Senator Woodall be laid upon the table.

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"Senator Woodall, the President is of the opinion that the motion was made under the wrong order of business and therefore not acceptable."

PERSONAL PRIVILEGE

Senator Washington:

"Mr. President:

"Speaking as a matter of personal privilege, I would hope that Senator Woodall might make that motion under the proper order of business. I would be very glad to see the precedent set and be very happy to have the Highway Committee be the committee which does establish the precedent and follow the instructions given by the Senate. I think it would be a worthwhile motion to make and I do hope, Senator Woodall, that you do make such a motion at the proper time. I would join you and would hope that the Highway Committee would follow suit in establishing such a precedent."

PERSONAL PRIVILEGE

Senator McCormack:

"Mr. President, point of personal privilege:

"I would like to comment on the motion just made to cut off debate in context with the general philosophy that we are operating under Senatorial courtesy. A number of us have different ways of approaching the business of debate on the floor. Some of us jump to our feet the instant a question is raised while others of us take our time and wait our turn. I don't presume that I had anything particularly profound to offer to this Senate in debate, but in the context of Senatorial courtesy, when

someone in debate refers to me by name as being in abject fear and then another one stands up and moves to cut off debate while I am trying to get the floor, I think we might extend more courtesy and generosity."

REPLY BY THE PRESIDENT

President Pro Tempore Henry:

"Commenting upon your point of personal privilege, Senate Rule 30 provides— and this is for the edification of all of the Senators here on the matter of so-called lack of courtesy—

"The previous question shall not be put unless demanded by three Senators whose names shall be entered upon the journal, and it shall then be put in this form: "Shall the main question be now put?" When sustained by a majority of Senators present, it shall preclude all debate and the roll shall be immediately called on the question or questions pending before the Senate, and all incidental question or questions of order arising after the motion is made shall be decided whether on appeal or otherwise without debate."

"Now there have been a number of cases where the maker of the motion, in his wisdom, saw fit to withdraw the motion. The maker of this motion did not. I don't think it is an aspersion either upon the presiding officer or the maker of the motion."

NOTICE OF INTENT TO FILE PROTEST

Senator Andersen:

"Mr. President:

"I'd like to give notice that I am going to file a protest of the vote under Rule 26 of the Senate rules concerning the various activities involved in the passage yesterday of Senate Bill No. 475."

President Pro Tempore Henry:

"Notice received, Senator."

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 643.

The Senate resumed consideration of bills on first reading.

House Concurrent Resolution No. 32, by Representatives Smythe, Brouillet, Marsh, McGavick, Barden, Kink, Lux, Hoggins, Murray, Kiskaddon, Goldsworthy, King, Holman, Veroske, Jastad, Walgren, McCaffree, Ceccarelli and Lynch:

Directing a study to be made as to feasibility of establishing a state program for scholarships and student loans.

Referred to Committee on Higher Education and Libraries.

House Concurrent Resolution No. 47, by Representatives Backstrom and Flanagan:

Directing legislative budget committee to study public school costs.

Referred to Committee on Education.

House Concurrent Resolution No. 48, by Representatives Garrett, Copeland and Lewis:

Recognizing the National Recreation and Park Congress convention to be held in Seattle, in 1968.

Referred to Committee on Natural Resources, Parks, Fisheries and Game Fish.

House Concurrent Resolution No. 49, by Representatives Hoggins, Kiskaddon and Bledsoe:

Complimenting Miss Shannon Walker as Washington's 1967 state junior miss.

MOTION

On motion of Senator Woodall, Senators Ryder, Neill and Atwood were excused.

On motion of Senator Metcalf, the rules were suspended, House Concurrent Resolution No. 49 was advanced to second reading and read the second time by sections.

On motion of Senator Metcalf, the rules were suspended, House Concurrent Resolution No. 49 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

MOTION

At 3:30 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Saturday, April 22, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-FOURTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Saturday, April 22, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Metcalf and Twigg.

On motion of Senator Atwood, Senator Metcalf was excused.

The Color Guard, consisting of Pages Bob Lisk, Color Bearer, and Debbie Parks, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Our Divine Father, for the gift of this day we thank Thee. Let us not shirk from the challenges and decisions which we will be asked to make in the hours before us.

"Endue us richly with insight, patience, and intelligent goodwill that we may stand before Thee at eventide as those who have labored well and with whom thou canst be pleased. In the Name and spirit of Jesus Christ. Amen."

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

The Secretary:

SENATE RESOLUTION 1967 EX - 50

By Senators Gissberg, Mardesich and Metcalf:

Whereas, Fifty years ago on January 8, 1917, Joseph H. Smith, young attorney of the city of Everett, came to Olympia to be sworn as a duly elected senator of the thirty-eighth senatorial district; and

Whereas, Senator Smith while serving as chairman of the Senate Committee on Appropriations quickly recognized the imperative need for a brief, entirely impersonal and completely honest digest of all bills introduced each day; and

Whereas, Senator Smith then and there made a resolve to correct this very clear deficiency in the law-making process by dedicating his legal talents to the daily preparation of this legislative digest; and

Whereas, For thirty-two consecutive years at every regular and extraordinary session the legislative digest prepared by Attorney Smith, and through the courtesy of

his employer, the Association of Washington Industries, was made available to all legislators daily without one cent of cost to the state treasury;

Now, Therefore, Be It Resolved, By unanimous vote of the Senate that Joseph H. Smith be and is herewith affectionately and appreciatively designated.

"SPECIAL FRIEND OF THE LEGISLATURE"

And Be It Further Resolved, That this resolution be prepared on parchment with the official seal of the state of Washington affixed, and at a time of most convenience to the Honorable Joseph H. Smith, legislators of Snohomish county as well as all other legislators who may wish to attend, it shall be formally presented to this *SPECIAL FRIEND* of the Legislature.

On motion of Senator Gissberg, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Leroy Hittle, Chief of the Associated Press Olympia Bureau, and appointed a special committee consisting of Senators Henry and Chytil, and press members John Lemon and Jack Pyle to escort Mr. Hittle to a place of honor upon the rostrum.

The President appointed a special committee consisting of Senators Bailey, Greive, Peterson (Ted), and Ryder, and members of the press Donald Dickson and Adele Ferguson to escort the Honorable Ward Bowden, Secretary of the Senate, to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mr. Hittle, on behalf of the members of the Fourth Estate, to present a signed photograph to Mr. Bowden in appreciation for his liaison with the press.

MOTION

It was moved by Senator Atwood that consideration of Senate Bill No. 309 be deferred until the proper order of business on Monday, April 24, 1967. The motion was carried.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, and having given prior notice, Senator Greive moved that the Senate do now reconsider the vote by which the Senate refused to concur in the House amendments to Senate Bill No. 447.

Debate ensued.

The motion was carried.

It was moved by Senator Greive that the Senate do concur in the House amendments to Senate Bill No. 447.

Debate ensued.

POINT OF ORDER

Senator Ryder:

"Mr. President, I again raise the point of order which I raised yesterday that the House amendment does enlarge the scope and object of the bill. Senate Bill No. 447 originally was a bill, as it left for the House, applying to the investment of the pension trust funds and enlarging those investment opportunities. In the House they have added to it the amendment which was described a moment ago by Senator Greive which goes into the benefits of the system, and I submit to you, Mr. President, that this does enlarge the scope and object of the bill and that it is not proper that it should be considered as an amendment thereto."

Senator Greive:

"Mr. President:

"I should like to point out in the best way that I can in reading the title of Senate Bill No. 447, it says, 'An act relating to firemen of cities and towns; and amending

section 4, chapter 91, laws of 1947 and RCW 41.16.040,' which I contend is directly in point."

Senator Talley:

"Mr. President:

"I think Senator Greive is right. This is the same fund that they are investing and I think they are all connected as far as I can see. It comes out of the same section and it's the same funds and everything together."

Senator Greive:

"Another thought occurs to me and I think it deserves to be said prior to the time you have an opportunity to rule. If we are to restrict it when we have the proper chapter and we have the proper RCW and we have the same fund, and we say that we couldn't raise the particular compensation to retired firemen, it would seem to me there would be nothing that could ever be amended on this floor. I urge the President not to rule in this restrictive way because I feel confident it would come back and haunt us at a later date."

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the point of order presented by Senator Ryder:

"The President, in reviewing Senate Bill No. 447 feels that the title and the language of the measure are sufficiently broad to permit the addition of the House amendment; therefore, the President believes that the point of order presented by Senator Ryder is not well taken."

Senators Greive, Connor and Cooney demanded the previous question and the demand was sustained.

The motion by Senator Greive was carried and the Senate concurred in the House amendments to Senate Bill No. 447.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 447, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 9; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Talley, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Atwood, Chytil, Durkan, Guess, Morgan, Neill, Redmon, Stender, Twigg—9.

Excused: Senator Metcalf—1.

Senate Bill No. 447, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Atwood, Senator Twigg was excused.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 22, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 325,

Engrossed Substitute Senate Bill No. 424, have inspected same, and find them correctly reengrossed.

....., *Chairman.*
 We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

Senate Chamber,
 Olympia, Wash., April 22, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred, Senate Bill No. 325,

Substitute Senate Bill No. 424,
 Senate Bill No. 643, have inspected same, and find them correctly enrolled.

....., *Chairman.*
 We concur in this report: R. Frank Atwood, R. R. Bob Greive, Marshall A. Neill.

MESSAGES FROM THE HOUSE

House of Representatives,
 Olympia, Wash., April 21, 1967.

Mr. President:

The House has passed: House Concurrent Resolution No. 50,
 House Concurrent Resolution No. 51, and the same are herewith transmitted.
 Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., April 22, 1967.

Mr. President:

The Speaker has signed: House Bill No. 67,
 Substitute House Bill No. 99,
 House Bill No. 182,
 House Bill No. 222,
 House Bill No. 496,
 House Bill No. 517,
 House Bill No. 595,
 House Concurrent Resolution No. 49, and the same are herewith transmitted.
 Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., April 22, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 5,
 Senate Bill No. 254,
 Senate Bill No. 466, and the same are herewith transmitted.
 Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
 Olympia, Wash., April 22, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 325,
 Substitute Senate Bill No. 424,
 Senate Bill No. 643, and the same are herewith transmitted.
 Sidney Snyder, *Asst. Chief Clerk.*

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
 Olympia, Wash., April 19, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 122 with the following amendments:

Strike all matter after the enacting clause and insert:

“NEW SECTION. Section 1. When used in this act:

(1) The term “contribution” includes a gift, subscription, loan, advance or deposit of money or anything of value and includes a contract, promise or agreement, whether or not legally enforceable, to make a contribution, given with the intent of influencing the passage or defeat of any pending or proposed legislation;

(2) The term "expenditure" includes a payment, distribution, loan, advance, deposit, or gift of money or anything of value, and includes a contract, promise or agreement, whether or not legally enforceable, to make an expenditure;

(3) The term "person" includes an individual, partnership, committee, association, corporation, and any other organization or group of persons. The term does not include a member or member-elect of either house of the state legislature;

(4) The term "legislation" means bills, resolutions, amendments, nominations, and other matters pending or proposed in either house of the legislature.

NEW SECTION. Sec. 2. (1) Any person who shall be engaged for pay or for any consideration for the purpose of attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington or the approval or veto of any legislation by the governor of the state of Washington shall register with the president of the senate and the speaker of the house before doing anything in furtherance of such object and shall give to such officers in writing and under oath a statement showing:

(a) Name and business address;

(b) Name and address of the person or persons by whom he is employed and in whose interest he appears or works and by whom he is compensated;

(c) The duration of such employment;

(d) Whether he is paid on a permanent basis with a lobbying assignment as a partial, temporary or incidental part of his duties, or whether his compensated employment is solely for lobbying purposes;

(e) A written authorization from each person by whom he is so employed;

(f) The general area or areas of his legislative interest.

(2) In addition, any person as described in subsection (1) above shall similarly file not later than sixty days after the adjournment of each regular and extraordinary session of the legislature a statement of all contributions and expenditures made, incurred, or expended for the purposes described in this section exclusive of personal living and travel expenses: *Provided, However,* That when an extraordinary session follows immediately after a regular session such statement shall be filed not later than sixty days after the adjournment of the extraordinary session.

(3) Each statement required by this section shall be made on forms agreed upon by the president of the senate and the speaker of the house, a duplicate copy of which shall be filed with and preserved by the secretary of state for a period of three years as a public record open to public inspection.

NEW SECTION. Sec. 3. The following activities shall not be deemed to require compliance with section 2 of this act:

(1) The activities or appearance of a person promoting or opposing the passage of any legislation or its approval or veto by the governor, in his own behalf and not as a representative, agent or employee of another person;

(2) Providing professional services in the drafting of legislative measures or in advising clients and rendering opinions as to the construction and effect of proposed or pending legislation, or in communication with members of the legislature or the governor in connection therewith;

(3) Appearing or testifying before a committee of the legislature in support of or in opposition to any legislation;

(4) Giving testimony at committee hearings upon the request of the legislature or a committee or a member thereof;

(5) Giving testimony or contracting legislators by government employees as a part of their official duties; or

(6) News or feature reporting activities by working members of the press, radio, or television.

NEW SECTION. Sec. 4. No agreement to accomplish any purpose set forth in section 2 of this act shall be enforceable and no action shall be brought thereon where payment of all or any part of the compensation under said agreement depends in any manner upon the passage or defeat or executive approval or veto of any legislation, or upon any other contingency in connection with legislation: *Provided,* That this section shall not apply to those agreements made between attorney and client in connection with claims against the state of Washington.

NEW SECTION. Sec. 5. Any person who (a) files any document provided for in this act that contains any materially false statement or material omission or (b) wilfully fails to comply with any material requirement of this act shall be guilty of a gross misdemeanor and shall be punished by a fine of not more than five thousand dollars or imprisonment in the county jail for not more than twelve months, or by

both such fine and imprisonment, and shall be prohibited, for a period of ten years from the date of such conviction, from being registered as a lobbyist in either the senate or the house of representatives; and in addition thereto, shall be liable for damage caused by such violation to person or persons adversely affected thereby including members and members-elect of the Washington state legislature.

NEW SECTION. Sec. 6. The attorney general shall enforce the provisions of this act and shall prosecute, or may delegate to the appropriate prosecuting attorney the prosecution of all violations of this act: *Provided*, That this section shall not preclude actions for the recovery of damages.", and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

It was moved by Senator Dore that the Senate do concur in the House amendments to Engrossed Senate Bill No. 122.

Debate ensued.

It was moved by Senator Woodall that the matter retain its place on the proper order of business for Monday, April 24, 1967.

Debate ensued.

The motion was carried.

MOTION

On motion of Senator Greive, the Senate advanced to the seventh order of business.

SECOND READING OF BILLS

Senate Joint Resolution No. 3, by Senator Uhlman:

Amending Constitution to change voting requirements as to excess levies.

The Senate resumed consideration of Senate Joint Resolution No. 3 on second reading.

It was moved by Senator McCormack that the following amendment be adopted:

Strike all the matter after "as follows:" on page 1, line 8, and insert:

"Article VII, section 2. (1) Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, shall not in any year exceed [forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty per centum of the true and fair value of such property in money] *ten dollars per one thousand dollars of the current true value of such property: Provided, However*, That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district. The term "taxing district" for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy, or have levied for it, ad valorem taxes on property, other than a port or public utility district. *The legislature shall have the power, by appropriate legislation, to provide for the enforcement of the provisions of this article by state or local agencies or both.* Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) By any taxing district, *other than school district* when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve month period, either at a special election or at the regular election of such taxing district [, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election];

(b) *By any school district when specifically authorized so to do by majority of at least three-fifths of the electors thereof voting on a proposition to levy additional taxes for not in excess of two years for operations submitted not more than twelve months prior to the date from which the proposed levy is to be made and not oftener than twice in such twelve month period, either at a special election or at the regular election of such taxing district. No district shall submit to the electors upon the*

authority of this subsection a proposition to authorize additional levies for current operations or capital outlays for any year for which such electors have previously approved a levy for the same purpose under the authority of this subsection. A district may, however, at any time submit to the electors a proposition to substitute for a prior authorization under this subsection a new authorization for the same purpose, provided (i) that the amount authorized by the substituted authorization will be adequate to fulfill all contractual obligations of the district incurred by reason of the prior authorization, and (ii) that the substitute proposition shall by its terms supersede the prior authorization and by its terms shall not become effective until the first tax levy year following the date of the election at which such substitute proposition was authorized and then be in lieu of any tax levy authorized by the superseded authorization."

(c) By any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district [, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election]: *Provided*, That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein, *And Provided Further*, That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6, of this Constitution;

(d) By the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on [December 6, 1934] *The date this amendment to this section becomes effective*; or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort.

(2) *The legislature is authorized to impose, and may grant to municipal corporations the authority to impose, graduated or nongraduated taxes upon the net income of every person and corporation and may provide for such deductions and exemptions from such taxes and the computation thereof as it may deem just and proper: Provided, That such tax shall be computed on taxable income as defined and determined by the laws of the United States and as to personal income shall be fixed at not less than two percent nor more than six percent of taxable income and as to corporate income shall be fixed at not less than two percent nor more than eight percent of taxable income: Provided, That during the time there is imposed a graduated or nongraduated state net income tax on individuals no tax shall be levied on retail sales in this state on food and food items sold for human consumption off the premises where sold and on sales of prescription drugs: And Provided Further, That during the time there is imposed a graduated or nongraduated state net income tax on both individuals and corporations, no tax measured on gross income shall be imposed by the state on the privilege of doing business in the state unless (1) both the rates and services of the business are regulated by the state, or (2) the business is conducted by a municipal corporation, or (3) the business is conducted by a nonprofit corporation or association, whether mutual, cooperative or otherwise. Income is not property within the meaning of this Constitution and a tax imposed upon or measured by income, from whatever source derived, shall not be deemed an ad valorem tax.*

The legislature may coordinate the administration and collection of state income taxes with the income tax laws and procedures of the United States, and may delegate to such state administrators as it may designate the authority to prescribe the means of coordination of state and United States tax laws and methods for the allocation of income for taxing purposes. The legislature may adopt by reference any federal statutes relating to the determination of taxable income, as existing at time of adoption and as amended from time to time.

Be It Further Resolved, That subsections (1) and (2) of the foregoing constitutional amendment shall each be construed as a separate amendment within the meaning of Article XXIII, section 1 (Amendment 37) of this Constitution. In the event that any part of subsection (2) of the foregoing constitutional amendment is held to be a separate amendment separate from any other part of subsection (2), subsection (2) of this senate joint resolution shall be void in its entirety and shall be of no further force and effect.

And Be It Further Resolved, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Debate ensued.

POINT OF INQUIRY

Senator Lennart:

"Mr. President, would Senator McCormack yield to a question:

"Would the Senator accept an amendment of five instead of six percent?"

Senator McCormack:

"Mr. President and Senator Lennart:

"At the present time I would be reluctant to accept that amendment. I would not close the door to negotiation, but I would not at this time—considering that I have been working with many, many members of the legislature on this particular figure, presume that I could on my own stand here at this time and accept this amendment. I would say that in view of the fact, Senator, that you suggested seven percent on the floor here several weeks ago and we had about a fifty-fifty split on that point in the Senate, we suggested that six percent was a legitimate compromise between our positions. I would hesitate at this time to say, 'Yes, I will accept an amendment,' but I would not close the door to future discussion."

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Ryder:

"Mr. President, point of parliamentary inquiry:

"Would the President rule that if the amendment by Senator McCormack is adopted, that it would strike amendments two, three and four which were adopted on February 2?"

REPLY BY THE PRESIDENT

The President:

"The President believes, Senator Ryder, that if Senator McCormack's amendment is adopted, that it would strike the two amendments adopted on February 2, but not necessarily the one on February 1."

Senator Ryder:

"Mr. President, there were three amendments on February 2."

The President:

"The Senator is correct. There are three amendments. Senator McCormack's amendment would strike those three amendments, Senator Ryder."

Senator Ryder:

"Without a reconsideration of the vote by which they were passed?"

The President:

"The President is of that opinion, Senator."

POINT OF INQUIRY

Senator Bailey:

"Mr. President, point of inquiry:

"The one amendment which I offered at that time was on the twenty-five percent limit and that was reconsidered by the Senate at one time and re-adopted by the Senate. I doubt very much whether that could be taken off. However, I think that part of it, is reincorporated in Senator McCormack's amendment."

Senator McCormack:

"The same material is incorporated in the amendment, yes."

REPLY BY THE PRESIDENT

The President:

"That is incorporated in the amendment, Senator Bailey."

Debate ensued.

MOTION

On motion of Senator Greive Senate Joint Resolution No. 3 retained its place as a special order of business on the calendar for Monday, April 24, 1967.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:35 p.m.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 67,

Substitute House Bill No. 99,

House Bill No. 182,

House Bill No. 222,

House Bill No. 496,

House Bill No. 517,

House Bill No. 595,

House Concurrent Resolution No. 49.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 648:

Senate Chamber,
Olympia, Wash., April 22, 1967.

Regulating deposit of county funds (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

Gordon Herr, *Chairman.*

We concur in this report: Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, Al Henry, George Kupka, Fred G. Redmon, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 513:

Senate Chamber,
Olympia, Wash., April 21, 1967.

Relating to charges for patients at state hospitals (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, Dewey C. Donohue, William A. Gissberg, Sam C. Guess, Ernest W. Lennart, Harry B. Lewis, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, John N. Ryder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 934:

Senate Chamber,
Olympia, Wash., April 21, 1967.

Implementing law putting additional limitations on regular property tax revenue (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich, Mike McCormack, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Wesley C. Uhlman, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of the Honorable Harold D. Ross, Supreme Governor of the Loyal Order of Moose, and appointed a special committee consisting of Senators Greive, Talley, Canfield, Connor, Atwood and Redmon to escort Mr. Ross to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mr. Ross to address the Senate.

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 22, 1967.

Mr. President:

The House refuses to recede from its amendments to Substitute Senate Bill No. 360 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Substitute Senate Bill No. 360 and the House amendments thereto, Representatives Humiston, Perry, McGavick.

Sidney Snyder, *Asst. Chief Clerk*.

On motion of Senator Greive, the Senate granted the request of the House for a conference on Substitute Senate Bill No. 360.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Substitute Senate Bill No. 360, Senators Connor, Ryder and Ridder.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MOTION

At 12:50 p.m., on motion of Senator Greive, the Senate adjourned until 7:00 p.m., Sunday, April 23, 1967.

John A. Cherberg, *President of the Senate*.

Ward Bowden, *Secretary of the Senate*.

FORTY-FIFTH DAY

EVENING SESSION

Senate Chamber,
Olympia, Wash., Sunday, April 23, 1967.

The Senate was called to order at 7:00 p.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan, Hallauer, Hanna, Keefe, Kupka, Peterson (Ted), Pritchard and Williams.

On motion of Senator Bailey, Senators Durkan, Hallauer, Hanna, Keefe, and Kupka were excused.

On motion of Senator Atwood, Senators Peterson (Ted), Pritchard and Williams were excused.

The Color Guard, consisting of Pages Robert Lisk, Color Bearer, and Heidi Johnson, presented the Colors.

Reverend T. Eugene Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Our Divine Father, refreshed by the many experiences of this day—corporate worship, the beauty of nature, personal relaxation, family fellowship, disciplined study—we come now to face again, with renewed vigor, the problems which must be resolved before this legislative session can be terminated.

"Thou dost know the tensions that exist. Thou dost know the patience that is quickly strained. Thou dost know the tendencies we all have to be oblivious to our private weaknesses and our partial perspectives. Help us all to transcend our weaknesses and to be wise in the exercise of our strengths.

"We thank Thee for the disciplined work of the members of this Senate, and the willing sacrifices of time and job and family life which they make in order to serve their State. Guide them, as in the remaining days they seek to solve the problems and pains of taxation in as pleasant a manner as possible. Amen."

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

The President declared the Senate to be at ease.

The President called the Senate to order at 7:45 p.m.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 23, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 447, have inspected same, and find it correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., April 23, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 447, Senate Concurrent Resolution No. 24 and Senate Concurrent Resolution No. 25, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Marshall A. Neill, Perry B. Woodall.

Substitute House Bill No. 722:

Senate Chamber,
Olympia, Wash., April 20, 1967.

Providing for highways, bridges and toll facilities (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

**GUBERNATORIAL APPOINTMENTS
MESSAGES FROM THE GOVERNOR**

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the position of Member, State Board of Pharmacy, subject to your confirmation:

Sanford Thal, appointed January 21, 1967, for a term ending January 21, 1971, succeeding Clarence Olberg.

Sincerely,

DANIEL J. EVANS,
Governor.

It was moved by Senator Atwood that the rules be suspended and that the appointment of Sanford Thal to the position of member of the State Board of Pharmacy, be now confirmed.

PERSONAL PRIVILEGE

Senator Atwood:

"Mr. President and members of the Senate:

"Sanford Thal is a Bellingham man and a recognized leader in the field of pharmacy in the Pharmaceutical Association. He is past president of the Whatcom County Pharmaceutical Association, a member of the State Pharmaceutical Association and he has served three years on their board of managers. What makes this appointment a little unusual is that he is the first appointment of a non-owner to this board. Although he is a manager, he does not own the store. He has an impressive list of credentials in regard to his qualifications for the Board of Pharmacy. For example, he is a consulting pharmacist to both hospitals, a consulting pharmacist to the Whatcom county infirmary. He is a guest lecturer at Western Washington State College and he has been an instructor in pharmacology at both of the hospitals in the school of nursing. He is a drug consultant to the police department and the county sheriff's office and he runs the poison control center in Whatcom county. He has long been active in this field and I would recommend to you your support and confirmation."

Senator Lennart:

"Mr. President and members of the Senate:

"He is a highly honored man and I couldn't think of a better appointment in this field to which he has been appointed."

The motion was carried.

APPOINTMENT OF SANFORD THAL

The Secretary called the roll and the appointment of Sanford Thal to the position of member of the State Board of Pharmacy was confirmed by the

Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 2; excused, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—39.

Absent or not voting: Senators Dore, McCutcheon—2.

Excused: Senators Durkan, Hallauer, Hanna, Keefe, Kupka, Peterson (Ted), Pritchard, Williams—8.

Having received the approval of the Senate, the appointment of Sanford Thal to the position of member of the State Board of Pharmacy was confirmed.

The Secretary read:

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.
Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Parks and Recreation Commission, subject to your confirmation:

Eleanor Berger, appointed January 10, 1967, for a term ending December 31, 1972, succeeding herself.

Sincerely,

DANIEL J. EVANS,
Governor.

It was moved by Senator Atwood that the rules be suspended and that the appointment of Eleanor Berger to the position of member of the State Parks and Recreation Commission, be now confirmed.

The motion was carried.

APPOINTMENT OF ELEANOR BERGER

The Secretary called the roll and the appointment of Eleanor Berger to the position of member of the State Parks and Recreation Commission, was confirmed by the Senate by the following vote: Yeas, 36; nays, 0; absent or not voting, 5; excused, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Lennart, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Woodall—36.

Absent or not voting: Senators Dore, McCormack, McCutcheon, Morgan, Washington—5.

Excused: Senators Durkan, Hallauer, Hanna, Keefe, Kupka, Peterson (Ted), Pritchard, Williams—8.

Having received the approval of the Senate, the appointment of Eleanor Berger to the position of member of the State Parks and Recreation Commission, was confirmed.

The Secretary read:

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.
Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Chairman, Board of Prison Terms and Paroles, subject to your confirmation:

F. Bruce Johnson, appointed November 16, 1965, for a term ending April 15, 1970, succeeding H. J. Lawrence.

Sincerely,

DANIEL J. EVANS,
Governor.

It was moved by Senator Atwood that the rules be suspended and that the appointment of F. Bruce Johnson to the position of chairman of the Board of Prison Terms and Paroles, be now confirmed.

PERSONAL PRIVILEGE

Senator Freise:

"Mr. President and members of the Senate:

"Bruce Johnson has worked in juvenile and probation work for a good number of years. He has been acting as chairman of the Board of Prison Terms and Paroles for the last two years. I know that the men on the staff of the penitentiary in Walla Walla who work with him feel that he is an excellent choice. I know that he cooperated both with the control workers and with the institutions and I think that we couldn't have done better."

The motion was carried.

APPOINTMENT OF F. BRUCE JOHNSON

The Secretary called the roll and the appointment of F. Bruce Johnson to the position of chairman of the Board of Prison Terms and Paroles, was confirmed by the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 3; excused, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Woodall—38.

Absent or not voting: Senators Dore, McCutcheon, Talley—3.

Excused: Senators Durkan, Hallauer, Hanna, Keefe, Kupka, Peterson (Ted), Pritchard, Williams—8.

Having received the approval of the Senate, the appointment of F. Bruce Johnson to the position of chairman of the Board of Prison Terms and Paroles, was confirmed.

The Secretary read:

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.
Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Board of Prison Terms and Paroles, subject to your confirmation:

Ross Peterson, appointed May 1, 1966, for a term ending April 15, 1971, succeeding Russell S. Gideon.

Sincerely,

DANIEL J. EVANS,
Governor.

It was moved by Senator Atwood that the rules be suspended and that the appointment of Ross Peterson to the position of member of the Board of Prison Terms and Paroles, be now confirmed.

PERSONAL PRIVILEGE

Senator Lewis:

"Mr. President, members of the Senate:

"Mr. Peterson is an extremely well-qualified man and has been doing an excellent job for the state of Washington in this position on the Board of Prison Terms and Paroles. He is a dedicated, hardworking man. He is well thought of in professional circles. I know him personally and know him to be a good man and I urge you to support this nomination."

The motion was carried.

APPOINTMENT OF ROSS PETERSON

The Secretary called the roll and the appointment of Ross Peterson to the position of member of the Board of Prison Terms and Paroles, was confirmed by the Senate by the following vote: Yeas, 36; nays, 0; absent or not voting, 5; excused, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Herr, Herrmann, Knoblauch, Lennart, Lewis, McCormack, McMillan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Ryder, Sandison, Twigg, Uhlman, Washington, Woodall—36.

Absent or not voting: Senators Henry, McCutcheon, Mardesich, Stender, Talley—5.

Excused: Senators Durkan, Hallauer, Hanna, Keefe, Kupka, Peterson (Ted), Pritchard, Williams—8.

Having received the approval of the Senate, the appointment of Ross Peterson to the position of member of the Board of Prison Terms and Paroles, was confirmed.

The Secretary read:

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Department of Commerce and Economic Development, subject to your confirmation:

Daniel B. Ward, appointed January 1, 1966, for the term ending at the Governor's pleasure, succeeding Robert E. Rose.

Sincerely,

DANIEL J. EVANS,
Governor.

It was moved by Senator Atwood that the rules be suspended and that the appointment of Daniel B. Ward to the position of director of the Department of Commerce and Economic Development, be now confirmed.

PERSONAL PRIVILEGE

Senator Andersen:

"Mr. President, Mrs. Morgan and gentlemen:

"It is my privilege to speak on behalf of one of my former constituents, now one of Senator Lennart's constituents at Mercer Island who has been doing a fine job as director of the department of Commerce and Economic Development for some time. I have known Dan and his charming wife, Marylin, and their youngsters for some time

and have known of his reputation in banking circles in the city of Seattle. He did a good job as a banker. He is doing a fine job in the department and I urge the Senate to confirm his appointment. I think Senator Guess has something to say about his fishing abilities."

Senator Guess:

"Mr. President, members of the Senate:

"I would like to also speak on behalf of Dan Ward. He first came over to Spokane to help us in securing some industrial plants moving into the city. He has done an outstanding job in my opinion, and one thing I would like to say about his wife—she has been on advisory committees working for the good of state government and she became so concerned in public assistance that she took a job in Olympia but Marylin is a better fisherman than her husband and a real avid steelhead fisherman with many large catches to her credit. Back to Dan, Dan has done, to my way of thinking, an outstanding job. He has had a real short budget in the last biennium. I hope we can give him a better budget next session, and I believe that he will continue to be an outstanding credit to the state of Washington as he has been."

Senator Greive:

"Mr. President:

"I would like to add a bipartisan flavor to the words for Mr. Ward. I have been chairman of the legislative council on commerce for some number of years and have had an opportunity to work with several people who have held this particular office, and I have been very much impressed by Mr. Ward. I think he is doing a very fine job and he is a dedicated public servant and I am very happy to join Senator Andersen and Senator Guess in requesting you to support Mr. Ward's confirmation."

The motion was carried.

APPOINTMENT OF DANIEL B. WARD

The Secretary called the roll and the appointment of Daniel B. Ward to the position of director of the Department of Commerce and Economic Development, was confirmed by the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 3; excused, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Lennart, Lewis, Mc-Millan, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—38.

Absent or not voting: Senators McCormack, McCutcheon, Mardesich—3.

Excused: Senators Durkan, Hallauer, Hanna, Keefe, Kupka, Peterson (Ted), Pritchard, Williams—8.

Having received the approval of the Senate, the appointment of Daniel B. Ward to the position of director of the Department of Commerce and Economic Development, was confirmed.

The Secretary read:

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, Washington State Aeronautics Commission, subject to your confirmation:

John C. Long, appointed January 31, 1966, for a term ending December 31, 1969, succeeding DeWitt C. Rowland.

Sincerely,

DANIEL J. EVANS,
Governor.

It was moved by Senator Henry that the rules be suspended and that the appointment of John C. Long to the position of member of the Washington State Aeronautics Commission, be now confirmed.

PERSONAL PRIVILEGE

Senator Henry:

"Mr. President and members of the Senate:

"We have had the appointment before the State Government Committee. We had many phone calls from people interested in aviation. We had a very fine resume as to his background and the confirmation came out of my committee unanimously."

The motion was carried.

APPOINTMENT OF JOHN C. LONG

The Secretary called the roll and the appointment of John C. Long to the position of member of the Washington State Aeronautics Commission, was confirmed by the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 1; excused, 8.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Knoblauch, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—40.

Absent or not voting: Senator McCutcheon—1.

Excused: Senators Durkan, Hallauer, Hanna, Keefe, Kupka, Peterson (Ted), Pritchard, Williams—8.

Having received the approval of the Senate, the appointment of John C. Long to the position of member of the Washington State Aeronautics Commission, was confirmed.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 22, 1967.

Mr. President:

The House has passed: House Joint Memorial No. 20, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 22, 1967.

Mr. President:

The House stands on its previous position and refuses to recede from its amendments to Reengrossed Senate Bill No. 374 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Reengrossed Senate Bill No. 374 and the House amendments thereto, Representatives Adams, Jueling, and King.

M. McBeath, *Chief Clerk.*

On motion of Senator Greive, the Senate granted the request of the House for a conference on Reengrossed Senate Bill No. 374.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Reengrossed Senate Bill No. 374, Senators Rasmussen, Connor and Williams.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

The Secretary read:

House of Representatives,
Olympia, Wash., April 22, 1967.

Mr. President:

The House refuses to recede from its amendments to Senate Bill No. 261 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Senate Bill No. 261 and the House amendments thereto, Representatives Whetzel, Ceccarelli, and Kopet.

Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Greive, the Senate granted the request of the House for a conference on Senate Bill No. 261.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 261, Senators Greive, Peterson (Ted) and Connor.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

The Secretary read:

House of Representatives,
Olympia, Wash., April 22, 1967.

Mr. President:

The House has passed: Senate Concurrent Resolution No. 25, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 447,

Senate Concurrent Resolution No. 25.

INTRODUCTION AND FIRST READING OF BILL AND MEMORIAL

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 649, by Senators Uhlman, Freise and Greive:

An Act relating to the administrator for the courts; prescribing a salary; amending section 1, chapter 259, Laws of 1957 and RCW 2.56.010; and making an appropriation.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 649 was advanced to second reading and read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 649 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 649 and the bill passed the Senate by the following vote: Yeas, 38; nays, 4; absent or not voting, 1; excused, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Henry, Herr, Herrmann, Keefe, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—38.

Those voting nay were: Senators Canfield, Guess, Knoblauch, Redmon—4.
Absent or not voting: Senator McCutcheon—1.

Excused: Senators Durkan, Hallauer, Hanna, Peterson (Ted), Pritchard, Williams—6.

Senate Bill No. 649, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Joint Memorial No. 26, by Senators Kupka, Connor, Talley, Woodall, Peterson (Ted), Twigg, Donohue, Hanna, Knoblauch, Redmon, Stender, Ridder and Marquardt:

Memorializing Congress to assist the states to combat alcoholism.

On motion of Senator Greive, the rules were suspended to permit additional names as sponsors to Senate Joint Memorial No. 26.

On motion of Senator Kupka, the rules were suspended, Senate Joint Memorial No. 26 was advanced to second reading and read the second time in full.

On motion of Senator Kupka, the rules were suspended, Senate Joint Memorial No. 26 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 26 and the memorial passed the Senate by the following vote: Yeas, 37; nays, 0; absent or not voting, 6; excused, 6.

Those voting yea were: Senators Andersen, Atwood, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Neill, Peterson (Lowell), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—37.

Absent or not voting: Senators Bailey, Canfield, Guess, McCutcheon, Metcalf, Morgan—6.

Excused: Senators Durkan, Hallauer, Hanna, Peterson (Ted), Pritchard, Williams—6.

Senate Joint Memorial No. 26, having received the constitutional majority, was declared passed.

FIRST READING OF HOUSE MEMORIAL AND RESOLUTIONS

The following were read first time by title and acted upon as indicated:

House Joint Memorial No. 20, by Representatives Chatalas, Lynch, Day, Garrett, Kirk, Veroske, O'Brien, Sheridan and Ceccarelli:

Memorializing Congress to assist the states to combat alcoholism.

Referred to Committee on Liquor Control.

House Concurrent Resolution No. 50, by Representatives O'Brien and Clark (Newman):

Endorsing American heritage program.
 Referred to Committee on State Government.

House Concurrent Resolution No. 51, by Representatives Lux, O'Brien, Copeland and Cunningham:

Authorizing creation of commission for constitutional revision.
 Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

At 8:30 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Monday, April 24, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-SIXTH DAY

MORNING SESSION

Senate Chamber,
 Olympia, Wash., Monday, April 24, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Hallauer.

On motion of Senator Hanna, Senator Hallauer was excused.

The Color Guard, consisting of Pages Carl Seltice, Color Bearer, and Jenny Parker, presented the Colors.

Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Almighty God and Father, as the legislators move within hailing distance of adjournment, guide them in their remaining decisions. Help them to wind up this biennium with legislation which will be adequate and even prophetic. In serving the needs of our burgeoning population, give them a sense of serving Thee. Amen."

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

The Secretary read:

REPORT OF STANDING COMMITTEE

House Concurrent Resolution No. 50:

Senate Chamber,
 Olympia, Wash., April 24, 1967.

Endorsing American Heritage program (reported by Committee on State Government):

MAJORITY recommends that it do pass.

Al Henry, *Chairman.*

We concur in this report: Martin J. Durkan, H. B. (Jerry) Hanna, Harry B. Lewis, Jack Metcalf, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 23, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 207, adopting the capital budget, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:

Martin J. Durkan
Fred H. Dore
Marshall A. Neill

House Members:

Robert F. Goldsworthy
Gerald L. Saling
Arlie U. DeJarnatt

On motion of Senator Greive, the Conference Committee report on Engrossed House Bill No. 207 was adopted and the committee was granted the powers of Free Conference.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 22, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 480:

Providing for certain changes in the administrative procedure act.

Substitute Senate Bill No. 23

Regulating proprietary schools.

Very truly yours,

Raymond W. Haman,
Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 23, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed Substitute House Bill No. 77 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 24, 1967.

Mr. President:

The Speaker has signed: Substitute House Bill No. 77, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 23, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Substitute Senate Bill No. 360, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 24, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Substitute Senate Bill No. 360 providing for civil service status for county employees in certain counties, have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

Frank Connor
Robert C. Ridder
John N. Ryder

House Members:

Homer Humiston
Robert A. Perry
Joseph L. McGavick

On motion of Senator Bailey, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

The President declared the Senate to be at ease.

The President called the Senate to order at 11:25 a.m.

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

SECOND READING OF BILLS

House Concurrent Resolution No. 50, by Representatives O'Brien and Clark (Newman):

Endorsing American Heritage program.

The resolution was read the second time in full.

POINT OF INQUIRY

Senator Uhlman:

"Mr. President, before this resolution passes to third reading, I should like to ask one of our school teachers a question with the thought of possible amendment. Senator Metcalf, would you yield:

"Senator Metcalf, the first part of this resolution provides that the balance of this year be officially declared American Heritage Appreciation Year. Now the second part causes me a little concern. I am wondering if in your opinion this would be a desirable thing to have as a directive to the State Board of Education. It reads as follows:

"Be it resolved that the State Board of Education be directed to make a study of the desirability of instituting a course of study in American Heritage as part of the curriculum of the schools in the state of Washington."

"Is it your opinion that this would be a desirable thing in either this area or in the area, say, of doing away with music or any other area where this legislature is getting involved in the curriculum?"

Senator Metcalf:

"Mr. President:

"It is my belief and I think it is supported by a great many people that we should not legislate what is put into the school curriculum. Now as I understand this, the resolution does direct a study and I don't know that it does give any implementation to the study after it has been made. I have no objection to a study of the desirability to do this, but if we were to legislate here and to be actually putting this into the school curriculum, I think that is something that should be under the discretion of the local school board."

On motion of Senator Peterson (Ted), the rules were suspended, House Concurrent Resolution No. 50 was advanced to third reading, the second reading considered the third, and the resolution placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"Mr. President, this may be a question asked by Senator Uhlman but there was so much confusion that I couldn't hear what he was asking:

"Senator Metcalf, do you mean you want the legislature to determine the curriculum to be taught in the public schools or will this be a recommendation?"

Senator Metcalf:

"It is my opinion, Mr. President, and Senator Bailey, that no one should legislate the curriculum in the local schools except the local school boards. Now as I heard this resolution read, I am very much in favor of it. What it does is to direct the board to make such a study and report the findings of their study back to the legislative interim committee. Any action that interim committee would take in order to put this program into the high schools of the state of Washington, would take a law through this legislature or a subsequent legislature at a subsequent time to enact, so I see no harm in this resolution. I think it is a good resolution."

Further debate ensued.

POINT OF INQUIRY

Senator McCormack:

"Mr. President, would Senator Metcalf yield:

"Senator Metcalf, in your mind, can this program of American heritage be included as part of the study of American history and government and part of Washington state history and government? Can it be bound up in these courses and curriculum?"

Senator Metcalf:

"It's my opinion and at the present time I teach history and I expect to be teaching history—I don't know if I am ever going to get back to teaching history the way things are going here—but my feeling is that it is being taught in the context of American history and I certainly think it should be and for this reason I see no harm whatsoever in this resolution. I think it's good to stress it. We should stress it and I think the point is made in the resolution relative to crime and delinquency and this is a counteracting force. I think that teaching American heritage teaches dedication to these principles and that crime and delinquency can be prevented or at least curbed by this means."

Senator McCormack:

"Senator Metcalf, I don't believe I have an answer to my question. What I asked was: Do you believe this American heritage theme that you are referring to in this resolution can be included as part of the curriculum and bound up in the teaching of American history and government and Washington State history and government that we now teach in the schools?"

Senator Metcalf:

"Yes."

POINT OF INQUIRY

Senator Ryder:

"Mr. President, would Senator Ridder yield to a question:

"Senator Ridder, we have a school teacher on this side and since you are a representative of the schools on the other side, I wonder if you agree with the stand that is being taken by Senator Metcalf?"

Senator Ridder:

"Mr. President:

"I personally believe it should end with the, 'Be It Further Resolved,' on page 1. When it gets to the superintendent of public instruction, he has all the right in the world to place this in the curriculum, but to come back and have him give the recommendations to this committee so that the committee may take appropriate action, I think you are giving to the committee a right that the committee doesn't have. I think personally it could end with just coming to the superintendent of public

instruction and allowing him to institute whatever curriculum changes are necessary, and I think that would be sufficient."

Debate ensued.

It was moved by Senator Ridder that the rules be suspended and that House Concurrent Resolution No. 50 be returned to second reading for the purpose of amendment.

The motion was lost on a rising vote.

Debate ensued.

House Concurrent Resolution No. 50 was adopted.

Engrossed House Bill No. 934, by Representatives McCaffree, Backstrom, Gorton and Lewis:

Implementing law putting additional limitations on regular property tax revenue.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 934:

Senate Chamber,
Olympia, Wash., April 21, 1967.

Implementing law putting additional limitations on regular property tax revenue (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 2, line 30 strike the words "in the year the taxes are payable" and insert "[in the year the taxes are payable]"

On page 2, line 31, after "program of" and before "appraisal" insert "assessments,"

On page 4, line 32, after "authorized" and before "by" strike "or levied"

On page 5, after section 6 insert the following:

"Sec. 7. Section 36.21.011, chapter 4, Laws of 1963 and RCW 36.21.011 are each amended to read as follows:

Any assessor who deems it necessary to enable him to complete the listing and the valuation of the property of his county within the time prescribed by law, (1) may appoint one or more well qualified [citizens of his county] persons to act as his assistants or deputies; and each such assistant or deputy so appointed shall, under the direction of the assessor, after taking the required oath, perform all the duties enjoined upon, vested in or imposed upon assessors, and (2) may contract with any persons, firms or corporations, [regardless of their residence,] who are expert appraisers, to assist in the valuation of property.

To assist each assessor in obtaining adequate and well qualified assistants or deputies, the state department of personnel, after consultation with the Washington state association of county assessors and the department of revenue, shall establish by July 1, 1967, and shall thereafter maintain, a classification and salary plan for those employees of an assessor who act as appraisers. The plan shall establish the salary range and employment qualifications for each position encompassed by it, and shall, to the fullest extent practicable, conform to the classification plan, salary schedules and employment qualifications for state employees performing similar appraisal functions.

If an assessor intends to put such plan into effect in his county, he shall inform the department of revenue and the board of county commissioners of this intent in writing. The department of revenue and the board may thereupon each designate a representative, and such representative or representatives as may be designated by the department of revenue or the board, or both, shall form with the assessor a committee. The committee so formed shall, by majority vote, determine the required number of certified appraiser positions necessary to enable the county assessor to carry out the requirements relating to revaluation of property in chapter 84.41 RCW. The determination of the committee shall be certified to the board of county commissioners. The committee provided for herein may be formed only once in a period of four calendar years.

After such determination, the assessor may provide, in each of his four next succeeding annual budget estimates, for as many positions as are established in such determination. Each board of county commissioners to which such a budget estimate is submitted shall allow sufficient funds for such positions. An employee may be

appointed to a position covered by the plan only if the employee meets the employment qualifications established by the plan.

NEW SECTION. Sec. 8. There is added to chapter 15, Laws of 1961 and to Title 84 RCW a new section to read as follows:

To carry out the constitutional and statutory mandate that all property shall be assessed at fifty percent of its true and fair value in money, the department of revenue, in exercise of its duty to supervise and control the county assessors and the boards of equalization in the administration of the tax laws to the end that equalization and uniformity is secured throughout the state, shall by appropriate order or orders require all county assessors and county boards of equalization to assess the property within their respective counties at the fifty percent ratio. To compensate for the increase in tax burden which is likely to result from the effectuation of such order or orders or from any other occurrence or action which would result in the adoption of the fifty percent ratio, it is the intention of the legislature by the adoption of this 1967 amendatory act, to place an additional limitation on all levies the authorization for which is not dependent upon a vote of the electors within the taxing district.

Sec. 9. Section 84.40.030, chapter 15, Laws of 1961 and RCW 84.40.030 are each amended to read as follows:

All property shall be assessed fifty percent of its full true and fair value in money. In determining the full true and fair value of real or personal property, the assessor shall not adopt a lower or different standard of value because the same is to serve as a basis of taxation; nor shall he adopt as a criterion of value the price for which the said property would sell [at auction, or] at a forced sale, or in the aggregate with all the property in the town or district; but he shall value each article or description of property by itself, and at such price as he believes the same to be fairly worth in money at the time such assessment is made. [The true cash value of property shall be that value at which the property would be taken in payment of a just debt from a solvent debtor.] *Full true and fair value shall mean the amount of money which a purchaser willing, but not obliged, to buy would pay a seller willing, but not obliged, to sell, considering all uses to which the property is adapted and might reasonably be applied.* In assessing any tract or lot of real property, the value of the land, exclusive of improvements, shall be determined; also, the value of all improvements and structures thereon and the aggregate value of the property, including all structures and other improvements, excluding the value of crops growing on cultivated lands. In valuing any real property on which there is a coal or other mine, or stone or other quarry, the land shall be valued at such price as such land would sell at a fair, voluntary sale for cash; any improvements thereon shall be separately valued and assessed as hereinabove provided; and any personal property connected therewith shall be listed, valued and assessed separately as other personal property is assessed under general law. Taxable lease-hold estates shall be valued at such price as they would bring at a fair, voluntary sale for cash.

NEW SECTION. Sec. 10. There is added to chapter 15, Laws of 1961 and to chapter 84.40 RCW a new section to read as follows:

On or before June 15 of each year, the assessor shall give notice of the amount of any change in the full true and fair value of real property for the tract or lot of land and any improvements thereon.

The notice also shall contain a statement of the true and fair value on which the assessment of the property is based, and a brief statement of the procedure for appeal to the board of equalization and the time, date, and place of the meetings of the board.

The notice shall be mailed by the assessor to the taxpayer and a copy thereof shall be sent by the assessor to the legal owner of the property, if such is different from the taxpayer and the name and address are known to the assessor.

A legal owner may submit his or its name and address to the assessor, indicating therewith the property owned by the legal owner and requesting that a copy of the notice be mailed to the legal owner.

NEW SECTION. Sec. 11. There is added to chapter 15, Laws of 1961 and to Title 84 RCW a new section to read as follows:

In addition to any other limitation provided by law, the levies by or for the state and taxing districts for property tax purposes shall be limited to rates of millage on the dollar of assessed valuation as follows:

- (1) By or for the state..... 2.0 mills;
- (2) By or for cities or towns, including firemen's pension fund revenue... 8.0 mills;

- (3) (a) By or for counties for general county purposes
 - (i) Class AA, class A, and counties of the first, second, and third classes 4.0 mills;
 - (ii) counties of the fourth and ninth classes..... 4.5 mills;
 - (iii) all other classes of counties..... 5.5 mills;
- (b) By or for counties for road district purposes..... 5.0 mills;
- Provided, That taxes in the aggregate in all except counties of the fourth and ninth classes for general county purposes and road district purposes shall not exceed..... 9.0 mills;*
- and in fourth and ninth class counties for such purposes shall not exceed 9.5 mills;
- (4) By or for agricultural pest control districts..... 2.5 mills;
- (5) By or for cemetery districts..... .25 mills;
- (6) By or for ferry districts..... 2.5 mills;
- (7) (a) By or for fire protection districts..... 1.0 mills;
- (b) By or for fire protection districts (unclaimed or released millage). 1.0 mills;
- (8) By or for public hospital districts..... 1.5 mills;
- (9) By or for county rural library districts..... 1.0 mills;
- (10) By or for intercounty library districts..... 1.0 mills;
- (11) By or for metropolitan park districts..... 1.5 mills;
- (12) By or for water districts maintaining fire departments..... 1.0 mills;
- (13) By or for water distribution districts..... 5.0 mills;
- (14) By or for flood control districts (1937 Act)..... 1.0 mills.

Within and subject to any priorities otherwise provided by law, millages enumerated in subsections (1) through (14) of this section shall not in the aggregate exceed fourteen mills per dollar of assessed valuation. When any assessor shall find that the aggregate rate of levy by the state and taxing districts specified in this section on any real or personal property will result in the aggregate limitation fixed therefor by this section being exceeded, he shall recompute and establish a consolidated levy in the following manner:

(A) He shall include for extension on the tax rolls the full rates of levy certified to him for state, county, county road district, and city purposes in amounts not exceeding the limitations established by this section for such taxing districts: *Provided, That in counties of the fourth and ninth class, the last one-half mill may be utilized by junior taxing districts and if so utilized shall be prorated as provided in subdivision (B) of this section.*

(B) He shall include for extension on the tax rolls the rates percent of the tax levies certified to him by all other taxing districts imposing taxes on such property, other than port districts, public utility districts and school districts, reduced by him in such uniform percentages as will bring the consolidated tax levy on such property within the aggregate limitation provided for by this section.

This section shall not prevent the levy of additional taxes as authorized by RCW 84.52.052 and 84.52.056 and shall not apply to taxes imposed by any excess millage levy under the provisions of Article VII, section 2 of the Constitution of the state of Washington and chapter 84.52 RCW.

NEW SECTION. Sec. 12. There is added to chapter 15, Laws of 1961 and to Title 84 RCW a new section to read as follows:

(1) In addition to any other limitation provided by law, the levy by or for a school district for property tax purposes shall be limited to a millage rate which will produce revenue equal to that amount of revenue which would be produced by a levy of seven mills upon the assessed valuation of all taxable property within the school district, adjusted to fifty percent of the true and fair value thereof as determined by the department of revenue's indicated county ratio. For purposes of facilitating compliance with this subsection, the county assessor shall forward to the state department of revenue, on or before the first day of August next following the July meeting of the county board of equalization, an abstract containing the total assessed value of locally assessed real and personal property within each school district, or part thereof, within the county, as equalized by the July meeting of the county board of equalization. The department of revenue shall, on or before September 1st of each year, certify to each school district its determination of the assessed value of all taxable property within the district adjusted to fifty percent of the true and fair value thereof as determined by the department of revenue's indicated county ratio.

(2) Subject to the limitation of subsection (3), additional levies by or for a school district for maintenance and operations only, in excess of those permitted by subsection (1) may be made when specifically authorized for one, two, three, or four successive years by a majority of the electors thereof voting on the proposition submitted not more than twelve months prior to the date on which the first proposed levy is to be made, either at a regular school district election or a general state election. Such election shall be held in the manner provided by law for holding general elections at such time as may be fixed by the board of directors of the school district by giving notice thereof by publication in the manner provided by law for giving notices of general elections. No district shall submit to the electors upon the authority of this subsection a proposition to authorize additional levies under this subsection to be made for any year for which such electors have previously authorized a levy under the authority of this subsection. A school district may, however, in any year submit to the electors a proposition to substitute for a prior authorization under this subsection a new authorization effective with respect to taxes to be levied thereafter.

(3) The aggregate amount of levies allowable under subsections (1) and (2) of this section shall be limited to a rate of fourteen mills upon the dollar of assessed valuation of all taxable property within the district, as determined by the state department of revenue for state assessed property and by the appropriate local officials for locally assessed property.

(4) Notwithstanding any other provision of this section or any other provision of law, county commissioners, in making levies for a school district, shall act in a ministerial capacity only.

(5) This section shall not prevent the levy of additional taxes as authorized by RCW 84.52.052 and 84.52.056 and shall not apply to taxes imposed by any excess millage levy under the provisions of Article VII, section 2 of the Constitution of the state of Washington and chapter 84.52 RCW.

NEW SECTION. Sec. 13. There is added to chapter 15, Laws of 1961 and to Title 84 RCW a new section to read as follows:

Any levy authorized by law which is not specifically limited by sections 11 and 12 of this 1967 amendatory act, and the authorization for which is not dependent upon a vote of the electors within the taxing district is hereby limited by the provisions of this section 13 to a maximum rate of millage per dollar of assessed valuation which is equal to one-half of the maximum rate authorized in and by the statute or statutes prescribing the levy.

NEW SECTION. Sec. 14. There is added to chapter 15, Laws of 1961 and to Title 84 RCW a new section to read as follows:

The limitations provided for in sections 11, 12 and 13 of this 1967 amendatory act are additional to and cumulative with any other limitations prescribed by law. The provisions of sections 11, 12 and 13 of this 1967 amendatory act constitute limitations only and shall not be construed as authorizing any additional tax or increased rate of levy than is otherwise provided for by law, nor as changing or impairing priorities among taxing districts or otherwise affecting any other provision of law.

NEW SECTION. Sec. 15. This 1967 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and sections 1 through 7 of this 1967 amendatory act shall take effect immediately; and sections 8 through 14 of this 1967 amendatory act shall take effect on January 1, 1968: *Provided*, That an election may be held in a school district in the calendar year 1967 pursuant to subsection (2) of section 12 of this 1967 amendatory act to authorize excess levies as permitted therein, to be added to the levies to be made in 1968 for collection in 1969.

Sections 1 through 6 of this 1967 amendatory act shall expire on January 1, 1968."

On line 3 of the title after "84.54.050;" insert "; amending section 84.40.030, chapter 15, Laws of 1961 and RCW 84.40.030; amending section 36.21.011, chapter 4, Laws of 1963 and RCW 36.21.011; adding a new section to chapter 15, Laws of 1961 and to chapter 84.40 RCW; adding new sections to chapter 15, Laws of 1961 and to Title 84 RCW"

On line 5 of the title after "RCW" and before the period, insert "; declaring an emergency and prescribing effective dates"

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, William A. Gissberg, R. R. Bob Greive, Wilbur G. Hallauer, Harry B. Lewis, August P. Mardesich,

Mike McCormack, Marshall A. Neill, A. L. Rasmussen, Robert C. Ridder, John N. Ryder, Wes C. Uhlman, Walter B. Williams.

The bill was read the second time by sections.

It was moved by Senator McCormack that the committee amendments to the body of the bill be adopted.

On motion of Senator McCormack, the following amendment to the committee amendment was adopted:

On line 23, page 1 of the Senate mimeographed amendment to page 5 of the printed and engrossed bills inserting "Sec. 7", after "sors" and before "and the" insert "*the Washington state association of county commissioners*"

It was moved by Senator Canfield that the following amendment to the committee amendment be adopted:

On page 2, line 4 of the Senate mimeographed amendment by Committee on Ways and Means to page 5 of the printed and engrossed bills inserting "Sec. 7" strike "*majority*" and insert "*unanimous*"

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator McCormack yield:

"Senator McCormack, I listened to your remarks just concluded and I take no issue with the need for improved assessment practices. My amendment simply asks that the decision be unanimous and not emasculate the authority of the county commissioners. Now my question to you is this: You are well acquainted with the county commissioners of Benton county, are you not? Are they in favor of this amendment?"

Senator McCormack:

"I have only discussed this matter generally with the county commissioners of Benton county and to answer your question directly, the total amendment which was just placed on the bill had their acceptance but I did not specifically discuss with them your amendment."

Senator Canfield:

"They did approve your amendment as written?"

Senator McCormack:

"They approved the amendment I just added. They have not discussed your amendment with me or its implications, no."

Senator Canfield:

"I wanted to point out I have a wire from one of the commissioners this morning taking violent opposition to this bill."

Senator McCormack:

"In response to this, I recognize that this is clearly a contest of authority and prerogative between the commissioners and the assessors, but if we give the assessors the assignment to do the job, somehow we have to give them the tools to do the job."

Further debate ensued.

The motion was carried and the amendment by Senator Canfield to the committee amendment was adopted.

It was moved by Senator Rasmussen that the following amendment to the committee amendment be adopted:

On page 1 of the committee amendment, strike all of section 7.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon:

"Mr. President, would Senator McCormack yield to a question:

"I'm reading on page 3 from the yellow sheet: 'All property shall be assessed at fifty percent of its full true value,' and then you define the true value as being the full and true and fair value shall mean the amount of money which a purchaser willing and able to buy will pay to a seller willing and able to sell without being forced to sell. In other words, an arm's length transaction, and if I understand your amendment correctly, the first thing you do is to give the assessor not only the tools, but the mandate in this to bring all property up to fifty percent of its true and fair value immediately and upon that you base your lid. In other words, the constitution already says that, does it not, and the purpose of this whole bill is to get around a fear that the court may enforce the constitution, is that correct?"

Senator McCormack:

"Mr. President:

"In answer to the question, I don't know if it's relevant to the Rasmussen amendment or not, but in answer to the question, the purpose of this bill is to provide a mechanism now to protect against a court order or a court decision which will force the county assessors to fifty percent of its full true value by putting on this lid. The intent of the bill is to put a lid on by reducing the mill. The idea is that this will serve as a lid unless and until we have a constitutional amendment to reduce assessed valuation on property."

Senator McCutcheon:

"But you're forcing the assessed value up to fifty percent by this bill, are you not?"

Senator McCormack:

"Yes, that's correct, and cutting the millage in half."

Senator McCutcheon:

"Temporarily cutting it in half, but you are forcing it up to fifty percent of the true and fair value of sellers willing to sell and buyers willing to buy."

Senator McCormack:

"Consistent with the constitution, yes."

Senator McCutcheon:

"Yes, and then it will stay there and the millage will slip after a while."

Further debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Rasmussen yield:

"With the adoption of this amendment suggested a few moments ago to make this decision a unanimous decision, in other words, that the county commissioners must concur, would that not remove your objection to Section 7?"

Senator Rasmussen:

"Senator Canfield, does that require all of the county commissioners to concur?"

Senator Canfield:

"Senator, if you will read here, it gives a committee made up of a representative of the state tax commission—that's one—a representative of the assessors—two—and then the third member would be the county commissioner, so you have a committee balanced among the three and the decision to carry out these practices would have to be unanimous according to my amendment which was carried by this body."

Senator Rasmussen:

"Yes, this would make it much more palatable."

The motion was lost and the amendment was not adopted.

It was moved by Senator Williams that the following amendment to the committee amendment be adopted:

On page 2 following section 7 of the Senate committee amendments strike section 8 and everything thereafter through page 5 and insert the following:

"NEW SECTION. Sec. 8. There is added to chapter 174, Laws of 1965 extraordinary session and to chapter 84.54 RCW a new section to read as follows:

Chapter 84.54 RCW as amended by this 1967 amendatory act shall not apply to any school district except during any year in which the average assessed valuation of all taxable property in the county in which the school district is located shall be equal to or in excess of twenty-five percent of the full true and fair value of such property determined by the department of revenue's indicated county ratio.

NEW SECTION. Sec. 9. There is added to chapter 174, Laws of 1965 extraordinary session and to chapter 84.54 RCW a new section to read as follows:

No election held pursuant to RCW 84.54.050 as amended in section 5 of this 1967 amendatory act, whether the election is held before or after the effective date of this 1967 amendatory act, shall be valid to authorize a regular property tax levy which would produce more revenue than would be produced by a levy of the number of mills available to the taxing district under statutes other than chapter 84.54 RCW as amended in this 1967 amendatory act multiplied by an assessed valuation equal to twenty-five percent of full true and fair value of the taxable property in the taxing district.

NEW SECTION. Sec. 10. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Debate ensued.

On motion of Senator Gissberg, the amendment by Senator Williams was laid upon the table.

On motion of Senator Atwood, the following amendments to the committee amendment were adopted:

On page 4 of the Senate mimeographed amendment, Sec. 10, in the second paragraph, line 2, after "notice" strike "of the amount"

In the third paragraph in Sec. 10, line 1, after "notice" strike "also"

On page 9 of the Senate mimeographed amendment by Committee on Ways and Means, following section 14, insert "NEW SECTION. Sec. 15. It is not the intent of this act that increases in assessed valuation directly resulting from enforcement of the provisions of section 8 shall affect the amount of bond indebtedness or excess levies to be used as criteria in determining the eligibility of a school district for allotments of state matching funds for school building construction."

Renumber the remaining section.

On motion of Senator Washington, the following amendment to the committee amendment was adopted:

On page 7 of the Senate mimeographed amendment by Committee on Ways and Means, section 12, subsection (2), on lines 5 and 6 of the subsection, after "for" and before "successive" strike "one, two, three or four" and insert "either one year or two"

It was moved by Senator Washington that the following amendment to the committee amendment be adopted:

On page 7 of the Senate mimeographed amendment by Committee on Ways and Means, section 12, subsection (2) of the amendment, on line 6 of the subsection after "majority of" and before "the electors" insert "at least three-fifths of"

Debate ensued.

POINT OF INQUIRY

Senator Uhlman:

"Mr. President, would Senator Washington yield to a question:

"Just to be clear in the record, you have checked with the school people and I assume by that you mean with the W.E.A. and other representatives of the school forces and they are agreeable to this?"

Senator Washington:

"Let's say this: When Senate Bill No. 623 which you, Senator McCormack, Senator Greive, Senator Durkan, myself and I believe Senator Ridder all sponsored—they agreed to the bill as it was then written and felt that this was a strong step forward. They didn't feel that in this bill you had to take the whole bit or eat the whole cake. Here was a chance to make two very definite steps forward in two areas not quite as controversial as the sixty percent limitation and they did favor the bill in that form. Now it's been simplified by Senator McCormack. He's done some excellent work in putting it together, so I think it's understandable to everyone. But the answer is, they did agree to the bill in its prior form."

Senator Uhlman:

"I don't think I quite got an answer. In your earlier comments you stated you had checked with the school people and they were generally in agreement with the amendment proposed at this time, is that right?"

Senator Washington:

"Yes, that they were in agreement with the bill as originally proposed. I have not checked with them on this specific amendment."

Further debate ensued.

POINT OF INQUIRY

Senator McCormack:

"Mr. President, would Senator Ridder yield:

"Do I understand that this amendment by Senator Washington which you say was in bill form, does away with the forty percent requirement and it gave the possibility of levying for two years, but turned out to be that they needed three-fifths or sixty percent of the vote, is that right?"

Senator Ridder:

"As you understand, the constitutional requirements for an excess levy demands that you have the sixty percent vote of the forty percent voting in the last general election. This is the constitutional provision for excess levies. This is in the statute and does not exceed the constitutional limits; therefore, you can place any limit you want to on it. There are no limits really in the statute, just a majority vote is sufficient to pass this levy because it really is not an excess levy measure in constitutional form. Therefore, all it would take is a majority of those voting. Now what we are doing here is inserting the sixty percent and putting the sixty percent limitation upon it. There is no forty percent limitation because you are not over the constitutional forty mills and fifty percent. There is no limit as to how long you can run it and we have put it at four years in this bill so the sixty percent is the only limitation that would be put upon the statutory excess levy vote."

The motion was carried and the amendment was adopted.

It was moved by Senator Guess that the following amendment to the committee amendment be adopted:

On page 5, line 4, strike the period after "section" and insert: "Provided, That the total number of persons voting at any such election must constitute not less than forty percent of the voters in said taxing district who voted at the last preceding general election."

Debate ensued.

On motion of Senator Bailey, the amendment by Senator Guess to the committee amendment was laid upon the table.

The committee amendments to the bill, as amended, were adopted.

On motion of Senator McCormack, the committee amendments to the title were adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed House Bill No. 934 as amended by the Senate was advanced to third reading,

the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 934 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 26; nays, 19; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Connor, Durkan, Faulk, Foley, Gissberg, Greive, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Mardesich, Metcalf, Morgan, Pritchard, Rasmussen, Ridder, Ryder, Sandison, Washington—26.

Those voting nay were: Senators Andersen, Canfield, Chytil, Cooney, Donohue, Freise, Guess, Herrmann, Lennart, McMillan, Marquardt, Peterson (Lowell), Peterson (Ted), Redmon, Stender, Talley, Twigg, Williams, Woodall—19.

Absent or not voting: Senators Dore, Uhlman—2.

Excused: Senator Hallauer—1.

Engrossed House Bill No. 934 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:55 p.m., on motion of Senator Greive, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:15 p.m.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator McCutcheon served notice that he would on the next working day move that the Senate reconsider the vote by which Engrossed House Bill No. 934 passed the Senate.

The Secretary read:

MESSAGE FROM THE SECRETARY OF STATE

Certificate No. 10392

State of Washington, Department of State.

I, A. Ludlow Kramer, Secretary of State of the State of Washington and custodian of its seal, hereby certify that according to the records on file in my office, the attached is a true and correct copy of the resignation of Marshall A. Neill as State Senator representing the 9th Senatorial Legislative District of the State of Washington.

I further certify that said resignation is to be effective as of 12:01 P.M., Monday, April 24, 1967. In witness whereof I have signed and have affixed the seal of the State of Washington to this certificate at Olympia, the State Capitol, April 24, 1967.

(Seal of the State of Washington)

A. Ludlow Kramer, *Secretary of State.*

Washington State Senate
March 28, 1967.

The Honorable Daniel J. Evans
Governor, State of Washington
Olympia, Washington 98501

Your Excellency:

I am honored that you have tendered to me an appointment as a Justice of the Supreme Court of the State of Washington and I have determined to accept such appointment. Accordingly, I herewith tender to you and do hereby resign as State Senator representing the 9th Senatorial Legislative District of the State of Washington.

My resignation shall be effective at 12:01 o'clock p.m. on the 24th day of April, 1967.

Although the new 9th Legislative Senatorial District comprises the Counties of Whitman, Lincoln and Adams, my present term as Senator is from the old 9th Senatorial District which comprised only the County of Whitman. Accordingly, it is my understanding through a ruling from the Attorney General of the State of Washington, that it is incumbent upon the Board of County Commissioners of Whitman County to select my successor from among the three nominees heretofore submitted to the said Board of County Commissioners by the Republican Central Committee of Whitman County.

It has been my honor and privilege to have served the people of Whitman County—and currently the people of Whitman, Lincoln and Adams Counties—in legislative halls continuously since 1949, as a member of the House of Representatives from 1949 through 1956 and as a member of the Senate from 1957 to the current time. It has not been an easy decision for me to terminate this service which I have thoroughly enjoyed and which the people of my County have so generously supported for several terms. However, as a practicing lawyer and one who has a deep and abiding faith in the principles of law and order and of the importance of the Judiciary in our American Governmental system, I am accepting this new challenge as a member of the highest court of our state. By copy of this letter I am advising the Board of Whitman County Commissioners, Secretary of State Kramer, Republican County Chairman Prince and Senate Secretary Bowden of my resignation.

Respectfully yours,
(Signed) Marshall A. Neill
State Senator
Ninth District

cc: Board of Whitman County Commissioners
Secretary of State
Secretary of Senate
Whitman County Republican Chairman

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Gissberg, Woodall, Twigg and Cooney to escort Justice Matthew W. Hill to the rostrum.

The Secretary read:

Certificate No. 10393
State of Washington, Department of State.

I, A. Ludlow Kramer, Secretary of State of the State of Washington and custodian of its seal, hereby certify that according to the records on file in my office, the attached is a true and correct copy of the appointment of Elmer C. Huntley to the position of State Senator, 9th Senatorial Legislative District, by the Board of County Commissioners of Whitman County, to fill the vacancy created by the resignation of Marshall A. Neill from said position. In witness whereof I have signed and have affixed the seal of the State of Washington to this certificate at Olympia, the State Capitol, April 24, 1967.
(Seal of the State of Washington)

A. Ludlow Kramer, *Secretary of State.*

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
of
WHITMAN COUNTY, WASHINGTON**

In the Matter of the Resignation }
of } **ORDER AND RESOLUTION**
Marshall A. Neill, State Senator }

Whereas, Marshall A. Neill, State Senator from the 9th District, has submitted his resignation to the Governor of the State of Washington, and said resignation has been accepted; and

Whereas, a vacancy now exists in the office of Senator from the 9th District,

Now, Therefore, Be It Resolved By The Board Of County Commissioners Of Whitman County:

1. That Marshall A. Neill, Senator from the 9th District has resigned as such and his resignation has been accepted.
2. That Marshall A. Neill is a member of the Republican Party.
3. That the County Central Committee of the Republican Party, for Whitman County have nominated three persons to hold the office of State Senator.
4. That Elmer C. Huntley is one of the three persons so nominated.
5. That Elmer C. Huntley is a member of the Republican Party and is a bonafide resident of the same legislative district as Marshall A. Neill.
6. That Elmer C. Huntley be, and he is hereby, appointed by the Whitman County Board of County Commissioners to fill the vacancy occurring as the result of the resignation of Marshall A. Neill, to hold office until the next General Election, as provided by law.

Dated this 24th day of April, 1967.

Fred McNeilly
Chairman, Board of County Commissioners
Eugene L. Harms
County Commissioner
Ralph S. Henning
County Commissioner

(SEAL)

Pauline H. Lust, County Auditor
and Ex-Officio Clerk of the Board

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Neill, Washington, Henry and Atwood to escort the Honorable Elmer C. Huntley to the rostrum.

The Honorable Matthew W. Hill, Justice of the Supreme Court, administered the oath of office to newly appointed Senator Elmer C. Huntley.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, lady and gentlemen:
"It is with great pride I present to you Judge Neill."

Justice Marshall A. Neill:

"Former colleagues and I trust still friends:

"It is a pleasure for me to at least in this part of the ceremony to present to you your new colleague and a former colleague of many of us in the House of Representatives who has now come to the House of Lords. I know you are going to enjoy working with Elmer. He is an old hand in this business of state government and you will find him a very, very hard working, conscientious Senator and as long as I had to leave these halls, I couldn't have left things in better hands than Senator Huntley's. May I present him to you now."

Senator Huntley:

"Mr. President:

"Thank you. Judge Hill, I deem it an honor to have received the oath of office from you. Our acquaintanceship and friendship goes back some thirty-two years and it is a great honor for me.

"Mr. President and members of the Senate:

"I am humble and deem it an honor to be able to have been selected to serve in this august body. I don't have any intention of trying to fill the shoes of Senator Neill because that isn't possible, but I shall do the best I can and I am sure that is all that a person can ask.

"Thank you."

Senator Henry:

"Mr. President:

"These two speakers in the last few minutes have referred to this as an August body. I wonder if that has something to do with the date of adjournment."

Senator Andersen:

"Mr. President:

"Speaking on behalf of myself and the other freshmen Senators back here in the rear of the chamber, I would like to pay particular welcome to Senator Elmer Huntley and to be the first to address him as such. It was my genuine pleasure to serve with Senator Huntley for many years in the House of Representatives and I echo Judge Neill's remarks that he is going to make an excellent statesman here in the legislature. But you also have the heartfelt welcome of the seven of us back here because now we can at least have seniority over someone."

Senator Ryder:

"Mr. President, members of the Senate:

"On behalf of the Republican caucus, I want to welcome you, Senator Huntley, to our ranks and we know that from the experience that you have had in state government, as well as in the House of Representatives and other areas, that you are going to bring to our caucus a great deal of experience and wisdom and that your advice will be something that we can abide by on many occasions when we are discussing some of the real tricky problems which face us in that caucus room. I am sure some of the decisions that will come out of caucus because of the fact that Senator Huntley will be there, might serve to plague those a little bit more on the other side of the aisle."

Senator Knoblauch:

"Mr. President and members of the Senate:

"I want to assure Senator Neill that as a member of the kitchen committee, he has just lost his opportunity to come down and eat with the Senators. As Senator Ryder spoke for the Republicans to welcome you to our midst, on behalf of the Democrats and in a very friendly fashion may I say to you, Senator Neill, goodbye, goodbye, goodbye."

The President:

"Senator Huntley, the members of the Senate join with the President in offering our sincere congratulations and best wishes to you, but by virtue of the authority vested in me as President and through the good graces and wisdom of the Committee on Committees, I must advise you that now the honeymoon is over.

"The President should like to appoint Senator Huntley to the Senate Committee on Banks, Financial Institutions and Insurance, the Senate Committee on Higher Education and Libraries, the Senate Committee on Highways, the Senate Committee on Ways and Means, the Subcommittee on Appropriations."

On motion of Senator Rasmussen, the appointments of Senator Huntley to the foregoing committees were confirmed.

The committee of honor came forward and escorted Justice Matthew Hill to his chambers.

The committee of honor came forward and escorted Senator Huntley to his seat in the Senate Chamber.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee of honor consisting of Senators Greive, Pritchard and Freise to escort Justice Marshall A. Neill to his new chambers in the Temple of Justice.

SECOND READING OF BILLS

House Bill No. 513, by Representatives Newschwander, Kirk and Merrill (by Departmental Request):

Relating to charges for patients at state hospitals.

REPORT OF STANDING COMMITTEE

House Bill No. 513:

Senate Chamber,
Olympia, Wash., April 24, 1967.

Relating to charges for patients at state hospitals (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 3, line 10, after "parents" strike "or children" and insert "[or children] of a minor person until the person attains the age of 21 years"

On page 3, section 4, line 2, after "estates," strike all of the matter down through "estates" on line 3 and insert "until such person has attained the age of 21 years,"

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, Dewey C. Donohue, William A. Gissberg, Sam C. Guess, Ernest W. Lennart, Harry B. Lewis, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, John N. Ryder, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Atwood, the committee amendments were adopted.

On motion of Senator Ryder, the rules were suspended, House Bill No. 513 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 513 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Twigg, Washington, Williams, Woodall—44.

Voting nay was: Senator Uhlman—1.

Absent or not voting: Senators Durkan, Herrmann, Talley—3.

Excused: Senator Hallauer—1.

House Bill No. 513 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Ryder, House Bill No. 513 was ordered immediately transmitted to the House.

On motion of Senator Greive, the President declared the Senate to be at ease.

The President called the Senate to order at 4:00 p.m.

SIGNED BY THE PRESIDENT

The President signed: Senate Concurrent Resolution No. 24.

SECOND READING OF RESOLUTION

Senate Joint Resolution No. 3, by Senator Uhlman:

Amending Constitution to change voting requirements as to excess levies.

MOTIONS

On motion of Senator Greive, Senate Joint Resolution No. 3 was referred to the Committee on Rules and Joint Rules.

At 4:05 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, April 25, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-SEVENTH DAY

MORNING SESSION

Senate Chamber,

Olympia, Wash., Tuesday, April 25, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Gregory Klump, Color Bearer, and Jenny Parker, presented the Colors.

Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Eternal God and Father, we thank Thee that after weeks of fishing in fiscal waters the legislators have finally gotten their collective hook into something promising. Guide them in the touchy business of boating it. Temper their competitive spirits lest at this late hour they lose all because of someone laying about with the gaff. Help them bring to a successful conclusion the long weeks of trolling back and forth before the critical eyes of the spectators. Amen."

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

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, and having given previous notice, Senator McCutcheon moved that the Senate do now reconsider the vote by which Engrossed House Bill No. 934 passed the Senate.

Debate ensued.

POINT OF INQUIRY

Senator Dore:

"Mr. President, would Senator McCormack yield to a question:

"Senator McCormack, I have some assessment ratios for King county and I was just wondering about the mechanics of them. I notice the assessment ratio for real estate in King county is 20.8% and the ratio for personal property is 33.3%. Now as I understand under this lid bill, the 33.3% would go down to 20.8%?"

Senator McCormack:

"Mr. President and Senator Dore:

"First of all it is my understanding that the assessments in King county have been lowered on personal property to 25%. Under this bill the lid on property tax for all taxing authorities would be—except for school districts—the county assessor's 25%, so it would be wherever the county assessor's was, up to 25%."

Senator Dore:

"So in answer to my question, this 20.8% which is the existing assessed ratio in King county on real estate will then increase under the lid proposal to 25%?"

Senator McCormack:

"Not automatically, no."

Senator Dore:

"Over what period of time?"

Senator McCormack:

"It would be raised according to the assessor raising it."

Senator Dore:

"But the average assessment we presently have of 23% is both real and personal property at the present time, so then if this passed, automatically that average assessment would drop down to somewhere around 20% or 21% in King county?"

Senator McCormack:

"I would not say that the actions of the assessor in lowering the personal property tax, which he has already done, will lower the average. After that time, under this bill, the lid will be whatever the assessor's rate is, up to 25%."

Senator Dore:

"Now last year in King county we had \$400 million raised by personal property assessment on inventories. Now this would drop down from 33% to 25%, or approximately one-fourth and that would then be reduced proportionately to \$300 million under the mechanics of the bill?"

Senator McCormack:

"Not under the mechanics of the bill, Senator. Under what the assessor has already done."

Debate ensued.

POINT OF INQUIRY

Senator McMillan:

"Mr. President, would Senator Durkan yield to a question:

"Senator Durkan, do you think that in the event that this bill goes to conference committee that it would be possible to retain the 25% of true and fair value and work out a bill under which we would have a 25% of true and fair value as a lid on this bill until such time as the constitutional amendment could be acted upon?"

Senator Durkan:

"Yes, I would hope so."

Further debate ensued.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Henry, Talley, Woodall, Redmon, Rasmussen, Greive, Washington, Durkan and Kupka.

Senators Keefe, Washington and McCutcheon demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber,

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

ROLL CALL

The Secretary called the roll. The motion for reconsideration was lost by the following vote: Yeas, 9; nays, 40.

Those voting yea were: Senators Cooney, Dore, Greive, Keefe, Kupka, McCutcheon, McMillan, Morgan, Woodall—9.

Those voting nay were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Knoblauch, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—40.

MOTIONS

On motion of Senator McCormack, Engrossed House Bill No. 934 was ordered immediately transmitted to the House.

On motion of Senator Keefe, the Senate dispensed with the Call of the Senate.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 596:

Senate Chamber,
Olympia, Wash., April 24, 1967.

Authorizing counties to establish public corporations with certain powers relating to taxes (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that Substitute Senate Bill No. 596 be substituted therefor and that the substitute bill do pass.

Gordon Herr, *Chairman*.

We concur in this report: Joe Chytil, Frank Connor, Dewey C. Donohue, Fred H. Dore, Al Henry, Ted G. Peterson, Don L. Talley.

MOTION

It was moved by Senator Gissberg that Senate Bill No. 596 and Substitute Senate Bill No. 596 be referred to the Committee on Ways and Means.

Debate ensued.

POINTS OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Talley yield to a question:

"Senator Talley, I am on the Committee on Cities, Towns and Counties and I wasn't aware that we had another bill in that committee. Was this bill circulated to the members?"

Senator Talley:

"Yes, it was."

Senator Atwood:

"Is this a rewrite of old Senate Bill No. 547?"

Senator Talley:

"Yes."

Debate ensued.

Senator Greive:

"Mr. President, would Senator Durkan yield:

"I think Senator Talley has an emergency situation in his area and I don't think he really objects so much to this going to the Committee on Ways and Means but the question is how fast could it be acted upon?"

Senator Durkan:

"Mr. President:

"Like any other bill, I always try to accommodate the members of the Senate, like I accommodated you on your bill, and I will try to accommodate Senator Talley within the good graces of my committee and I am sure that he is aware of that. He had a hearing on his bill last time, immediately, and I would like to have a chance to examine the bill and then I will hold a hearing on it. I have no objections to that and I told this to Senator Talley."

The motion was carried and Senate Bill No. 596 and Substitute Senate Bill No. 596 were referred to the Committee on Ways and Means.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Kenneth Leroy, Washington State Champion of the Optimist International Oration Contest, and appointed a special committee consisting of Senators Ridder, Connor and Faulk to escort Kenneth Leroy to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Kenneth Leroy to address the Senate.

REPORT OF STANDING COMMITTEE

Engrossed Substitute House Bill No. 713:

Senate Chamber,
Olympia, Wash., April 24, 1967.

Making appropriations for operations and capital improvements of highway commission and toll bridge authority (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

Nat Washington, *Chairman*.
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, Wilbur G. Hallauer, Karl Herrmann, Reuben A. Knoblauch, Frances Haddon Morgan, Ted G. Peterson, Robert C. Ridder, John H. Stender, Don L. Talley.

Passed to committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 24, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 207, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 24, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 447, and Senate Concurrent Resolution No. 25, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

MOTION

On motion of Senator Henry, the Senate returned to the fourth order of business.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 22, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I am returning herewith without my approval as to a certain item, **Senate Bill No. 280** entitled:

"An Act relating to the sale of motor vehicles and licensing dealers and salesmen."

This bill makes significant changes in the law relating to licensing of motor vehicle dealers, provides for the licensing of salesmen of motor vehicles, and declares certain practices to be unlawful.

The Director of Motor Vehicles is charged with the enforcement of the act, and is given the power to deny, suspend or revoke a salesman's or dealer's license. The bill grants to the director the power to conduct investigations, hold hearings, and issue subpoenas to compel attendance of witnesses.

The grant of subpoena power is not uncommon in statutes regulating business and professions, and is desirable in this bill in order to permit the director to investigate unfair practices in sales of motor vehicles.

However, subsection (2) of Section 15 of the bill contains provisions which are not normally found in statutes regulating and licensing business and professions. It provides that a witness compelled to testify or produce documents at any proceeding instituted by the director may not refuse to testify on the ground that his testimony or other evidence might tend to incriminate him. However, if the witness claims his constitutional privilege against self-incrimination, he may not be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which he is compelled to testify or produce evidence during the course of the proceeding.

In this type of proceeding, I object to denying a witness his constitutional privilege against self-incrimination. I am convinced that the Director of Motor Vehicles will be able to obtain sufficient information to determine whether to grant, deny or revoke the license of a motor vehicle dealer or salesman without requiring a witness to incriminate himself. Moreover, I feel that the director of a state agency, which is not charged with the responsibility of conducting criminal prosecutions, normally, should not have the power to grant immunity from prosecution for a crime. This could be the result of the director's action in compelling testimony under this subsection.

For the foregoing reasons, I have vetoed Subsection (2) of Section 15. The remainder of **Senate Bill No. 280** is approved.

Respectfully submitted,

DANIEL J. EVANS,
Governor.

On motion of Senator Henry, **Senate Bill No. 280** together with the Governor's veto message, was ordered transmitted to the Secretary of State.

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

MOTION

The Senate resumed consideration of the motion by Senator Dore that the Senate do concur in the House amendments to Engrossed **Senate Bill No. 122**.

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Ridder, Connor, Greive, Cooney, Donohue, Morgan, Rasmussen and Uhlman.

ROLL CALL

The Secretary called the roll. The motion by Senator Dore to concur was lost by the following vote: yeas, 16; nays, 31; absent or not voting, 2.

Those voting yea were: Senators Bailey, Connor, Dore, Foley, Greive, Hanna, Herr, McCormack, Mardesich, Marquardt, Morgan, Rasmussen, Ridder, Uhlman, Washington, Williams—16.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Donohue, Durkan, Faulk, Freise, Gissberg, Guess, Henry, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Woodall—31.

Absent or not voting: Senators Cooney, Hallauer—2.

MOTIONS

On motion of Senator Woodall, the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 122 and asked the House to recede therefrom.

At 12:15 p.m., on motion of Senator Greive, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p.m.

On motion of Senator Lennart, Senator Redmon was excused.

Senators Greive, Bailey and Connor demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Redmon, who was excused.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 25, 1967.

Mr. President:

The Speaker has signed: Senate Concurrent Resolution No. 24, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 25, 1967.

Mr. President:

The Speaker has signed: House Concurrent Resolution No. 50, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 20, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 309 with the following amendments:

In line 3 of the title of the printed and engrossed bill, after "RCW 54.12.010" and before the period insert "; and adding a new section to chapter 390, Laws of 1955 and to chapter 54.16 RCW"

Amend the second Senate amendment by Senator Gissberg to page 4, section 1, line 12 as follows: In line 6 of the mimeographed amendment, being page 4, section 1, line 15 of the engrossed bill, after "appointment by" and before "the" insert "the remaining public utility district commissioners, and if not so filled within sixty days, then by"

On page 5 of the printed and engrossed bill, add a new section following section 1 to read as follows:

NEW SECTION. Sec. 2. There is added to chapter 390, Laws of 1955 and to chapter 54.16 RCW a new section to read as follows:

No property owned by an electrical company as defined in RCW 80.04.010 which is subject to regulation as to rates and service by the Washington Utilities and Transportation Commission shall be condemned without first submitting the question of condemnation to the voters of the utility district. The submission of such question to such voters shall specify the estimated cost of condemning such property and no sums shall thereafter be paid as compensation for acquiring such property in excess of the same estimated cost without further approval of said voters.", and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

MOTIONS

It was moved by Senator Woodall that the Senate do concur in the House amendments to Engrossed Senate Bill No. 309.

On motion of Senator Woodall, the House message on Engrossed Senate Bill No. 309 and the motion by Senator Woodall to concur in the House amendments were made a special order of business for 2:00 p.m., tomorrow.

On motion of Senator Greive, the President declared the Senate to be at ease.

The President called the Senate to order at 2:55 p.m.

SIGNED BY THE PRESIDENT

The President signed: House Concurrent Resolution No. 50.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 25, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Senate Bill No. 261, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 25, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee to whom was referred Senate Bill No. 261, amending requirements for publication by county of notice of intention to sell

property, have had the same under consideration, and we are unable to agree and ask for powers of Free Conference.

Senate Members:

R. R. Bob Greive
 Ted G. Peterson
 Frank Connor

House Members:

Jonathan Whetzel
 Dave Ceccarelli
 Jerry C. Kopet

On motion of Senator Bailey, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

House of Representatives,
 Olympia, Wash., April 25, 1967.

Mr. President:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 934 and asks the Senate to recede therefrom, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator McCormack, the Senate refused to recede from its amendments to Engrossed House Bill No. 934 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 934, Senators Durkan, Williams and McCormack.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

House of Representatives,
 Olympia, Wash., April 25, 1967.

Mr. President:

The House has concurred in the Senate amendments to House Bill No. 513 and has passed the bill as amended by the Senate.

Malcolm McBeath, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
 Olympia, Wash., April 20, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 554 with the following amendments:

Beginning on page 1, line 6 of the printed and engrossed bill, strike the remainder of the act and insert the following:

"STATE TRANSPORTATION DEPARTMENT AND STATE TRANSPORTATION COMMISSION—CREATED—POWERS AND DUTIES—DIRECTOR OF TRANSPORTATION—POWERS AND DUTIES

Section 1. Section 47.01.010, chapter 13, Laws of 1961 and RCW 47.01.010 are each amended to read as follows:

The administration of highways, [affairs] *mass transportation facilities, water facilities, including the state ferry system, and the airways within the state*, has become [a matter] of major public importance, involving vast sums of money, the development of commerce and resources, the employment of great numbers of persons, the promotion of recreation and the welfare of every citizen of the state. It demands the highest order of business and technical administration accompanied by continuity of sound long-range [highway] policies, freedom from political interference and changes of personnel, and an organization attracting the services of qualified talented administrators and meriting the confidence of the people.

NEW SECTION. Sec. 2. There is hereby established a department of state government to be known as the department of transportation which shall consist of the state transportation commission, the state transportation director and such other officers and employees as the state transportation commission shall determine or as otherwise provided by law. The department of transportation shall be organized into divisions, including the division of highway transportation, the division of mass transportation, the division of water transportation and the division of air transporta-

tion, and such other divisions as the state transportation commission shall by rule or regulation hereafter establish. Each division shall be administered by an assistant director of the department acting upon the advice and with the consent of the state transportation director. The director of transportation, acting under the state transportation commission's orders and guided by the policies laid down by the commission, shall be the chief executive officer of the department.

NEW SECTION. Sec. 3. The department of transportation shall have such powers and carry out such duties as directed by the state transportation commission and as otherwise provided by law.

Sec. 4. Section 43.17.010, chapter 8, Laws of 1965 as last amended by section 12, chapter 242, Laws of 1967, and RCW 43.17.010 are each amended to read as follows:

There shall be departments of the state government which shall be known as (1) the department of public assistance, (2) the department of institutions, (3) the department of health, (4) the department of water resources, (5) the department of labor and industries, (6) the department of agriculture, (7) the department of fisheries, (8) the department of game, (9) the department of [highways] *transportation*, (10) the department of motor vehicles, (11) the department of general administration and (12) the department of commerce and economic development, which shall be charged with the execution, enforcement, and administration of such laws, and invested with such powers and required to perform such duties, as the legislature may provide.

Sec. 5. Section 43.17.020, chapter 8, Laws of 1965 as last amended by section 13, chapter 242, Laws of 1967, and RCW 43.17.020 are each amended to read as follows:

There shall be a chief executive officer of each department to be known as: (1) The director of public assistance, (2) the director of institutions, (3) the director of health, (4) the director of water resources, (5) the director of labor and industries, (6) the director of agriculture, (7) the director of fisheries, (8) the director of game, (9) the director of [highways] *transportation*, (10) the director of motor vehicles, (11) the director of general administration and (12) the director of commerce and economic development.

Such officers, except the director of [highways] *transportation*, shall be appointed by the governor, with the consent of the senate, and hold office at the pleasure of the governor. If a vacancy occurs while the senate is not in session, the governor shall make a temporary appointment until the next meeting of the senate, when he shall present to that body his nomination for the office. The director of [highways] *transportation* shall be appointed by the state [highway] *transportation* commission.

NEW SECTION. Sec. 6. Assistant directors of the department of transportation, as provided for in section 2 of this 1967 amendatory act, shall be appointed by the director of transportation with the consent of the transportation commission, and shall hold office at the pleasure of the director. Such assistant directors shall be exempt from the provisions of chapter 41.06 RCW, the state civil service law.

NEW SECTION. Sec. 7. There is added to chapter 47.01 RCW a new section to read as follows:

There is hereby created a state transportation commission consisting of seven members. The initial membership shall consist of the present five members of the state highway commission, each of whom shall serve until such time as their terms would have expired on the highway commission, and two members to be appointed by the governor with the consent of the senate, and who shall serve for a term of six years, commencing July 1, 1967. Upon expiration of the above terms, members shall be appointed by the governor with the consent of the senate for a six year term of office; members shall be residents of this state and otherwise qualified as in this chapter provided. In the case of a vacancy, for whatsoever reason, the governor will appoint, but such appointment shall be only for the remainder of the unexpired term in which the vacancy has occurred.

Sec. 8, Section 47.01.030, chapter 13, Laws of 1961 as amended by section 1, chapter 1, Laws of 1965 extraordinary session, and RCW 47.01.030 are each amended to read as follows:

[No two] Members of said state [highway] *transportation* commission shall [at the time of appointment or thereafter during their respective terms of office be residents of the same congressional district, and] be appointed at large from throughout the state but not more than [three] four members of said state [highway] *transportation* commission shall reside at the time of appointment or thereafter in one part of the state divided north and south by the summit of the Cascade mountains. Not more than [three] four members of said state [highway] *transportation* commission shall at the

time of appointment or thereafter during their respective terms of office be members of the same major political party. No elective state official or state officer or state employee shall be a member of said commission. No state [highway] *transportation* commissioner shall be removed from office by the governor before the expiration of his term unless for a disqualifying change of residence or for cause based upon a determination of incapacity, incompetence, neglect of duty, or malfeasance in office by the superior court of the state of Washington in and for Thurston county upon petition and show cause proceedings duly brought therefor in said court and directed to the commissioner in question.

Sec. 9. Section 47.01.040, chapter 13, Laws of 1961 as amended by section 31, chapter 170, Laws of 1965 extraordinary session and RCW 47.01.040 are each amended to read as follows:

Each member of the state [highway] *transportation* commission shall receive forty dollars per diem for each day actually spent in the performance of his duties and his actual necessary traveling and other expenses in going to, attending and returning from meetings of the commission, and his actual and necessary traveling and other expenses incurred in the discharge of such duties as may be requested of him by a majority vote of the commission, but in no event shall a commissioner be paid per diem in any one year in excess of one hundred twenty days, except the chairman of the commission who may be paid per diem for not more than one hundred fifty days.

Sec. 10. Section 47.01.050, chapter 13, Laws of 1961 and RCW 47.01.050 are each amended to read as follows:

The state [highway] *transportation* commission is hereby vested with all powers, authority, functions and duties vested in or required to be performed by the director of highways, [or] the state *highway commission* or the state department of highways as of July 1, [1951] 1967. Full and complete jurisdiction and authority over the administration of state highways and all matters connected therewith or related thereto is hereby granted the said state [highway] *transportation* commission except only insofar as the same may have been heretofore or may be hereafter specifically granted to the governor, the director or department of [licenses] *motor vehicles*, the [public service] *utilities and transportation* commission, the state commission on equipment, the Washington state patrol or its chief, [the Washington toll bridge authority] or the governing bodies of cities and towns.

Sec. 11. Section 47.01.060, chapter 13, Laws of 1961 and RCW 47.01.060 are each amended to read as follows:

On and after July 1, [1951] 1967, the state [highway] *transportation* commission shall take over, assume and exercise all of the powers, authority and functions and perform all of the duties then vested in or required to be performed by the [director of highways] *state highway commission* and the department of highways, the *Washington toll bridge authority*, and the *Washington state aeronautics commission*. Thereafter the state [highway] *transportation* commission shall assume and exercise full and complete jurisdiction and authority over the administration of the state highways and all matters connected therewith or related thereto as hereinabove set forth in RCW 47.01.050. *The state transportation commission shall likewise assume jurisdiction and authority over the administration of urban-area mass transportation facilities, water transportation facilities, including the state ferry system, and air transportation within the state, encouraging the establishment of airports and air navigation facilities: Provided, That such jurisdiction and authority shall not infringe upon rights of powers heretofore or hereafter granted the governor, the director of motor vehicles, the utilities and transportation commission, port districts or the governing bodies of counties, cities or towns.* The state [highway] *transportation* commission shall establish such rules and regulations as may be deemed wise and lay down policies of procedure and generally supervise and control the operation of said functions within the terms of this section, this title, Title 14 RCW, and pursuant to the laws of this state, and the said commission is hereby clothed with all necessary powers to carry out the terms thereof.

Sec. 12. Section 47.01.070, chapter 13, Laws of 1961 and RCW 47.01.070 are each amended to read as follows:

In all situations wherein [the director of highways] *any member of the state highway commission, the Washington toll bridge authority of the Washington state aeronautics commission or any one of their designees* was on July 1, [1951] 1967 designated as a member of any board, commission, committee, or authority, the state

[highway] transportation commission shall hereafter determine who shall serve as such member.

Sec. 13. Section 47.01.080, chapter 13, Laws of 1961 and RCW 47.01.080 are each amended to read as follows:

The first [appointed] members of the state [highway] transportation commission shall meet in the offices of the [department of highways] former state highway commission at the state capitol and organize as a state [highway] transportation commission during the first week in July, [1951] 1967, or as soon thereafter as possible. At the first annual meeting and at each annual meeting thereafter the commission shall elect a secretary who may be, but need not be, a member of said commission, and the commission shall elect a chairman from its own membership who shall hold office for one year. Election as chairman shall not interfere with the member's right to vote on all matters before the commission. The commission shall meet at such other times as it deems advisable, but at least once every thirty days, and shall from time to time adopt rules and regulations not inconsistent with the provisions of this title for its own government, and to regulate and discharge its duties, and to exercise its powers under [this title] the law of this state.

Sec. 14. Section 47.01.090, Chapter 13, Laws of 1961 and RCW 47.01.090 are each amended to read as follows:

The commission shall act collectively in harmony with recorded resolutions or motions adopted by a majority of the commission at regular or special meetings, notice of which meetings shall be given to all members pursuant to the rules of said commission, or the Administrative Procedures Act (chapter 34.04 RCW) when applicable.

[Three] Four members shall constitute a quorum at any meeting, but no resolution, motion, or other decision of the commission shall be adopted or passed without the favorable vote of at least [three] four members. Except as otherwise provided herein, the Administrative Procedures Act (chapter 34.04 RCW) shall be applicable to commission action.

Sec. 15. Section 47.01.100, chapter 13, Laws of 1961 and RCW 47.01.100 are each amended to read as follows:

The state [highway] transportation commission shall select and appoint the director of [highways] transportation who after appointment shall be an ex officio member of the commission without a vote. [He] The director shall be the chief executive officer of the commission responsible only to it, and shall carry into effect the commission's order and shall be guided by policies laid down by it in the administration of the department of transportation. As the executive head, he shall direct all activities and supervise the work of the staff of the department.

Sec. 16. Section 47.01.110, chapter 13, Laws of 1961 and RCW 47.01.110 are each amended to read as follows:

The assistant director [of highways] who is the administrator for the division of highway transportation shall be fully competent as a highway engineer and as an executive. He shall be a registered professional engineer and shall be a graduate in engineering of an accredited university or college or have in lieu thereof experience as a civil engineer in responsible charge of work equivalent to such education, and in addition shall have had experience in highway or road construction for a period of not less than five years. He need not be a resident of the state at the time of his appointment.

The assistant directors who are appointed administrators of the division of mass transportation, the division of water transportation and the division of air transportation shall each have had managerial or professional experience or expertise in some phase of his respective field. None need be a resident of the state of Washington at the time of his appointment.

Sec. 17. Section 47.01.120, chapter 13, Laws of 1961 and RCW 47.01.120 are each amended to read as follows:

The director of [highways] transportation shall hold office indefinitely but may be dismissed by the commission at any time for incompetence, neglect of duty, malfeasance in office or failure to carry out the commission's policies. Before a motion for dismissal shall be acted upon by the state [highways] transportation commission, the director of [highways] transportation shall be granted a hearing on formal written charges before the full commission.

Sec. 18. Section 47.01.130, chapter 13, Laws of 1961 as amended by section 10, chapter 307, Laws of 1961 and RCW 47.01.130 are each amended to read as follows:

The salary of the director of [highways] *transportation* shall be as fixed by the governor in accordance with the provisions of RCW 43.03.040.

Sec. 19. Section 47.01.140, chapter 13, Laws of 1961 and RCW 47.01.140 are each amended to read as follows:

The state [highway] *transportation* commission shall prepare a report of its activities to be submitted to each biennial session of the legislature. The report shall be printed and copies thereof submitted to the senate and house of representatives on or before the opening day of the legislative session and shall show the sum of money expended by or under its direction during the fiscal biennium or portion thereof during which the commission has functioned, and shall show data and information as will show a strict accounting of all sums expended by or under its direction.

Sec. 20. Section 47.01.160, chapter 13, Laws of 1961 as amended by section 29, chapter 170, Laws of 1965 extraordinary session, and RCW 47.01.160 are each amended to read as follows:

The state [highway] *transportation* commission shall have the power and it shall be its duty:

(1) To conduct, control and supervise the state department of [highways] *transportation*, and to designate and establish such department of [highway] *transportation* district or branch offices as may be necessary and convenient, and, subject to the provisions of chapter 41.06 RCW, to appoint and employ and to determine the powers and duties together with the salaries and other expenses of such engineering, clerical, mechanical, and any and all other assistants as may be necessary or convenient in the exercise of the powers and in the discharge of its duties as the state [highway] *transportation* commission.

(2) To keep at the office of the commission in the [highway] *transportation* building at the state capitol a record of all proceedings and orders pertaining to the matters under its direction; [and] to keep copies of all maps, plans and specifications prepared by it, and to prepare and submit to the governor thirty days before each regular session of the legislature of the state of Washington a report of work constructed or under construction and to make recommendations as to needed state highways and improvements of the state highway system, together with estimated cost thereof; to make such other reports and recommendations to the governor or legislature as required by law.

(3) To acquire property as authorized by law and to construct and maintain thereon any buildings or structures necessary and convenient for the exercise of the powers and the discharge of the duties of the commission and to construct and maintain any buildings or structures and appurtenances and facilities necessary or convenient to the health and safety and for the accommodation of persons traveling upon the state's highways, the state's waterways, and the state's airways, including toll facilities, and the state ferry system.

(4) Subject to the provisions of chapter 41.06 RCW, to employ such qualified engineers who shall be registered professional engineers under the laws of the state of Washington, assistants and such other services and to provide such superintendents of construction, repair or maintenance work on any state [highways] *project* as may be necessary to accomplish the completion hereof, and the expense so incurred together with the cost of any right of way necessary therefor, or land incidental thereto, shall be charged against the funds appropriated for the construction, repair or maintenance of said state [highways] *project*.

(5) To exercise all the powers and perform all the duties necessary, convenient, or incidental to the laying out, locating, relocating, surveying, constructing, altering, repairing, improving, and maintaining of any state highway, and of any bridges, culverts and embankments necessary or important therefor or for the protection or preservation thereof, and channel changes therefor and to examine and allow or disallow bills for any work done or materials furnished and to certify all claims allowed to the state auditor.

(6) To publish biennially and before the end of each even numbered year a report of the commission with such cumulative information as may be deemed important and such recommendations as may be deemed desirable for the future operation of the commission.

(7) To collect and compile and to publish, if it is deemed advisable, statistics relative to public highways throughout the state; to collect such information in regard thereto as is deemed expedient; to investigate and determine upon various methods of highway construction adaptable to different sections of the state; to investigate and

determine the best methods of construction and maintenance of highways, roads and bridges; to gather and compile such other information relating thereto as shall be deemed appropriate, and to employ highway funds for the purpose of constructing test roads within the state of Washington and conducting investigations and research thereof in the state of Washington or elsewhere; to conduct on any highways, roads, or streets of this state, physical traffic or other nature of inventory or survey considered of value in determining highway, road or street uses and needs.

(8) To exercise all the powers, functions and duties heretofore vested in the Washington toll bridge authority and any member, officer or employee thereof.

(9) To exercise all the powers, functions and duties heretofore vested in the state highway commission division of toll facilities relating to the acquisition, operation, design, construction, improvement, maintenance and repair of all toll bridges and other toll facilities, including the Washington state ferries.

(10) To exercise all the powers, functions and duties heretofore vested in the Washington state aeronautics commission or any member, officer or employee thereof.

(11) To exercise all powers, duties and functions on behalf of the state in all things pertaining to the development and establishment of area-wide urban mass transportation systems, including entering into agreements as may from time to time be necessary or desirable to secure grants, moneys or other aid from whatsoever source in the expediting of any such system. Such duties shall include:

(a) To study and investigate the possibilities of joint use of facilities for highway and mass transit purposes.

(b) To provide assistance to local governments in organizing regional or local transit authorities in order that mass transit facilities may be provided on a regional or local basis in response to the demands of the people.

(c) To explore alternative sources of funds and means of financing mass transit facilities.

(d) To conduct a public information program designed to bring to public attention the challenges, problems and opportunities offered by the mass transit approach to the movement of people.

(e) To assist regional and other state authorities in their relations with the federal government in relation to funds which may be available for planning and/or construction of mass transportation facilities.

(f) To report to the governor and the legislature prior to each regular session of the legislature developments in the field of mass transit and recommendations designed to facilitate the development of mass transit facilities in the state. Such report shall be printed and distributed to each member of the legislature, on or before opening day of such legislative sessions.

(g) To conduct a continuing review of the boundary limits of present and proposed mass transportation facilities to ensure that the area covered reasonably coincides with mass transportation demands of the people.

(12) To develop, maintain, and from time to time revise, a comprehensive master plan for transportation development, including those aspects of transportation dealt with by each division of the department.

(13) To exercise all powers and to perform all duties by any law granted to or imposed upon the state highway board, the state highway commission, the state department of highways, the state highway committee, the director of public works by and through the division of highways, the supervisor of highways, and the state highway engineer.

(14) To exercise all other powers and perform all other duties now or hereafter provided by law.

Sec. 21. Section 47.01.190, chapter 13, Laws of 1961 and RCW 47.01.190 are each amended to read as follows:

The commission shall appoint, with the approval of the governor, a qualified assistant to be designated as "[assistant director] coordinator of [highways] transportation for state aid" whose duties shall consist of the administration of the program of state aid in the matter of county roads and city streets, and such other duties as the commission shall determine.

Sec. 22. Section 47.01.210, chapter 13, Laws of 1961 and RCW 47.01.210 are each amended to read as follows:

It shall be lawful for the Washington state [highway] transportation commission to contract without advertising or bid, or performance bond, with any public utility, whether publicly or privately operated, or with any municipal corporation or political

subdivision of the state, for the performance of any work or the furnishing of any service of a type ordinarily performed or furnished by such utility, or by such municipal corporation or political subdivision, whenever, in the opinion of said commission, the interest of the public will be best served.

Sec. 23. Section 47.01.220, chapter 13, Laws of 1961 and RCW 47.01.220 are each amended to read as follows:

The state [highway] *transportation* commission shall report to the legislature through the joint fact-finding committee on highways, streets and bridges on the highway needs of the state in light of [the] new federal highway policy, taking into consideration the needs of the existing state highway system and such extensions thereto as may be warranted by the expending economy of the state.

**HIGHWAY DEPARTMENT PERSONNEL BOARD ABOLISHED—
TRANSFER OF DUTIES TO THE DEPARTMENT OF PERSONNEL**

NEW SECTION. Sec. 24. There is added to chapter 41.06 RCW a new section to read as follows:

The highway department personnel board established and existing under the provisions of RCW 41.06.060 (section 6, chapter 1, Laws of 1961), is abolished, and the terms of office of its members are terminated as of July 1, 1967. The department of personnel as created by RCW 41.06.110 shall thereafter perform all powers and duties of said board. Supplies, equipment and records in the possession of or under the control of said highway department personnel board shall be transferred by it to the department of personnel prior to July 1, 1967.

The transfer of powers, duties and functions as provided for herein shall not affect the validity of any act performed by the highway department personnel board or any officer or employee thereof prior to such transfer. All matters relating to functions transferred which at the time of transfer have not been completed may be undertaken and completed by the department of personnel which is authorized, empowered and directed to promulgate orders, rules and regulations to accomplish this purpose.

NEW SECTION. Sec. 25. Except as provided in section 24 of this 1967 amendatory act, employees currently serving in the classes of positions heretofore established by the highway department personnel board shall automatically retain such permanent or probationary status in such positions, upon the transfer of powers and duties from the highway department personnel board to the state personnel board.

Sec. 26. Section 2, chapter 1, Laws of 1961 and RCW 41.06.020 are each amended to read as follows:

Unless the context clearly indicates otherwise, the words used in this chapter have the meaning given in this section.

(1) "Institutions of higher learning" are the University of Washington, Washington State University, Central Washington State College, Eastern Washington State College, and Western Washington State College;

(2) "Agency" means an office, department, board, commission, or other separate unit or division, however designated, of the state government and all personnel thereof; it includes any unit of state government established by law, the executive officer or members of which are either elected or appointed, upon which the statutes confer powers and impose duties in connection with operations of either a governmental or proprietary nature;

(3) "Board" means the state personnel board established under the provisions of RCW 41.06.110 [,] and the personnel committee established under RCW 41.06.050 [and the personnel board established under RCW 41.06.060], except that this definition does not apply to the words "board" or "boards" when used in RCW 41.06.070;

(4) "Classified service" means all positions in the state service subject to the provisions of this chapter;

(5) "Competitive service" means all positions in the classified service for which a competitive examination is required as a condition precedent to appointment;

(6) "Noncompetitive service" means all positions in the classified service for which a competitive examination is not required;

(7) "Department" means an agency of government that has as its governing officer a person, or combination of persons such as a commission, board or council, by law empowered to operate the agency responsible either to (1) no other public officer or (2) the governor.

Sec. 27. Section 8, chapter 1, Laws of 1961 and RCW 41.06.080 are each amended to read as follows:

Notwithstanding the provisions of this chapter, the department of personnel may make its services available on request, on a reimbursable basis, to:

- (1) Either the legislative or the judicial branch of the state government;
- (2) Any county, city, town or other municipal subdivision of the state; and
- (3) The institutions of higher learning [,
- (4) The department of highways].

AERONAUTICS COMMISSION POWERS AND DUTIES
TRANSFERRED TO THE STATE TRANSPORTATION COMMISSION

Sec. 28. Section 1, chapter 165, Laws of 1947 and RCW 14.04.020 are each amended to read as follows:

As used in this chapter, unless the context clearly indicates otherwise: (1) "Aeronautics" means the science and art of flight and including but not limited to transportation by aircraft; the operation, construction, repair, or maintenance of aircraft, aircraft power plants and accessories, including the repair, packing, and maintenance of parachutes; the design, establishment, construction, extension, operation, improvement, repair, or maintenance of airports or air navigation facilities; and instruction in flying or ground subjects pertaining thereto.

(2) "Aircraft" means any contrivance now known, or hereafter invented, used or designed for navigation of or flight in the air.

(3) "Airport" means any area of land or water which is used, or intended for use, for the landing and take-off of aircraft, and any appurtenant areas which are used, or intended for use, for airport buildings or other airport facilities or right-of-way, together with all airport buildings and facilities located thereon.

(4) "Commission" means the state [aeronautics] transportation commission.

(5) "Director" means the assistant director of [aeronautics] the division of air transportation of the department of transportation of this state, or such other person or persons as he feels qualified to carry out his duties and exercise his powers hereunder.

(6) "State" or "this state" means the state of Washington.

(7) "Air navigation facility" means any facility, other than one owned or operated by the United States, used in, available for use in, or designed for use in aid of air navigation, including any structures, mechanisms, lights, beacons, markers, communicating systems, or other instrumentalities or devices used or useful as an aid, or constituting an advantage or convenience, to the safe taking-off, navigation, and landing of aircraft, or the safe and efficient operation or maintenance of an airport, and any combination of any or all of such facilities.

(8) "Operation of aircraft" or "operate aircraft" means the use, navigation or piloting of aircraft in the airspace over this state or upon any airport within this state.

(9) "Airman" means any individual who engages, as the person in command, or as pilot, mechanic, or member of the crew in the navigation of aircraft while under way, and any individual who is directly in charge of the inspection, maintenance, overhauling, or repair of aircraft engines, propellers, or appliances, and any individual who serves in the capacity of aircraft dispatcher or air-traffic control tower operator; but does not include any individual employed outside the United States, or any individual employed by a manufacturer of aircraft, aircraft engines, propellers, or appliances to perform duties as inspector or mechanic in connection therewith, or any individual performing inspection or mechanical duties in connection with aircraft owned or operated by him.

(10) "Aeronautics instructor" means any individual who for hire or reward engages in giving instruction or offering to give instruction in flying or ground subjects pertaining to aeronautics, but excludes any instructor in a public school, university or institution of higher learning duly accredited and approved for carrying on collegiate work, who instructs in flying or ground subjects pertaining to aeronautics, while in the performance of his duties at such school, university or institution.

(11) "Air school" means any person who advertises, represents or holds out as giving or offering to give instruction in flying or ground subjects pertaining to aeronautics whether for or without hire or reward; but excludes any public school, university or institution of higher learning duly accredited and approved for carrying on collegiate work.

(12) "Person" means any individual, firm, partnership, corporation, company, association, joint stock association, or body politics; and includes any trustee, receiver, assignee, or other similar representative thereof.

(13) "Municipal" means pertaining to a municipality, and "municipality" shall mean any county, city, town, authority, district or other political subdivision or public corporation of this state.

(14) "Airport hazard" means any structure, object of natural growth, or use of land, which obstructs the airspace required for the flight of aircraft in landing or taking off at an airport or is otherwise hazardous to such landing or taking off.

(15) "State airway" means a route in the navigable airspace over and above the lands or waters of this state, designated by the commission as a route suitable for air navigation.

NEW SECTION. Sec. 29. There is added to chapter 14.04 RCW a new section to read as follows:

Wherever in this chapter or in Title 14 RCW "Washington state aeronautics commission", "the state aeronautics commission", "the aeronautics commission of the state", "the aeronautics commission" or "the commission" is used, it shall mean the state transportation commission as created in section 6 of this 1967 amendatory act. Wherever in this chapter or in Title 14 RCW "state director of aeronautics", "director of aeronautics" or "director" is used, it shall mean the assistant director of air transportation of the department of transportation as provided for in section 2 of this 1967 amendatory act:

Provided, That the assistant director of air transportation may appoint such other person or persons as he feels qualified to carry out his duties and exercise his powers thereunder.

**TRANSFER OF WASHINGTON TOLL BRIDGE AUTHORITY
DUTIES RELATING TO STATE TOLL BRIDGES, TUNNELS
AND FERRIES TO THE STATE TRANSPORTATION COMMISSION**

Sec. 30. Section 47.56.030, chapter 13, Laws of 1961 as amended by section 8, chapter 278, Laws of 1961, and RCW 47.56.030 are each amended to read as follows:

The state [highway] *transportation commission* shall have full charge of the construction of all toll bridges and other toll facilities including the Washington state ferries [that may be authorized by the Washington toll bridge authority, and], the operation and maintenance thereof and the *determination of and* collection of tolls and charges thereon, *and shall directly perform all duties and exercise all powers relating to the financing, refinancing and fiscal management of the state ferry system's bonded indebtedness in the manner provided by law.* The commission shall have full charge of design of all toll facilities. The commission shall proceed with the construction of such toll bridges and other facilities and the approaches thereto by contract in the manner of state highway construction immediately upon there being made available funds for such work and shall prosecute such work to completion as rapidly as practicable.

Sec. 31. Section 47.56.040, chapter 13, Laws of 1961 and RCW 47.56.040 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* is empowered, in accordance with the provisions of this chapter, to provide for the establishing and constructing of toll bridges upon any public highways of this state together with approaches thereto wherever the same is considered necessary or advantageous and practicable for crossing any stream, body of water, gulch, navigable water, swamp or other topographical formation whether the same is within this state or constitutes a boundary between this state and an adjoining state or country. The necessity or advantage and practicability of any such toll bridge shall be determined by the [Washington toll bridge authority] *commission* and the feasibility of financing any toll bridge in the manner provided by this chapter shall be a primary consideration and determined according to the best judgment of the [Washington toll bridge authority] *commission*. For the purpose of obtaining information for the consideration of the [authority] *commission* upon the construction of any toll bridge or any other matters pertaining thereto it shall be the duty of any cognizant officer or employee of the state upon the request of the [authority] *commission* to make reasonable examination, investigation, survey or reconnaissance for the determination of material facts pertaining thereto and report the same to the [authority] *commission*. The cost of any such examination, investigation, survey or reconnaissance shall be borne by the department or office conducting the same from the funds provided for such department or office for its usual functions.

Sec. 32. Section 47.56.042, chapter 13, Laws of 1961 and RCW 47.56.042 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* is hereby authorized to enter into agreements with any county of this state and/or with an adjoining state or county thereof for the purpose of implementing an investigation of the feasibility of any toll bridge project for the bridging of a river forming a portion

of the boundary of this state, and such adjoining state. The [authority] *commission* may use funds from its revolving fund to carry out the purposes of this section. Such agreements may provide that in the event any such project is determined to be feasible and adopted, any advancement of funds by any state or county may be reimbursed out of any proceeds derived from the sale of bonds or out of tolls and revenues to be derived from such project.

Sec. 33. Section 47.56.050, chapter 13, Laws of 1961 and RCW 47.56.050 are each amended to read as follows:

(1) The [Washington toll bridge authority] *state transportation commission*, whenever it is considered necessary or advantageous and practicable, is empowered to provide for the acquisition by purchase of, and to acquire by purchase, (a) any bridge or bridges or ferries which connect with or may be connected with the public highways of this state, and (b) together with approaches thereto.

(2) In connection with the acquisition by purchase of any bridge or bridges or ferries pursuant to the provisions of subsection (1) of this section, the [Washington toll bridge authority, the state highway] *state transportation commission*, the state treasurer, the state auditor, any city, county or other political subdivision of this state, and all said officers—

(a) are empowered and required to do all acts and things as in this chapter provided for the establishing and constructing of toll bridges and operating, financing and maintaining such bridges insofar as such powers and requirements are applicable to the purchase of any bridge or bridges or ferries and their operation, financing and maintenance; and

(b) in purchasing, operating, financing and maintaining any bridge or bridges or ferries acquired or to be acquired by purchase pursuant to the provisions of this section, shall act in the same manner and under the same procedures as are provided in this chapter for the establishing, constructing, operating, financing and maintaining of toll bridges insofar as such manner and procedure are applicable to the purchase of any bridge or bridges or ferries and their operation, financing and maintenance.

(3) Without limiting the generality of the provisions contained in subsections (1) and (2) hereof, the [Washington toll bridge authority] *state transportation commission* is empowered (a) to cause surveys to be made for the purpose of investigating the propriety of acquiring by purchase any such bridge or bridges or ferries and the right of way necessary or proper for said bridge or bridges or ferries, and other facilities necessary to carry out the provisions of this chapter; (b) to issue, sell and redeem bonds and to deposit and pay out the proceeds of said bonds for the financing thereof; (c) to collect, deposit, and expend tolls therefrom; (d) to secure and remit financial and other assistance in the purchase thereof; and (e) to carry insurance thereon.

(4) The provisions of RCW 47.56.220 shall apply when any such bridge or bridges or ferries are acquired by purchase pursuant to this section.

Sec. 34. Section 47.56.060, chapter 13, Laws of 1961 and RCW 47.56.060 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission*, the officials thereof and all state officials are empowered to do such acts and make such agreements not inconsistent with law as may be necessary or desirable in connection with the duties and powers conferred upon them respectively by law regarding the construction, maintenance, operation and insurance of such toll bridges or the safeguarding of the funds and revenues required for such construction and the payment of the indebtedness incurred therefor. The [Washington toll bridge authority and the highway] *state transportation commission* shall keep full, complete and separate accounts of each toll bridge and annually shall prepare balance sheet and income and profit and loss statements showing the financial condition of each such toll bridge, which statement shall be open to the inspection of holders of bonds issued by said [authority] *commission* at all reasonable times.

Sec. 35. Section 47.56.070, chapter 13, Laws of 1961 and RCW 47.56.070 are each amended to read as follows:

The [authority] *state transportation commission* may provide for the establishment, construction, and operation of toll tunnels, toll roads and other facilities necessary for their construction and connection with public highways of the state. It may cause surveys to be made to determine the propriety of their establishment, construction, and operation, and may acquire rights of way and other facilities necessary to carry out the provisions hereof; and may issue, sell, and redeem bonds, and deposit and expend them; secure and remit financial and other assistance in the construction

thereof; carry insurance thereon; and handle any other matters pertaining thereto, all of which shall be conducted in the same manner and under the same procedure as provided for the establishing, constructing, operating, and maintaining of toll bridges by the [authority] *commission*, insofar as reasonably consistent and applicable. No toll facility, toll bridge, toll road or toll tunnel, shall be combined with any other toll facility for the purpose of financing unless such facilities form a continuous project, to the end that each such facility or project be self-liquidating and self-sustaining [: *Provided*, That no toll road shall be constructed, obligations for the construction thereof entered into, or right of way acquired without prior approval of the location, plans and specifications by the Washington state highway commission].

Sec. 36. Section 47.56.075, chapter 13, Laws of 1961 and RCW 47.56.075 are each amended to read as follows:

The [authority] *commission* shall approve for construction only such toll roads as the legislature shall specifically authorize or such toll facilities as shall be specifically sponsored by a city, town or county.

Sec. 37. Section 47.56.080, chapter 13, Laws of 1961 and RCW 47.56.080 are each amended to read as follows:

Whenever in the judgment of the [highway] *state transportation* commission it is considered in the best interest of the public highways of the state that any new toll bridge or bridges be constructed upon any public highway and across any stream, body of water, gulch, navigable water, swamp or other topographical formation and operated by the state the [highway] commission shall [submit its recommendation to that effect to the Washington toll bridge authority together with preliminary estimates of the cost of such construction and an estimate of the amount necessary to be raised for such purpose by the issuance of revenue bonds, and a statement of the probable amount of money, property, materials or labor to be contributed from other sources in aid of any such construction. If the Washington toll bridge authority concurs in the recommendation of the highway commission or on its own motion determines to construct any toll bridge or toll bridges, the Washington toll bridge authority shall] adopt a resolution declaring that public interest and necessity require the construction of such toll bridge or bridges and authorizing the issuance of revenue bonds for the purpose of obtaining funds in an amount not in excess of that estimated to be required for such construction. The issuance of bonds as provided in this chapter for the construction of more than one toll bridge may at the discretion of the [Washington toll bridge authority] *commission* be included in the same authority and issue of bonds.

Sec. 38. Section 47.56.090, chapter 13, Laws of 1961 and RCW 47.56.090 are each amended to read as follows:

[Whenever the Washington toll bridge authority shall authorize and direct the highway commission to construct a toll bridge] The [highway] *state transportation* commission is empowered to secure right of way [therefor] for toll bridges and for approaches thereto by gift or purchase, or by condemnation in the manner provided by law for the taking of private property for public highway purposes.

Sec. 39. Section 47.56.100, chapter 13, Laws of 1961 and RCW 47.56.100 are each amended to read as follows:

The right of way is hereby given, dedicated and set apart upon which to locate, construct and maintain bridges or approaches thereto or other highway crossings, and transportation facilities thereof or thereto, through, over or across any of the lands which are now or may be the property of this state, including highways, and through, over or across the streets, alleys, lanes and roads within any city, county, or other political subdivision of the state. If any property belonging to any city, county or other political subdivision of the state is required to be taken for the construction of any such bridge or approach thereto or should any such property be injured or damaged by such construction, such compensation therefor as may be proper or necessary and as shall be agreed upon may be paid by the [Washington toll bridge authority] *state transportation commission* to the particular county, city, or other political subdivision of the state owning such property, or condemnation proceedings may be brought for the determination of such compensation.

Sec. 40. Section 47.56.110, chapter 13, Laws of 1961 and RCW 47.56.110 are each amended to read as follows:

Before the [highway] *state transportation* commission shall proceed with any action to secure right of way or with construction of any toll bridge under the provisions of this chapter the [Washington toll bridge authority] *commission* shall have

first passed a resolution that public interest and necessity require the acquisition of right of way for and the construction of such toll bridge. Such resolution shall be conclusive evidence (1) of the public necessity of such construction [;] , (2) that such property is necessary therefor, and [,] (3) that such proposed construction is planned or located in a manner which will be most compatible with the greatest public good and the least private injury. When it becomes necessary for the [highway] commission to condemn any real estate to be used in connection with any such bridge, the attorney general of the state shall represent the [highway] commission. In eminent domain proceedings to acquire property for any of the purposes of this chapter, any toll bridge, real property, personal property, franchises, rights, easements or other property or privileges appurtenant thereto appropriated or dedicated to a public use or purpose by any person, firm, private, public or municipal corporation, county, city, town, district or any political subdivision of the state, may be condemned and taken, and the acquisition and use thereof as herein provided for the same public use or purpose to which such property has been so appropriated or dedicated, or for any other public use or purpose, shall be deemed a superior and permanent right and necessity, and a more necessary use and purpose than the public use or purpose to which such property has already been appropriated or dedicated. It shall not be necessary in any eminent domain proceedings hereunder to plead or prove any acts or proceedings preliminary or prior to the adoption of the resolution hereinbefore referred to describing the property sought to be taken and directing such proceedings.

Sec. 41. Section 47.56.120, chapter 13, Laws of 1961 and RCW 47.56.120 are each amended to read as follows:

In the event that the [Washington toll bridge authority] *state transportation commission* should determine that any toll bridge should be constructed, [under its authority it shall authorize and direct the highway commission to construct such toll bridge. In the event the highway commission is authorized and directed to construct such toll bridge] all cost thereof including right of way, survey and engineering shall be paid out of any funds available for payment of the cost of such toll bridge under this chapter.

Sec. 42. Section 47.56.130, chapter 13, Laws of 1961 and RCW 47.56.130 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* is hereby empowered to issue bonds for the construction of any toll bridge or toll bridges authorized under the provisions of this chapter. Any and all bonds issued for the construction of any toll bridge or toll bridges under the authority of the [Washington toll bridge authority,] *commission* shall be issued in the name of the [Washington toll bridge authority] *state transportation commission* and shall constitute obligations only of said [Washington toll bridge authority] *state transportation commission* and shall be identified as toll bridge bonds and shall contain a recital on the face thereof that the payment or redemption of said bonds and the payment of the interest thereon is secured by a direct and exclusive charge and lien upon the tolls and other revenues of any nature whatever received from the operation of the particular toll bridge or bridges for the construction of which the bonds are issued and that neither the payment of the principal or any part thereof nor of the interest thereon or any part thereof constitutes a debt, liability or obligation of the state of Washington. The [Washington toll bridge authority] *state transportation commission* is empowered to receive and accept funds from the state of Washington or the federal government upon a cooperative or other basis for the construction of any toll bridge authorized under this chapter and is empowered to enter into such agreements with the state of Washington or the federal government as may be required for the securing of such funds.

Sec. 43. Section 47.56.140, chapter 13, Laws of 1961 as amended by section 45, chapter 3, Laws of 1963 extraordinary session, and RCW 47.56.140 are each amended to read as follows:

The revenue bonds may be issued and sold by the [authority] *commission* from time to time and in such amounts as it deems necessary to provide sufficient funds for the construction of the bridge, and to pay interest on outstanding bonds issued for its construction during the period of actual construction and for six months after completion thereof.

The [authority] *commission* shall determine the form, conditions, and denominations of the bonds, and the maturity dates which the bonds to be sold shall bear and the interest rate thereon, which shall not exceed six percent per year. All bonds of the

same issue need not bear the same interest rate. Principal and interest of the bonds shall be payable at such place as determined by the [authority] *commission*, and may contain provisions for registration as to principal or interest, or both. They shall be in coupon form with interest payable at such times as determined by the [authority] *commission*, and shall mature at such times and in such amounts as the [authority] *commission* prescribes. The [authority] *commission* may provide for the retirement of the bonds at any time prior to maturity, and in such manner and upon payment of such premiums as it may determine in the resolution providing for the issuance of the bonds. All such bonds shall be signed by the state auditor and countersigned by the governor and any interest coupons appertaining thereto shall bear the signature of the state auditor. The countersignature of the governor on such bonds and the signature of the state auditor on such coupons may be their printed or lithographed facsimile signatures. Successive issues of such bonds within the limits of the original authorization shall have equal preference with respect to the redemption thereof and the payment of interest thereon. The [authority] *commission* may fix different maturity dates, serially or otherwise, for successive issues under any one original authorization. The bonds shall be negotiable instruments under the law merchant. All bonds issued and sold hereunder shall be sold on sealed bids to the highest and best bidder after such advertising for bids as the [authority] *commission* deems proper. The [authority] *commission* may reject any and all bids and may thereafter sell the bonds at private sale under such terms and conditions as it deems most advantageous to its own interests; but not at a price below that of the best bid which was rejected. The [authority] *commission* may contract loans and borrow money through the sale of bonds of the same character as those herein authorized, from the United States or any agency thereof, upon such conditions and terms as may be agreed to and the bonds shall be subject to all the provisions of this chapter, except the requirement that they be first offered at public sale.

Temporary or interim bonds, certificates, or receipts, of any denomination, and with or without coupons attached, signed by the state auditor, may be issued and delivered until bonds are executed and available for delivery.

Sec. 44. Section 47.56.150, chapter 13, Laws of 1961 and RCW 47.56.150 are each amended to read as follows:

The proceeds from the sale of all bonds authorized under the provisions of this chapter shall be paid to the state treasurer for the credit of the [Washington toll bridge authority] *state transportation commission* and be deposited as demand deposits forthwith in such depository or depositories as may be authorized by law to receive deposits of state funds to the credit of a fund to be designated as the construction fund of the particular toll bridge or toll bridges for which such bonds were issued and sold, which fund shall not be a state fund and shall at all times be kept segregated and set apart from all other funds and in trust for the purposes herein set out. Such proceeds shall be paid out or disbursed solely for the construction of such toll bridge or toll bridges, the acquisition of the necessary lands and easements therefor and the payment of interest on such bonds during the period of actual construction and for a period of six months thereafter, only as the need therefor shall arise and the [Washington toll bridge authority] *state transportation commission* may agree with the purchaser of said bonds upon any conditions or limitations restricting the disbursement of such funds that may be deemed advisable, for the purpose of assuring the proper application of such funds. All moneys in such fund and not required to meet current construction costs of the toll bridge or toll bridges for which such bonds were issued and sold, and all funds constituting surplus revenues which are not immediately needed for the particular object or purpose to which they must be applied or are pledged shall be invested in bonds and obligations of the nature eligible for investment of surplus state moneys: *Provided*, That the [Washington toll bridge authority] *state transportation commission* may provide in the proceedings authorizing the issuance of said bonds that the investment of such moneys shall be made only in particular bonds and obligations within the classifications eligible for such investment and such provisions shall thereupon be binding upon the said [authority] *commission* and all officials having anything to do with such investment. Any surplus which may exist in said construction fund shall be applied to the retirement of bonds issued for the construction of such toll bridge or toll bridges by purchase or call and in the event such bonds cannot be purchased at a price satisfactory to the [Washington toll bridge authority] *state transportation commission* and are not by their terms callable prior to maturity such surplus shall be paid into the fund applicable to the payment of

principal and interest of said bonds and shall be used for that purpose. The proceedings authorizing the issuance of bonds may provide limitations and conditions upon the time and manner of applying such surplus to the purchase and call of outstanding bonds and the terms upon which they shall be purchased or called and such limitations and conditions shall be followed and observed in the application and use of such surplus. All bonds so retired by purchase or call shall be immediately canceled.

Sec. 45. Section 47.56.160, chapter 13, Laws of 1961 and RCW 47.56.160 are each amended to read as follows:

All tolls or other revenues received from the operation of any toll bridge or toll bridges constructed with the proceeds of bonds issued and sold hereunder shall be paid over by the [highway] *state transportation* commission to the state treasurer who shall deposit the same forthwith as demand deposits in such depository or depositories as may be authorized by law to receive deposits of state funds to the credit of a special trust fund to be designated as the toll revenue fund of the particular toll bridge or toll bridges producing such tolls or revenue, which fund shall be a trust fund and shall at all times be kept segregated and set apart from all other funds.

Sec. 46. Section 47.56.170, chapter 13, Laws of 1961 and RCW 47.56.170 are each amended to read as follows:

From the money so deposited in each separate construction fund as hereinabove provided, the state treasurer shall transfer to the place or places of payment named in said bonds such sums as may be required to pay the interest as it becomes due on all bonds sold and outstanding for the construction of such particular toll bridge or toll bridges during the period of actual construction and during the period of six months immediately thereafter. The state treasurer shall thereafter transfer from each separate toll revenue fund to the place or places of payment named in said bonds such sums as may be required to pay the interest on such bonds and redeem the principal thereof as such interest payments and bond redemption become due for all bonds issued and sold for the construction of the particular toll bridge or toll bridges producing the tolls or revenues so deposited in said toll revenue fund. All funds so transferred for the payment of principal or interest on bonds issued for any particular toll bridge shall be segregated and applied solely for the payment of said principal or interest. The proceedings authorizing the issuance of bonds may provide for the setting up of a reserve fund or funds out of the tolls and other revenues not needed for the payment of principal and interest, as the same currently matures and for the preservation and continuance of such fund in a manner to be provided therein, and such proceedings may also require the immediate application of all surplus moneys in such toll revenue fund to the retirement of such bonds prior to maturity, by call or purchase, in such manner and upon such terms and the payment of such premiums as may be deemed advisable in the judgment of said [Washington toll bridge authority] *state transportation commission*.

The moneys remaining in each separate toll revenue fund after providing the amount required for interest and redemption of bonds as hereinabove provided, shall be held and applied as provided in the proceedings authorizing the issuance of said bonds. In the event the proceedings authorizing the issuance of said bonds do not require surplus revenues to be held or applied in any particular manner, they shall be allocated and used for such other purposes incidental to the construction, operation and maintenance of such toll bridge or bridges as the [Washington toll bridge authority] *state transportation commission* may determine.

Sec. 47. Section 47.56.180, chapter 13, Laws of 1961 and RCW 47.56.180 are each amended to read as follows:

Warrants for payments to be made on account of such bonds shall be duly drawn by the state auditor on vouchers approved by the [Washington toll bridge authority] *state transportation commission*.

Moneys required to meet the costs of construction and all expenses and costs incidental to the construction of any particular toll bridge or toll bridges or to meet the costs of operating, maintaining and repairing the same, shall be paid from the proper fund therefor by the state auditor upon voucher submitted by the [highway] commission [approved by the Washington toll bridge authority].

All interest received or earned on money deposited in each and every fund herein provided for shall be credited to and become a part of the particular fund upon which said interest accrues.

Sec. 48. Section 47.56.190, chapter 13, Laws of 1961 and RCW 47.56.190 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* may provide in the proceedings authorizing the issuance of bonds or may otherwise agree with the purchasers of bonds regarding the deposit of all moneys constituting the construction fund and the toll revenue fund and provide for the deposit of such money at such times and with such depositories or paying agents and upon the furnishing of such security as may meet with the approval of the purchasers of such bonds: *Provided*, That the depositories and security so provided for or agreed upon shall be qualified and eligible in accordance with the requirements of law.

Sec. 49. Section 47.56.200, chapter 13, Laws of 1961 and RCW 47.56.200 are each amended to read as follows:

Notwithstanding anything contained in this chapter the proceeds received from the sale of bonds and the tolls or other revenues received from the operation of any toll bridge or toll bridges may be used to defray any expenses incurred by the [Washington toll bridge authority] *state transportation commission* in connection with and incidental to the issuance and sale of bonds for the construction of such toll bridge or toll bridges including expenses for the preparation of surveys and estimates and the making of inspections and examinations as may be required by the purchasers of such bonds: *Provided*, That the proceedings authorizing the issuance of such bonds may contain appropriate provisions governing the use and application of said bond proceeds and toll or other revenues for the purposes herein specified.

Sec. 50. Section 47.56.210, chapter 13, Laws of 1961 and RCW 47.56.210 are each amended to read as follows:

While any bonds issued by said [Washington toll bridge authority] *state transportation commission* remain outstanding, the powers, duties or existence of the said [Washington toll bridge authority or of the highway] commission or of any other official or agency of the state shall not be diminished or impaired in any manner that will affect adversely the interests and rights of the holders of such bonds. The holder of any bond may by mandamus or other appropriate proceeding require and compel the performance of any of the duties imposed upon any state department, official or employee or imposed upon the [authority] *commission* or its officers, agents and employees in connection with the construction, maintenance, operation and insurance of any bridge and in connection with the collection, deposit, investment, application and disbursement of all tolls and other revenues derived from the operation and use of any bridge and in connection with the deposit, investment and disbursement of the proceeds received from the sale of bonds: *Provided*, That the enumeration of such rights and remedies herein shall not be deemed to exclude the exercise or prosecution of any other rights or remedies by the holders of such bonds.

Sec. 51. Section 47.56.220, chapter 13, Laws of 1961 and RCW 47.56.220 are each amended to read as follows:

As long as any of the bonds issued hereunder for the construction of any toll bridge are outstanding and unpaid, there shall not be erected, constructed or maintained any other bridge or other crossing over, under, through or across the waters over which such toll bridge is located or constructed, connecting or joining directly or indirectly the lands or extensions thereof or abutments thereon on both sides of the waters spanned or crossed by such toll bridge within a distance of ten miles from either side of such toll bridge excepting bridges or other highway crossings actually in existence and being maintained, or for which there was outstanding an existing and lawfully issued franchise, at the time of the location of such toll bridge and prior to the time of the authorization of such revenue bonds, and no ferry or other similar means of crossing the said waters within the said distance and connecting or plying directly or indirectly between the lands or extensions thereof or abutments thereon on both sides of the waters spanned or crossed by such bridge shall be maintained or operated or permitted or allowed: *Provided*, That ferries and other similar means of crossing actually in existence and being maintained and operated, or for which there was outstanding an existing and lawfully issued franchise, at the time of the location of such bridge and prior to the time of the authorization of such revenue bonds, may continue and be permitted to be operated and maintained under such existing rights and franchises, or any lawful renewal or extension thereof. The provisions of this section shall be binding upon the [Washington toll bridge authority] *state transportation commission*, the state of Washington and all of its departments, agencies or instrumentalities as well as any and all private, political, municipal and public corporations and subdivisions, including cities, counties, and other political subdivisions and the prohibitions of this section shall restrict and limit the powers of the

legislature of the state of Washington in respect to the matters herein mentioned as long as any of such bonds are outstanding and unpaid and shall be deemed to constitute a contract to that effect for the benefit of the holders of all such bonds.

Sec. 52. Section 47.56.230, chapter 13, Laws of 1961 and RCW 47.56.230 are each amended to read as follows:

When any such toll bridge or bridges authorized hereunder is being built [by] the [highway] *state transportation commission* [the Washington toll bridge authority] may carry or cause to be carried such an amount of insurance or indemnity bond or bonds as protection against loss or damage as the [Washington toll bridge authority] *commission* may deem proper. The [Washington toll bridge authority] *commission* is hereby further empowered to carry such an amount of insurance to cover any accident or destruction in part or in whole to any toll bridge or toll bridges until all bonds sold for the construction of such toll bridge or toll bridges and interest accrued thereon have been fully redeemed and paid. All moneys collected on any indemnity bond or insurance policy as the result of any damage or injury to any such toll bridge or toll bridges shall be used for the purpose of repairing or rebuilding of any such toll bridge or toll bridges as long as there are revenue bonds against any such structure outstanding and unredeemed. The [Washington toll bridge authority] *commission* is also empowered to carry insurance or indemnity bonds insuring against the loss of tolls or other revenues to be derived from any such toll bridge or bridges by reason of any interruption in the use of such toll bridge or toll bridges from any cause whatever, and the proceeds of such insurance or indemnity bonds shall be paid into the fund into which the tolls and other revenues of the bridge thus insured are required to be paid and shall be applied to the same purposes and in the same manner as other moneys in the said fund. Such insurance or indemnity bonds may be in an amount equal to the probable tolls and other revenues to be received from the operation of such toll bridge or toll bridges during any period of time that may be determined upon by the [Washington toll bridge authority] *commission* and fixed in its discretion, and be paid for out of the toll revenue fund as may be specified in said proceedings. The [Washington toll bridge authority] *commission* may provide in the proceedings authorizing the issuance of bonds for the carrying of insurance as authorized by this chapter, and the purchase and carrying of insurance as authorized by this chapter, and the purchase and carrying of such insurance shall thereupon be obligatory upon the said [authority] *commission* and be paid for out of toll revenue fund as may be specified in said proceedings.

Sec. 53. Section 47.56.240, chapter 13, Laws of 1961 and RCW 47.56.240 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* is hereby empowered to fix the rates of toll and other charges for all toll bridges built under the terms of this chapter. Toll charges so fixed may be changed from time to time as conditions may warrant. The said [authority] *commission* in establishing toll charges shall give due consideration to the cost of operating and maintaining such toll bridge or toll bridges including the cost of insurance and to the amount required annually to meet the redemption of bonds and interest payments thereon. The tolls and charges shall be at all times fixed at rates to yield annual revenue equal to annual operating and maintenance expenses including insurance costs and all redemption payments and interest charges of the bonds issued for any particular toll bridge or toll bridges as the same become due and the bond redemption and interest payments shall constitute a first direct and exclusive charge and lien on all such tolls and other revenues and interest thereon and sinking funds created therefrom received from the use and operation of said toll bridge or toll bridges and such tolls and revenues together with the interests earned thereon shall constitute a trust fund for the security and payment of such bonds and shall not be used or pledged for any other purpose as long as such bonds or any of them are outstanding and unpaid.

Sec. 54. Section 47.56.245, chapter 13, Laws of 1961 as amended by section 53, chapter 170, Laws of 1965 extraordinary session, and RCW 47.56.245 are each amended to read as follows:

Except as otherwise provided in this chapter the [authority] *commission* shall retain toll charges on all existing and future facilities until all costs of investigation, financing, acquisition of property, and construction advanced from the motor vehicle fund, and obligations incurred under RCW 47.56.250 and chapter 16, Laws of 1945 have been fully paid. With respect to every facility completed after March 19, 1953, costs of maintenance, management and operation shall be paid periodically out of the revenues of the facility in which such costs were incurred.

Sec. 55. Section 1, chapter 258, Laws of 1961 and RCW 47.56.247 are each amended to read as follows:

The [toll bridge authority] *commission* may issue permits for the passage of vehicles on any or all of its toll bridges, toll tunnels, toll roads or for the Washington state ferry system on a credit basis upon such terms and conditions as the authority shall deem proper.

Sec. 56. Section 2, chapter 258, Laws of 1961 and RCW 47.56.248 are each amended to read as follows:

The [authority] *commission* may require the holder of such a permit to furnish to and maintain in force with the [authority] *commission* a cash deposit or a corporate surety bond: *Provided*, That the [authority] *commission* may require the holder of such permit to increase the amount of cash bond, or to furnish an additional surety bond, or may reduce the amount of the cash bond or surety bond required, as the amount of charges incurred and regularity of payment warrant, or may revoke any permit granted for failure of the holder to comply with any of its terms.

Sec. 57. Section 47.56.250, chapter 13, Laws of 1961 and RCW 47.56.250 are each amended to read as follows:

Whenever a proposed toll bridge, toll road, toll tunnel or any other toll facility of any sort is to be constructed, any city, county or other political subdivision located in relation to such facility so as to benefit directly or indirectly thereby, may, either jointly or separately, at the request of the [Washington state highway commission or the authority] *state transportation commission* advance or contribute money, or bonds, rights of way, labor, materials, and other property toward the expense of building the toll facility, and for preliminary surveys and the preparation of plans and estimates of cost therefor and other preliminary expenses. Any such city, county or other political subdivision may, either jointly or separately, at the request of the commission [or the authority] advance or contribute money or bonds for the purpose of guaranteeing the payment of interest or principal on the bonds issued by the [authority] *commission* to finance the toll facility. Appropriations for such purposes may be made from any funds available, including county road funds received from or credited by the state, or funds obtained by excess tax levies made pursuant to law or the issuance of general obligation bonds for this purpose. General obligation bonds issued by a city, county, or political subdivision may with the consent of the [state highway] commission [or the authority] be placed with the [Washington toll bridge authority] *commission* to be sold by the [authority] *commission* to provide funds for such purpose. Money, or bonds or property so advanced or contributed may be immediately transferred or delivered to the [authority] *commission* to be used for the purpose for which contribution was made. The [authority] *commission* may enter into an agreement with a city, county, or other political subdivision to repay any money, or bonds or the value of a right of way, labor, materials, or other property so advanced or contributed. The [authority] *commission* may make such repayment to a city, county or other political subdivision and reimburse the state for any expenditures made by it in connection with the toll facility out of tolls and other revenues for the use of the toll facility.

Sec. 58. Section 1, chapter 257, Laws of 1961 and RCW 47.56.252 are each amended to read as follows:

If the [toll bridge authority] *state transportation commission* deems that any land, including improvements thereon, is no longer required for toll bridge, toll tunnel, toll road or Washington state ferry system purposes and that it is in the public interest, the [authority] *commission* may negotiate for the sale of such land to the state or to any city, county, port district, or other political subdivision or municipal corporation of the state. The [authority] *commission* shall certify the agreement for the sale to the governor, with a description of the land and the terms of the sale and the governor may execute and the secretary of state shall attest the deed and deliver it to the grantee.

Sec. 59. Section 2, chapter 257, Laws of 1961 and RCW 47.56.253 are each amended to read as follows:

If the [authority] *commission* deems it in the public interest and not inconsistent with the use and operation of the toll facility involved, the [authority] *commission* may on application therefor issue a permit, lease or license to the state, or to any city, county, port district, or other political subdivision or municipal corporation of the state to use any portion of the property of any toll bridge, toll road, toll tunnel, or Washington state ferry system upon such terms and conditions as the [authority] *commission* may prescribe.

Sec. 60. Section 3, chapter 257, Laws of 1961 and RCW 47.56.254 are each amended to read as follows:

If the [authority] *commission* is of the opinion that any land, including improvements thereon, is no longer required for toll bridge, toll tunnel, toll road or Washington state ferry system purposes, the [authority] *commission* shall offer it for sale upon notice and bids in the manner that contracts are let [by the state highway commission] for the disposition of land no longer required for highway purposes under chapter 47.12 RCW.

Sec. 61. Section 4, chapter 257, Laws of 1961 and RCW 47.56.255 are each amended to read as follows:

The [authority] *commission* may reject all such bids if the highest bid does not equal the reasonable fair market value of the real property, plus the value of the improvements thereon, computed on the basis of the reproduction value less depreciation. The [authority] *commission* may accept the highest and best bid, and certify the agreement for the sale to the governor, with a description of the land and the terms of the sale and the governor may execute and the secretary of state shall attest the deed and deliver it to the grantee.

Sec. 62. Section 5, chapter 257, Laws of 1961 as amended by section 12, chapter 108, Laws of 1967 and RCW 47.56.256 are each amended to read as follows:

If the [Washington] state [highway] *transportation commission* deems it not inconsistent with the use and operation of any facility [of the toll bridge authority], the commission may grant franchises to persons, associations, private or municipal corporations, the United States government or any agency thereof, to use any portion of the property of any toll bridge, toll road, toll tunnel or the Washington state ferry system, including approaches thereto, for the construction and maintenance of water pipes, flume, gas pipes, telephone, telegraph and electric light and power lines and conduits, trams or railways, any structures or facilities which are part of an urban public transportation system owned or operated by a municipal corporation, agency or department of the state of Washington other than the state [highway] *transportation commission*, and any other such facilities in the manner of granting franchises on state highways.

NEW SECTION. Sec. 63. There is added to chapter 47.56 RCW a new section to read as follows:

Unless the context clearly indicates otherwise whenever "the department of highways" or "the department" is used in this chapter or Title 47 RCW it shall mean the department of transportation created in section 2 of this 1967 amendatory act.

NEW SECTION. Sec. 64. There is added to chapter 47.56 RCW a new section to read as follows:

Whenever "the Washington toll bridge authority" or "the authority" is used in this chapter or Title 47 RCW it shall mean the state transportation commission created in section 6 of this amendatory act.

**TRANSFER OF WASHINGTON TOLL BRIDGE AUTHORITY DUTIES
RELATING TO THE PUGET SOUND FERRY AND TOLL BRIDGE
SYSTEM TO THE STATE TRANSPORTATION COMMISSION**

Sec. 65. Section 47.60.010, chapter 13, Laws of 1961 and RCW 47.60.010 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* hereinafter referred to as the [authority] *commission* is hereby authorized to acquire by lease, charter, contract, purchase, condemnation or construction, and partly by any or all of such means, and to thereafter operate, improve and extend, a system of ferries on and crossing Puget Sound and any of its tributary waters and connections thereof and connecting with the public streets and highways in the state, such system of ferries to include such boats, vessels, wharves, docks, approaches, landings, franchises, licenses, and appurtenances, as shall be determined by the [authority] *commission* to be necessary or desirable for efficient operation of the ferry system and best serve the public. The [authority] *commission* may in like manner acquire by purchase, condemnation or construction and include in such ferry system such toll bridges, approaches and connecting roadways as may be deemed by the [authority] *commission* advantageous in channeling traffic to points served by the ferry system. In addition to the powers of acquisition herein granted the [authority] *commission* is hereby empowered to enter into any contracts, agreements or leases with any person, firm or corporation and to thereby provide, on such terms and conditions as it shall determine, for the operation of any ferry or ferries or system thereof, whether acquired by the [authority] *commission* or not.

Sec. 66. Section 47.60.015, chapter 13, Laws of 1961 and RCW 47.60.015 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* is hereby authorized to operate its ferry system under the name: "Washington State Ferries."

Sec. 67. Section 47.60.020, chapter 13, Laws of 1961 and RCW 47.60.020 are each amended to read as follows:

For the purpose of carrying out any or all of the powers herein granted the [authority] *commission* shall have the power of eminent domain for the acquisition of either real or personal property, used or useful for such Puget Sound ferry system. Condemnation pursuant to this chapter shall be the procedure set out in chapter 8.04 RCW: *Provided*, That the [authority] *commission* may institute condemnation proceedings in the superior court of any county or other court of competent jurisdiction in which any of the property sought to be condemned is located or in which the owner of any thereof does business, and the court in any such action shall have jurisdiction to condemn property wherever located within the state: *Provided Further*, That it shall not be necessary to allege or prove any offer to purchase or inability to agree with the owners thereof for the purchase of any such property in said proceedings. It is the intention of this section to permit the consolidation in one action of all condemnation proceedings necessary to acquire a ferry system, and every type of property incident thereto, irrespective of its location within the state or diversity of ownership. Upon the filing of a petition for condemnation as provided in this section the court may issue an order restraining the removal from the jurisdiction of the state of any personal property sought to be acquired by the proceeding during the pendency thereof. The court shall further have the power to issue such orders or process as shall be necessary to place the [authority] *commission* into possession of any property condemned.

Sec. 68. Section 47.60.030, chapter 13, Laws of 1961 and RCW 47.60.030 are each amended to read as follows:

In any case where the [authority] *commission* shall take over any property or properties which are under lease, contract or concession, or where the [authority] *commission* has heretofore entered into any contract or negotiation or received any bid for any of the purposes set forth in this chapter, the [authority] *commission* is hereby authorized to continue in effect and carry out any such contract, lease or concession or complete any such negotiation or accept any such bid or any modification of any of them which shall appear advantageous to the [authority] *commission* without regard to any limitations or directions as to the manner thereof contained in this chapter: *Provided*, That this section shall not be construed as requiring the [authority] *commission* so to act, but this section shall be permissive only and then only in respect to contracts, leases, concessions, negotiations or bids existing, entered into or received prior to April 1, 1949.

Sec. 69. Section 47.60.040, chapter 13, Laws of 1961 and RCW 47.60.040 are each amended to read as follows:

For the purpose of obtaining information for the consideration of the [authority] *commission* upon the acquisition of any ferries or ferry facilities or the construction of any toll bridge under this chapter, it shall be the duty of the [highway commission] *state transportation department*, upon request of the [authority] *commission*, to make any examination, investigation, survey or reconnaissance for the determination of material facts pertaining thereto and report the same to the [authority] *commission*.

The cost of any such examination, investigation, survey or reconnaissance and all preliminary expenses leading up to and resulting in the issuance of any revenue bonds including, but not being limited to expenses in making surveys and appraisals and the drafting, printing, issuance and sale of bonds under this chapter shall be borne by the [highway] *commission* out of the motor vehicle fund. All such costs and expenses as well as any thereof heretofore incurred shall be reimbursed to said motor vehicle fund out of any proceeds derived from the sale of bonds or out of tolls and revenues to be derived by the [authority] *commission* through its operations hereunder.

Sec. 70. Section 23, chapter 3, Laws of 1963 extraordinary session and RCW 47.60.045 are each amended to read as follows:

The [state highway] *commission*, in cooperation with the joint committee on highways, is authorized and directed to prepare a comprehensive long range plan for cross sound transportation concerning the proper location of bridges and ferry routes, together with necessary connecting roads and ferry terminals for the facilities of

transportation across Puget Sound. The commission shall utilize all current and prior surveys and reports heretofore made concerning cross sound transportation.

[There is hereby appropriated from the motor vehicle fund to the state highway commission for the biennium ending June 30th, 1965, the sum of fifty thousand dollars, or so much thereof as may be necessary to carry out the provisions of this section.]

Sec. 71. Section 47.60.050, chapter 13, Laws of 1961 and RCW 47.60.050 are each amended to read as follows:

Any facility which the [authority] *commission* acquires or is authorized to acquire under the provisions of this chapter may be rehabilitated, rebuilt, enlarged or improved, and the cost thereof may be paid from the revenues of the system or through the issuance of bonds as hereinafter provided.

Sec. 72. Section 47.60.060, chapter 13, Laws of 1961 and RCW 47.60.060 are each amended to read as follows:

For the purpose of paying the cost of acquiring by lease, charter, contract, purchase, condemnation or construction all or any part of such Puget Sound ferry system, including toll bridges, approaches and roadways incidental thereto, and for rehabilitating, rebuilding, enlarging or improving all or any part of said system, the [authority] *commission* is hereby authorized by resolution to issue its revenue bonds which shall constitute obligations only of the [authority] *commission* and shall be payable solely and only from all or such part of the revenues from the operation of the system as may be provided in and by such resolution.

Each such revenue bond shall contain a recital that payment or redemption of the bond and payment of the interest thereon is secured by a direct charge and lien upon the tolls and revenues pledged for that purpose and that such bond does not constitute an indebtedness of the state of Washington.

The [authority] *commission* is hereby empowered to include in any resolution authorizing the issuance of the bonds such covenants, stipulations and conditions as may be deemed necessary with respect to the continued use and application of the income and revenues from the undertaking.

Such revenue bonds may bear such date or dates, may mature at such time or times as the [authority] *commission* shall determine, may bear interest at such rate or rates not exceeding five percent per annum, may be in such denomination or denominations, may be in such form, either coupon or registered, may carry such registration and conversion privileges, may be made subject to such terms of redemption with or without premium, and may contain such other terms and covenants not inconsistent with this chapter as may be provided in such resolution. Notwithstanding the form or tenor thereof, and in the absence of an express recital on the face thereof that the bond is nonnegotiable each such revenue bond shall at all times be and shall be treated as a negotiable instrument for all purposes. All such bonds shall be signed by the [member of the authority who is] state auditor and countersigned by the governor and any interest coupons appertaining thereto shall bear the signature of the state auditor: *Provided*, That the countersignature of the governor on such bonds and the signature of the state auditor on such coupons may be their printed or lithographed facsimile signatures.

Pending the issuance of definitive bonds, temporary or interim bonds, certificates, or receipts of any denomination and with or without coupons attached may be issued as may be provided by said resolution.

Sec. 73. Section 47.60.070, chapter 13, Laws of 1961 and RCW 47.60.070 are each amended to read as follows:

Any resolution of the [Washington toll bridge authority] *state transportation commission* providing for the issuance of revenue bonds shall provide for setting aside the necessary amounts for the reasonable and proper operation, maintenance, and repair expenses, and shall fix and determine the amounts to be set apart and applied to the payment of the interest on and retirement of the revenue bonds, and the amounts to be set apart and paid into any special funds for renewals, replacements, rebuilding, enlarging, or improving the system. Each such resolution made hereafter shall provide for proceeds of the sale of revenue bonds to be placed in the "[authority] *commission* revolving fund," as established by RCW 47.60.180 as follows: Three-fourths of one percent on the first five million dollars or part thereof; five-eighths of one percent on the amount over five million dollars to and including ten million dollars; one-half of one percent on the amount over ten million dollars to and including twenty-five million dollars; three-eighths of one percent on the amount

over twenty-five million dollars to and including fifty million dollars; one-quarter of one percent on the amount over fifty million dollars to and including seventy-five million dollars; and one-eighth of one percent on all amounts over seventy-five million dollars: *Provided*, That no such payments shall be made to the [authority] *commission* revolving fund from proceeds derived from the sale of bonds for the construction, maintenance, and operation of facilities between the state of Washington and any other state, territory, or province, where such other state, territory, or province, or any political subdivision thereof, joins with the state of Washington in the construction or operation of such facility: *Provided Further*, That no such payments shall be made into the [authority] *commission* revolving fund from the proceeds of bonds sold for the purpose of refunding outstanding revenue bonds of the [Washington toll bridge authority] *commission*.

Sec. 74. Section 47.60.080, chapter 13, Laws of 1961 and RCW 47.60.080 are each amended to read as follows:

In determining the amount of bonds required to be issued there may be included any expenses incurred by the [authority] *commission* in connection with an incidental to the issuance and sale of bonds and for the preparation of surveys and estimates and making inspections and examinations, interest during the estimated construction period, and for six months thereafter, and a reasonable amount for working capital and prepaid insurance.

Sec. 75. Section 47.60.090, chapter 13, Laws of 1961 and RCW 47.60.090 are each amended to read as follows:

All bonds issued under or by authority of this chapter shall be sold to the highest and best bidder after such advertising for bids as the [authority] *commission* may deem proper: *Provided*, That the [authority] *commission* may reject any and all bids so submitted and thereafter sell such bonds so advertised under such terms and conditions as the [authority] *commission* may deem most advantageous to its own interests. The purchase price of all bonds issued hereunder shall be paid to the state treasurer consistent with the provisions of the resolution pursuant to which such bonds have been issued or to the trustee designated in the bond resolution and held as a separate trust fund to be disbursed on the orders of the [authority] *commission*.

Sec. 76. Section 47.60.100, chapter 13, Laws of 1961 and RCW 47.60.100 are each amended to read as follows:

Notwithstanding any other provision of the law, bonds issued by the [authority] *commission* shall be legal investments by the state finance committee of any state moneys in its hands, except permanent school funds and motor vehicle funds.

Sec. 77. Section 47.60.110, chapter 13, Laws of 1961 and RCW 47.60.110 are each amended to read as follows:

The holder of any bond or the trustee for any bonds designated by resolution may be mandamus or other appropriate proceeding require and compel performance of any duties imposed upon any state department, official or employee, including any duties imposed upon or undertaken by the [authority] *commission* or its officers, agents and employees in connection with the construction, maintenance and operation of the ferry system and in connection with the collection, deposit, investment, application and disbursement of the proceeds of the bonds and the revenue and income derived from the operation of the system.

Sec. 78. Section 47.60.113, chapter 13, Laws of 1961 and RCW 47.60.113 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* is hereby authorized to refund, at the maturity thereof, or before the maturity thereof if they are subject to call prior to maturity or if all of the holders thereof consent thereto, upon such terms and conditions as it shall deem best, any or all of its revenue bonds now or hereafter outstanding, issued for the purpose of acquiring, constructing or reconstructing any toll bridge, toll road, toll tunnel, ferry system, or any other toll facility of any sort, or issued for the purpose of refunding such bonds, which revenue bonds are payable out of all or part of the revenues of such toll facility. Refunding bonds may be issued hereunder in a sufficient amount to provide additional funds for acquiring, constructing, reconstructing, rehabilitating, rebuilding, enlarging or improving any toll bridge, toll road, toll tunnel, ferry system, or any other toll facility of any sort, and to pay all refunding costs and expenses and to provide adequate reserves for said toll facility and for any such refunding bonds. Various issues and series of such outstanding bonds, including refunding bonds, may be combined and refunded by a single issue of refunding bonds. Such refunding bonds shall bear interest at such rates

and mature at such times, without limitation by the interest rates or maturity of the bonds being refunded, and shall contain such other covenants and conditions as the [Washington toll bridge authority] *commission* shall determine by resolution.

Sec. 79. Section 47.60.114, chapter 13, Laws of 1961 and RCW 47.60.114 are each amended to read as follows:

Any refunding bonds authorized herein shall constitute obligations of the [Washington toll bridge authority] *state transportation commission* only and not of the state of Washington. They shall be payable solely out of all or such part of the revenues derived from the operation of the toll bridge, toll road, toll tunnel, ferry system, or any other toll facility, as shall be provided in the resolution authorizing the issuance of such refunding bonds.

Sec. 80. Section 47.60.115, chapter 13, Laws of 1961 and RCW 47.60.115 are each amended to read as follows:

The bonds herein authorized shall, in the discretion of the [Washington toll bridge authority] *commission*, be exchanged at the best possible price for the bonds being refunded or any such bonds not exchanged shall be sold in the manner provided in RCW 47.60.090. The bonds herein authorized shall be issued in accordance with, and shall be subject to, the provisions of RCW 47.60.050, 47.60.060, 47.60.070, 47.60.080, 47.60.100, 47.60.110 and 47.60.120.

Sec. 81. Section 47.60.120, chapter 13, Laws of 1961 and RCW 47.60.120 are each amended to read as follows:

In the event the [authority] *commission* acquires or constructs, maintains and operates any ferry crossings upon or toll bridges over Puget Sound or any of its tributary or connecting waters there shall not be constructed, operated or maintained any other ferry crossing upon or bridge over any such waters within ten miles of any such crossing or bridge operated or maintained by the [authority] *commission* excepting such bridges or ferry crossing in existence, and being operated and maintained under a lawfully issued franchise at the time of the location of the ferry crossing or construction of the toll bridge by the [authority] *commission*. The [authority] *commission* shall not maintain and operate any ferry crossing or toll bridge over Puget Sound or any of its tributary or connecting waters which would infringe upon any franchise lawfully issued by the state and in existence and being exercised at the time of the location of the ferry crossing or toll bridge by the [authority] *commission*, without first acquiring the rights granted to such franchise holder under said franchise.

While any revenue bonds issued by the [authority] *commission* under the provisions of this chapter are outstanding no additional bonds shall be issued for the purposes of acquiring, constructing, operating or maintaining any ferries or toll bridges within the aforesaid ten mile distance by the [authority] *commission* unless the revenues of any such additional ferries or toll bridges are pledged to the bonds then outstanding to the extent provided by the resolution authorizing the issue of such outstanding bonds. The provisions of this section shall be binding upon the state, and all of its departments, agencies and instrumentalities, as well as any and all private, political, municipal and public corporations and subdivisions, including cities, towns, counties and other political subdivisions, and the prohibitions of this section shall restrict and limit the powers of the legislature of the state in respect to the matters herein mentioned so long as any of such bonds are outstanding and unpaid and shall be deemed to constitute a contract to that effect for the benefit of the holders of all such bonds.

Sec. 82. Section 47.60.122, chapter 13, Laws of 1961 and RCW 47.60.122 are each amended to read as follows:

For the purpose of paying the cost of acquiring, constructing or reconstructing ferries or ferry terminal facilities, and all costs which may be incurred in connection therewith, the [Washington toll bridge authority] *state transportation commission* is hereby authorized to issue interim revenue warrants, which shall constitute obligations only of the [authority] *commission*, and which shall not be obligations of the state of Washington. Such warrants shall be payable solely out of part or all of the revenues derived from the operation of the Puget Sound ferry system as shall be provided in the resolution authorizing their issuance, and shall be drawn upon, and the principal thereof and interest thereon shall be payable out of, such fund or funds as shall be created in and provided by such resolution. Such warrants may be interest bearing coupon warrants with a fixed maturity date, or may be interest bearing registered

warrants payable in order of their issuance whenever there is sufficient money in the fund upon which they were drawn to redeem any of the same.

Sec. 83. Section 47.60.124, chapter 13, Laws of 1961 and RCW 47.60.124 are each amended to read as follows:

In the event it is deemed advisable or found necessary to redeem any or all of such warrants, the [authority] *commission* is authorized to issue its revenue refunding bonds for such purpose. Said bonds shall constitute obligations only of the [authority] *commission*, and shall not be obligations of the state of Washington. Such refunding bonds shall be payable solely out of part or all of the revenues derived from the operation of the Puget Sound ferry system as shall be provided in the resolution authorizing their issuance.

Sec. 84. Section 47.60.126, chapter 13, Laws of 1961 and RCW 47.60.126 are each amended to read as follows:

All provisions of chapter 47.60 RCW pertaining and applicable to the revenue bonds of the [authority] *commission* authorized therein are made applicable to the warrants and revenue refunding bonds authorized herein except insofar as otherwise provided by RCW 47.60.122 through 47.60.126.

Sec. 85. Section 47.60.130, chapter 13, Laws of 1961 and RCW 47.60.130 are each amended to read as follows:

Such ferry system, including any toll bridges, approaches, and roadways incidental thereto, may be financed and operated in combination or separately as one or more units as the [authority] *commission* may determine, and such ferry system together with any toll bridge hereafter constructed by the [authority] *commission* upon or across the waters of Puget Sound or Hood Canal, or any part of either, replacing one or more presently operated ferry routes, is declared to be a continuous project within the meaning of RCW 47.56.070. The [authority] *commission* is empowered to rent, lease, or charter any property acquired under this chapter. Whenever the [authority] *commission* shall determine that any land, including improvements thereon is no longer needed for the purposes of the ferry system, it may offer the same for sale upon notice and bids in the manner of letting contracts for state highway improvements. The [authority] *commission* may reject all such bids if the highest bid does not equal the reasonable fair market value of the real property plus the value of the improvements thereon, computed on the basis of the reproduction value, less depreciation. It may accept the highest and best bid and request the attorney general to prepare the necessary instrument of conveyance which shall be executed by the governor. The proceeds of all such sales shall be paid into the separate trust fund of the state treasury established pursuant to RCW 47.60.150.

Sec. 86. Section 47.60.140, chapter 13, Laws of 1961 as amended by section 58, chapter 170, Laws of 1965, and RCW 47.60.140 are each amended to read as follows:

The [authority] *commission* is empowered to operate such ferry system, including all operations, whether intrastate or international, upon any route or routes, and toll bridges as a revenue producing and self-liquidating undertaking. The [highway] *commission* shall have full charge of the construction, rehabilitation, rebuilding, enlarging, improving, operation and maintenance of the ferry system, including toll bridges, approaches and roadways incidental thereto [that may be authorized by the authority], and including the collection of tolls and other charges for the services and facilities of the undertaking. [: Provided, That] The [authority] *commission* shall have the exclusive right to enter into leases and contracts for use and occupancy by other parties of the concessions and space located on the ferries, wharves, docks, approaches and landings, but no such leases or contracts shall be entered into for more than five years, nor without public advertisement for bids as may be prescribed by the [authority] *commission*: *Provided [Further]*, That the Colman Dock facilities may be leased for a period not to exceed ten years: *Provided Further*, That the [authority] *commission* may accept and continue leases and contracts for a period of ten years without advertisement or bid, if such leases or contracts were in effect or entered into at the time of the purchase of the Puget Sound ferry system, and any leases or contracts so made are hereby validated.

Sec. 87. Section 47.60.150, chapter 13, Laws of 1961 and RCW 47.60.150 are each amended to read as follows:

The schedule of charges for the services and facilities of the system shall be fixed and revised from time to time by the [authority] *commission* so that the tolls and revenues collected will yield annual revenue and income sufficient, after allowance for all operating, maintenance and repair expenses to pay the interest and principal and

sinking fund charges for all outstanding revenue bonds, and to create and maintain a fund for ordinary renewals and replacements: *Provided*, That if provision is made by any resolution for the issuance of revenue bonds for the creation and maintenance of a special fund for rehabilitating, rebuilding, enlarging or improving all or any part of the ferry system then such schedule of tolls and rates of charges shall be fixed and revised so that the revenue and income will also be sufficient to comply with such provision.

All income and revenues as collected shall be paid to the state treasurer for the account of the [authority] *commission* as a separate trust fund and to be segregated and disbursed upon order of the [authority] *commission*: *Provided*, That the fund so segregated and set apart for the payment of the revenue bonds may be remitted to and held by a designated trustee in such manner and with such collateral as may be provided in the resolution authorizing the issuance of said bonds.

Sec. 88. Section 47.60.160, chapter 13, Laws of 1961 and RCW 47.60.160 are each amended to read as follows:

In the event it be ascertained that any expense to the motor vehicle fund has been incurred in any manner under this chapter through the [authority], the highway commission, or otherwise, all such expenses shall be promptly reimbursed to the motor vehicle fund out of tolls and revenues derived by the [authority] *commission* through any or all of its operations hereunder.

Sec. 89. Section 47.60.170, chapter 13, Laws of 1961 and RCW 47.60.170 are each amended to read as follows:

Nothing in RCW 47.60.150 shall forbid the establishment by the [authority] *commission* of a Washington state ferries revolving fund of not to exceed three hundred thousand dollars from the proceeds of any bonds sold under the provisions of this chapter. Such fund may be deposited by the [authority] *commission* in such banks or financial institutions as it may select throughout the state. The provisions of RCW 43.01.050 shall not be applicable to such fund or any deposits therein made by the [authority] *commission* under the provisions of this section. The [authority] *commission* may deposit thereafter therein all moneys received under the provisions of this chapter. All expenses whatsoever arising in the operations of the Puget Sound ferry system shall be paid from such fund if established by check or voucher in such manner as may be prescribed by the [authority] *commission*.

All moneys received by the [authority] *commission* or any employee under the foregoing sections of this chapter, except an amount of petty cash for each day's needs as fixed by the regulation of the [authority] *commission*, shall be each day and as often during such day as advisable, deposited in the nearest authorized depository selected by the [authority] *commission* under the terms of this section.

Whenever the fund shall exceed three hundred thousand dollars, the [authority] *commission* shall forthwith transmit such excess to the state treasurer for deposit in the trust fund established by RCW 47.60.150.

NEW SECTION. Sec. 90. There is added to chapter 47.60 RCW a new section to read as follows:

From and after July 1, 1967 the authority revolving fund as created in RCW 47.60.180 shall be known and designated as the commission revolving fund.

Sec. 91. Section 47.60.180, chapter 13, Laws of 1961 and RCW 47.60.180 are each amended to read as follows:

There is hereby established a permanent fund in the state treasury to be known as the "[authority] *commission* revolving fund," which fund shall be available to the [Washington toll bridge authority] *state transportation commission* in lieu of any allocation from any other appropriation from the motor vehicle fund. Said [authority] *commission* shall use said fund firstly to pay its investigation, management, maintenance and operation costs, unless otherwise provided for; secondly to reimburse for past and future advances from the motor vehicle fund, at such times and in such amounts as the [authority] *commission* shall in its discretion deem feasible. The projects to be investigated must propose facilities to be financed by revenue bonds of the [authority] *commission* to be repaid by tolls or charges.

Sec. 92. Section 47.60.190, chapter 13, Laws of 1961 and RCW 47.60.190 are each amended to read as follows:

Any sums expended under the provisions of RCW 47.60.180 as to each projected facility which shall be adopted and constructed by the [authority] *commission* shall be repaid from the revenues of such facility after it becomes operative to the [authority] *commission* revolving fund. The [authority] *commission* shall take into account any

such expense in setting up any schedule of tolls or charges for such project. The [authority] *commission* shall make and order an orderly schedule of payments for the recovery of such expenses from any constructed facility within a reasonable time, which schedule shall be so made that it will not interfere with the other necessary expenses to be recovered by tolls or charges but shall operate with such other expense charges. Any sums so recovered shall be paid into the state treasury and by the treasurer deposited in the [authority] *commission* revolving fund.

Sec. 93. Section 47.60.200, chapter 13, Laws of 1961 and RCW 47.60.200, are each amended to read as follows:

Any consent to liability given under the provisions of this chapter shall create liability of the [authority] *commission* only and shall not create any general liability of the state.

Sec. 94. Section 47.60.210, chapter 13, Laws of 1961 and RCW 47.60.210 are each amended to read as follows:

The state consents to suits against the [authority] *commission* by seamen for injuries occurring upon vessels of the [authority] *commission* in accordance with the provisions of section 688, title 46, of the United States code. The venue of such actions may be in the superior court for Thurston county or the county where the injury occurred.

Sec. 95. Section 47.60.220, chapter 13, Laws of 1961 and RCW 47.60.220 are each amended to read as follows:

The [authority] *commission* shall have all the obligations, duties and rights of a common carrier of persons and property in its operation of ferries, terminals or other facilities used in its ferry operations, including the right to participate in joint rates and through routes, agreements, and divisions of through and joint rates with railroads and other common carriers and the right to make any filings with the interstate commerce commission, the United States maritime commission or any other state or federal regulatory or governmental body and to comply with the lawful rules and regulations or requirements of any such body, and shall be subject to laws relating to carrier's liability for loss or damage to property transported, and for personal injury or death of persons transported.

Sec. 96. Section 47.60.230, chapter 13, Laws of 1961 and RCW 47.60.230 are each amended to read as follows:

In case of property loss or damage, personal injuries or death resulting from the operation of any ferry or terminal by the [authority] *commission*, any person or the personal representative of any person shall, subject to and to the extent hereinafter provided, have a right of action against the [authority] *commission* for such damage, loss, injury or death.

Sec. 97. Section 47.60.240, chapter 13, Laws of 1961 and RCW 47.60.240 are each amended to read as follows:

The right of action extended by this chapter shall be applicable to loss or damage of property and/or personal injury or death, resulting from the operation of ferries or terminals by the [authority] *commission* to persons other than shippers or passengers, but any recovery of damages in such cases shall not exceed an amount equal to the limitations of the insurance carried by the [authority] *commission* to insure it against loss for such liability.

Sec. 98. Section 47.60.250, chapter 13, Laws of 1961 as amended by section 3, chapter 164, Laws of 1967 and RCW 47.60.250 are each amended to read as follows:

As a condition to a recovery thereon, a verified claim against the [authority] *commission* growing out of such damages, loss, injuries or death must first be presented to the [authority] *commission* and filed with its secretary within one hundred twenty days after the time when such claim accrued. If the claimant shall be incapacitated from verifying and filing his claim within said one hundred twenty days, or if the claimant be a minor, then the claim may be verified and presented on behalf of said claimant by his relative, attorney or agent. Each such claim must accurately locate and describe the event or defect that caused the damage, loss, injury or death, reasonably describe the damage, loss or injury, and state the time when the same occurred, give the claimant's residence for six months last past and contain the items of damages claimed. No action shall be maintained against the authority upon such claim until the same has been presented to, and filed with, the authority and sixty days have elapsed after such presentation and filing, nor more than three years after such claim accrued.

With respect to the content of such claims this section shall be liberally construed so that substantial compliance will be deemed satisfactory.

Sec. 99. Section 47.60.260, chapter 13, Laws of 1961 and RCW 47.60.260 are each amended to read as follows:

The [authority] *commission* may upon such terms and conditions as it may impose and under such rules and regulations as it may adopt, pay claims arising under its operation of ferries or terminals or compromise or settle such claims. No claim shall be paid by the [authority] *commission* or any settlement or compromise hereof be made except from its operating revenues derived from its operation of ferries or terminals or from the proceeds of insurance recoveries.

Sec. 100. Section 47.60.270, chapter 13, Laws of 1961 and RCW 47.60.270 are each amended to read as follows:

Actions for the recovery of damages under RCW 47.60.220 through 47.60.260 may be brought in Thurston county or in the county in which the aggrieved person resides. No execution upon a judgment of attachment shall be levied against the property of the [authority] *commission*, nor does the state consent to any maritime lien against vessels of the [authority] *commission*, but the [authority] *commission* may be required by order of court to pay any judgment.

Sec. 101. Section 47.60.280, chapter 13, Laws of 1961 and RCW 47.60.280 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* is hereby authorized and directed to establish and operate a ferry service from a suitable point on Lummi Island in Whatcom county to a suitable point on Orcas Island in San Juan county by the most feasible route if and when Whatcom county constructs a bridge from Gooseberry Point on the mainland to Lummi Island. The actual operation of such ferry service shall not begin until Whatcom county has completed the construction of such bridge.

Sec. 102. Section 47.60.290, chapter 13, Laws of 1961 and RCW 47.60.290 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* is hereby authorized and directed to review tariffs and charges as applicable to the operation of the Washington state ferries for the purpose of establishing a more fair and equitable tariff to be charged passengers, vehicles, and commodities on the routes of the Washington state ferries.

Sec. 103. Section 47.60.300, chapter 13, Laws of 1961 and RCW 47.60.300 are each amended to read as follows:

The review is to include but shall not be limited to tariffs for automobiles, passengers, trucks, commutation rates, and volume discounts. The review shall give proper consideration to time of travel, distance of travel, operating costs, maintenance and repair expenses, and the resultant effect any change in tariff might have on the debt service requirements of the [authority] *commission* as specifically provided in existing financing programs. The review shall also include the allocation of vessels to particular runs, the scheduling of particular runs, the adequacy and arrangements of docks and dock facilities, and any other subject deemed by the [authority] *commission* to be properly within the scope of the review. The [authority] *commission* is further authorized and directed to make a like review within every three year period.

Sec. 104. Section 47.60.310, chapter 13, Laws of 1961 and RCW 47.60.310 are each amended to read as follows:

The [authority] *commission* is further directed to conduct such review by soliciting and obtaining expressions from local community groups in order to be properly informed as to problems being experienced within the area served by the Washington state ferries. In order that local representation may be established, the [authority] *commission* is hereby directed to advise the board of county commissioners of each county wherein a terminal of the Washington state ferries is located prior to the time that the review is to be commenced, and each board of county commissioners is hereby directed to appoint a committee to consist of no more than five members to serve as an advisory committee to the [authority] *commission* or its designated representative in such review. The committees to be appointed by the boards of county commissioners shall serve without fee or compensation. It is not the intent of RCW 47.60.290 through 47.60.320 that any powers or duties now prescribed and delegated to the [authority] *commission* shall be assumed by any other board or committee.

Sec. 105. Section 47.60.320, chapter 13, Laws of 1961 and RCW 47.60.320 are each amended to read as follows:

No change in tariff shall be considered by the [authority] *commission* unless said [authority] *commission* shall first have obtained the approval of the consulting

engineer appointed by the [authority] *commission* to serve for the account of the Washington state ferries. Further, no change in tariff shall be considered by the [authority] *commission* that can be construed as contrary to the provisions of the governing bond resolutions then presently outstanding between the [authority] *commission* and the holders of bonds which have theretofore been sold by the [authority] *commission* in the connection with financing related to the Washington state ferries.

Sec. 106. Section 18, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.350 are each amended to read as follows:

There is hereby created in the motor vehicle fund the Puget Sound reserve account to the credit of which shall be deposited all moneys directed by law to be deposited therein. All moneys hereafter deposited in said account shall be used by the [Washington toll bridge authority] *state transportation commission* only for the purposes hereinafter set forth.

Sec. 107. Section 19, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.360 are each amended to read as follows:

Whenever the total balance in the Puget Sound reserve account shall exceed one million dollars, a sum equal to such excess of one million dollars shall be transferred from the Puget Sound reserve account and shall be expended by the [state highway] *commission* pursuant to proper appropriation or reappropriation for state [highways for other state highway commission] *highway* purposes.

Sec. 108. Section 20, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.370 are each amended to read as follows:

The Puget Sound reserve account shall be used by the [Washington toll bridge authority] *state transportation commission* for the following purposes:

The [authority] *commission* may pledge any moneys in the Puget Sound reserve account or to be deposited in said account to guarantee the payment of principal or interest on (1) bonds issued to refund the outstanding 1955 Washington state ferry system refunding bonds and the 1957 ferry and Hood Canal bridge revenue bonds, or (2) subsequent parity bonds issued to pay costs of improving the Washington state ferry system or constructing additional transportation facilities for the crossing of any part of Puget Sound other than bridging between the east side of Puget Sound to the Kitsap Peninsula, Vashon Island or Bainbridge Island: *Provided*, That the [authority] *commission* shall not pledge any moneys in the Puget Sound reserve account to guarantee interest or principal on such parity bonds without further express authorization by legislative act.

The [authority] *commission* may further pledge moneys in the Puget Sound reserve account to meet any sinking fund requirements or reserves established by the [authority] *commission* with respect to any new bond issues provided for in this section.

To the extent of any pledge herein authorized, the [authority] *commission* shall use the first moneys available in the Puget Sound reserve account to meet such obligations as they arise.

Sec. 109. Section 21, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.380 are each amended to read as follows:

Notwithstanding the provisions of RCW 47.60.360 the treasurer shall never transfer any moneys from the Puget Sound reserve account for use by the [state highway] *commission* for state highway purposes so long as there is due and unpaid any obligations for payment of principal, interest, sinking funds or reserves as required by any pledge of the Puget Sound reserve account. Whenever the [authority] *commission* shall have pledged any moneys in said account for the purposes authorized in RCW 47.60.370, the state agrees to continue to deposit in the Puget Sound reserve account the motor vehicle fuel taxes and use fuel taxes as provided in RCW 82.36.020 and 82.40.290, and further agrees that so long as there exists any outstanding obligations pursuant to such pledge, to continue to impose such taxes.

Sec. 110. Section 22, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.390 are each amended to read as follows:

Any funds in the Puget Sound reserve account of the motor vehicle fund which are not required by the [authority] *commission* for payment of principal or interest on any bond issues or for any of the other purposes authorized in RCW 47.60.370, may be invested by the [authority], subject to the approval of the highway] *commission* [,] in bonds and obligations of the nature eligible for the investment of current state funds as provided in RCW 43.84.080.

Sec. 111. Section 1, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.400 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* is authorized to issue revenue bonds to refund all or any part of the Washington toll bridge authority's outstanding 1955 Washington state ferry system refunding revenue bonds and 1957 ferry and Hood Canal bridge revenue bonds, and may issue additional revenue bonds in parity therewith to pay costs of improving the Washington state ferry system or constructing or improving transportation facilities for the crossing of Puget Sound and any of its tributary waters and connections thereof other than bridging from the east side of Puget Sound to the Kitsap Peninsula, Vashon Island or Bainbridge Island: *Provided*, That the [toll bridge authority] *commission* shall not issue any such additional revenue bonds without further express authorization by the legislature. With respect to the issuing of such bonds and the payment of principal and interest thereon, the payment into reserves, sinking funds, and the ferry improvement fund established in connection therewith, and the fixing and revision of charges for services and facilities of the system, and in managing all its fiscal operations, the [authority] *commission* shall have all the powers and shall follow the same procedures established for it under existing laws, except as otherwise provided herein.

Sec. 112. Section 2, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.410 are each amended to read as follows:

In the event refunding bonds are issued as provided in RCW 47.60.400, the [authority] *commission* is hereby directed to establish a fund to be called the "ferry improvement fund" to be used to pay all or any part of the cost of constructing, purchasing, reconstructing, replacing, extending, bettering, developing or otherwise improving any part of the Washington state ferry system.

Into this fund the [authority] *commission* shall place each year such sums as it finds needed for the aforesaid and available from the revenues of the ferry system and Hood Canal bridge after payment of costs of maintenance and operation, bond interest, bond reserve funds, and payments upon principal required during the year by bond resolutions: *Provided*, That not more than two hundred fifty thousand dollars in any year shall be placed in such fund and the amount accumulated in the fund shall not at any time exceed three million dollars.

Sec. 113. Section 3, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.420 are each amended to read as follows:

To the extent that all revenues from Washington state ferry system, and the Hood Canal bridge available therefor are insufficient to provide for the payment of principal and interest on the bonds authorized and issued pursuant to RCW 47.60.400 through 47.60.470 and for sinking fund requirements established with respect thereto and for payment into such reserves as the [authority] *commission* shall have established with respect to the securing of such bonds and for payment into the ferry improvement fund, there is hereby imposed a first and prior charge against the Puget Sound reserve account of the motor vehicle fund created by RCW 47.60.350 through 47.60.390 and, to the extent required, against all revenues hereafter derived from the one-quarter cent of motor vehicle fuel tax and one-quarter cent of use fuel tax required by law to be deposited in the Puget Sound reserve account.

To the extent that the revenues from the Washington state ferry system and the Hood Canal bridge available therefor are insufficient to meet required payments of principal and interest on bonds, sinking fund requirements and payments into reserves and the payments into the ferry improvement fund provided in RCW 47.60.410, the [authority] *commission* shall use moneys in the Puget Sound reserve account for such purpose. Any moneys from the Puget Sound reserve account used by the [authority] *commission* to pay such obligations shall be repaid by the [authority] *commission* to the motor vehicle fund from tolls of the Washington state ferry system and the Hood Canal bridge and tolls shall be continued for any required additional length of time necessary for this purpose.

Sec. 114. Section 5, chapter 9, Laws of 1961 extraordinary session as amended by section 42, chapter 3, Laws of 1963 extraordinary session and RCW 47.60.440 are each amended to read as follows:

The Washington state ferry system shall be efficiently managed, operated and maintained as a revenue-producing undertaking. The [authority] *commission* shall maintain and revise from time to time as necessary a schedule of tolls and charges on said ferry system and Hood Canal bridge that will produce net revenue available for debt service, in each fiscal year, in an amount at least equal to minimum annual debt service requirements as hereinafter provided. Minimum annual debt service requirements as used in this section shall include required payments of principal and interest,

sinking fund requirements and payments into reserves on all outstanding revenue bonds authorized by RCW 47.60.400 through 47.60.470 and all other outstanding parity bonds hereafter issued in connection with the said ferry system and Hood Canal bridge and any other facility hereafter constructed by the [authority] *commission* to facilitate the crossing of Puget Sound, but shall not include payments into the ferry improvement fund.

The provisions of law relating to the revision of tolls and charges to meet minimum annual debt service requirements from net revenues as required by this section shall be binding upon the [authority] *commission* but shall not be deemed to constitute a contract to that effect for the benefit of the holders of such bonds.

Sec. 115. Section 6, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.450 are each amended to read as follows:

If the net revenue together with all moneys in the Puget Sound reserve account available for debt service in any fiscal year fail to meet minimum annual debt service for the year, as defined in RCW 47.60.440, the tolls and charges shall be promptly revised to produce such coverage: *Provided*, That in such case revision of tolls and charges shall be determined by the [authority] *commission* after considering supporting data and recommendations therefor which shall be furnished by a nationally recognized traffic engineering firm retained by the [authority] *commission* in the manner provided in the bond proceedings.

Tolls and charges shall not be increased in any case when in the opinion of such engineering firm the increase would so reduce traffic that no net gain in revenue would result. The provisions of this section shall be deemed a covenant for the benefit of the holders of such bonds.

Sec. 116. Section 9, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.470 are each amended to read as follows:

The [Washington toll bridge authority] *state transportation commission* shall periodically report to the joint fact-finding committee on highways, streets and bridges its plans and progress relating to the financing and refinancing of the Washington state ferries and Hood Canal bridge, including the issuance of bonds authorized by RCW 47.60.400 through 47.60.470, to the end that the committee may be informed of plans which may affect its recommendations to the legislature.

STATE TRANSPORTATION COMMISSION REPRESENTATION ON
MARINE EMPLOYEE COMMISSION IN LIEU OF PRIOR
WASHINGTON TOLL BRIDGE AUTHORITY REPRESENTATION

NEW SECTION. Sec. 117. There is added to chapter 47.64 RCW a new section to read as follows:

From and after July 1, 1967, "Washington toll bridge authority", "toll bridge authority" or "authority" when used in this chapter shall mean the state transportation commission as created in section 6 of this 1967 amendatory act.

TRANSFER PROVISIONS, CONSTRUCTION,
SAVINGS AND REPEAL

NEW SECTION. Sec. 118. Prior to July 1, 1967, the director of aeronautics and the state aeronautics commission, the director of highways and the state highway commission, the assistant director of toll facilities and the division of toll facilities of the state highway commission and the Washington toll bridge authority shall deliver to the state transportation commission and the department of transportation all books, documents, records, papers, files, or other writings, all cabinets, furniture, office equipment, and other tangible property, and all funds in their custody or under their control used or held by them. Neither the abolition of the state aeronautics commission, the state highway commission, the division of toll facilities of the state highway commission and the Washington toll bridge authority, nor the transfer of powers and duties as provided in this 1967 amendatory act to the state transportation commission shall affect the validity of any acts performed by such agencies or any officer or employee thereof before July 1, 1967. All matters relating to functions transferred under the provisions of this 1967 amendatory act from the above named state agencies to the state transportation commission which at the time of transfer have not been completed may be undertaken and completed by the state transportation commission, which is authorized, empowered, and directed to promulgate any and all orders, rules, and regulations necessary to accomplish this purpose.

NEW SECTION. Sec. 119. Any appropriations heretofore made to the state highway commission and the department of highways and to the Washington toll bridge authority, abolished by this 1967 amendatory act, shall be transferred to and made available to the state transportation commission.

Whenever any question arises as to the transfer of any funds, including unexpended balances within any accounts, books, documents, records, papers, files, equipment or any other tangible property used or held in the exercise of the powers and the performance of the duties and functions transferred under this 1967 amendatory act, the director of the budget shall make a determination thereon and certify the same to the properly interested state agencies.

NEW SECTION. Sec. 120. While any bonds, whether definitive, temporary or interim, or warrants, certificates or receipts of any denomination and with or without coupons attached heretofore issued by the state aeronautics commission, the Washington toll bridge authority, or the state highway commission remain outstanding, the powers and duties relating thereto of said agencies or any official or employee thereof by this 1967 amendatory act transferred to the state transportation commission or any powers and duties of any other state official or state agency with respect to such bonds, warrants, certificates or receipts shall not be diminished or impaired in any manner that will adversely affect the interests and rights of the holders of such bonds, warrants, certificates or receipts. The holder of any such bond, warrant, certificate or receipt may by mandamus or other appropriate proceeding require and compel the performance by the state transportation commission, or other appropriate state official or agency of any of the duties heretofore imposed upon any state department, official or employee under the terms of any such prior bond, warrant, certificate or receipt agreement or sale: *Provided*, That the enumeration of such right and remedies herein shall not be deemed to exclude the exercise or prosecution of any other rights or remedies by the holders of such bonds, warrants, certificates or receipts.

NEW SECTION. Sec. 121. Nothing in this 1967 amendatory act shall be construed to affect any existing rights acquired under the sections amended or repealed herein except as to the governmental agencies referred to and their officials and employees, nor as affecting any actions, activities or proceedings validated thereunder, nor as affecting any civil or criminal proceedings instituted thereunder, nor any rule, regulation, resolution or order promulgated thereunder nor any administrative action taken thereunder; and neither the abolishment of any agency, nor any transfer of powers, duties and functions as provided herein, shall affect the validity of any act performed by such agency or any officer thereof prior to July 1, 1967.

NEW SECTION. Sec. 122. (1) All employees of the department of highways, the aeronautics commission and the toll bridge authority subject to the provisions of chapter 41.06 RCW, the state civil service law, shall upon July 1, 1967, be transferred to the department of transportation.

(2) All such employees transferred to the department of transportation as provided in this section shall continue to be governed by the provisions of chapter 41.06 RCW, the state civil service law, without any loss of rights granted by said law.

NEW SECTION. Sec. 123. Title 47 RCW presently titled "Public Highways" shall upon the implementation of this 1967 amendatory act be known and referred to as "Public Highways and Transportation".

NEW SECTION. Sec. 124. Subheadings as used in this 1967 amendatory act do not constitute any part of the law.

NEW SECTION. Sec. 125. The following acts or parts of acts and RCW sections are hereby repealed:

- (1) Section 3, chapter 165, Laws of 1947 as amended by section 1, chapter 68, Laws of 1967 and RCW 14.04.030;
- (2) Section 4, chapter 165, Laws of 1947 as amended by section 1, chapter 289, Laws of 1961 and RCW 14.04.040;
- (3) Section 5, chapter 165, Laws of 1947 and RCW 14.04.050;
- (4) Section 6, chapter 165, Laws of 1947 and RCW 14.04.060;
- (5) Section 47.01.020, chapter 13, Laws of 1961 and RCW 47.01.020;
- (6) Section 6, chapter 1, Laws of 1961 and RCW 41.06.060;
- (7) Section 9, chapter 1, Laws of 1961 and RCW 41.06.090;
- (8) Section 47.56.020, chapter 13, Laws of 1961 as amended by section 1, chapter 278, Laws of 1961 and RCW 47.56.020;
- (9) Section 2, chapter 278, Laws of 1961 and RCW 47.56.021;
- (10) Section 4, chapter 278, Laws of 1961 as amended by section 32, chapter 170, Laws of 1965 extraordinary session and RCW 47.56.023;
- (11) Section 5, chapter 278, Laws of 1961 and RCW 47.56.025;
- (12) Section 6, chapter 278, Laws of 1961 and RCW 47.56.027;
- (13) Section 7, chapter 278, Laws of 1961 and RCW 47.56.029;

(14) Section 9, chapter 278, Laws of 1961 and RCW 47.56.032;

(15) Section 10, chapter 278, Laws of 1961 as amended by section 30, chapter 170, Laws of 1965 extraordinary session and RCW 47.56.034;

(16) Section 47.56.077, chapter 13, Laws of 1961 and RCW 47.56.077.

NEW SECTION. Sec. 126. This act is necessary for the immediate preservation of the peace, health and safety, the support of the state government and its existing public institutions and shall take effect immediately. All powers, rights, duties and obligations transferred under the provisions of this 1967 amendatory act shall be exercised on and after July 1, 1967; the state aeronautics commission, the Washington toll bridge authority, the division of toll facilities in the state highway commission, and the state highway commission, the highway department personnel board, and every other state agency, board or commission or state employee or official position abolished under the provisions of this act shall be deemed abolished as of midnight, June 30, 1967; nothing in this 1967 amendatory act shall prevent the governor from making such appointments as provided for in this 1967 amendatory act effective July 1, 1967, prior to July 1, 1967, which appointments pending the concurrence of the members of the senate as otherwise provided for in this 1967 amendatory act, shall be lawful for the purposes of this 1967 amendatory act.

NEW SECTION. Sec. 127. If any provision of this 1967 amendatory act, or its application to any person or circumstances is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Beginning in line 1 of the title of the printed and engrossed bill after the semicolon strike the remainder of the title and insert the following:

"creating a department of transportation and prescribing its powers and duties; creating a state transportation commission and prescribing its powers and duties; abolishing the state aeronautics commission and transferring its powers and duties; abolishing the Washington toll bridge authority and transferring its powers and duties; abolishing the division of toll facilities in the state highway commission and the state highway commission, and transferring their powers and duties; abolishing the highway department personnel board and transferring its powers and duties; providing for state transportation commission representation in lieu of Washington toll bridge authority representation on the marine employee commission; abolishing certain state employee and official positions and transferring their powers and duties; providing for the transfer of certain employees, funds, appropriations, books, documents, records, papers, files, or other writings, cabinets, furniture, office equipment and other tangible property; providing for the promulgation of certain orders, rules and regulations; renaming Title 47 RCW "Public Highways and Transportation"; amending sections 47.01.010, 47.01.050, 47.01.060, 47.01.070, 47.01.080, 47.01.090, 47.01.100, 47.01.110, 47.01.120, 47.01.140, 47.01.190, 47.01.210 and 47.01.220, chapter 13, Laws of 1961 and RCW 47.01.010, 47.01.050, 47.01.060, 47.01.070, 47.01.080, 47.01.090, 47.01.100, 47.01.110, 47.01.120, 47.01.140, 47.01.190, 47.01.210 and 47.01.220; amending section 47.01.030, chapter 13, Laws of 1961 as amended by section 1, chapter 1, Laws of 1965 extraordinary session, and RCW 47.01.030; amending section 47.01.040, chapter 13, Laws of 1961 as amended by section 31, chapter 170, Laws of 1965 extraordinary session and RCW 47.01.040; amending section 47.01.130, chapter 13, Laws of 1961 as amended by section 10, chapter 307, Laws of 1961, and RCW 47.01.130; amending section 47.01.160, chapter 13, Laws of 1961 as amended by section 29, chapter 170, Laws of 1965 extraordinary session, and RCW 47.01.160; amending section 43.17.010, chapter 8, Laws of 1965 as last amended by section 12, chapter 242, Laws of 1967, and RCW 43.17.110; amending section 43.17.020, chapter 8, Laws of 1965 as last amended by section 13, chapter 242, Laws of 1967 and RCW 43.17.020; adding new sections to chapter 47.01 RCW; amending sections 2 and 8, chapter 1, Laws of 1961 and RCW 41.06.020 and 41.06.080; adding new sections to chapter 41.06 RCW; amending section 1, chapter 165, Laws of 1947 and RCW 14.04.020; adding a new section to chapter 14.04 RCW; amending sections 47.56.040, 47.56.042, 47.56.050, 47.56.060, 47.56.070, 47.56.075, 47.56.080, 47.56.090, 47.56.100, 47.56.110, 47.56.120, 47.56.130, 47.56.150, 47.56.160, 47.56.170, 47.56.180, 47.56.190, 47.56.200, 47.56.210, 47.56.220, 47.56.230, 47.56.240 and 47.56.250, chapter 13, Laws of 1961 and RCW 47.56.040, 47.56.042, 47.56.050, 47.56.060, 47.56.070, 47.56.075, 47.56.080, 47.56.090, 47.56.100, 47.56.110, 47.56.120, 47.56.130, 47.56.150, 47.56.160, 47.56.170, 47.56.180, 47.56.190, 47.56.200, 47.56.210, 47.56.220, 47.56.230, 47.56.240 and 47.56.250; amending sections 1 and 2, chapter 258, Laws of 1961 and RCW 47.56.247 and 47.56.248; amending sections 1 through 4, chapter 257, Laws of 1961 and RCW 47.56.252 through 47.56.255; amending section 5, chapter 257, Laws of 1961 as amended by section 12, chapter 108, Laws of 1967 and RCW 47.56.256; amending section

47.56.030, chapter 13, Laws of 1961 as amended by section 8, chapter 278, Laws of 1961, and RCW 47.56.030; amending section 47.56.140, chapter 13, Laws of 1961 as amended by section 45, chapter 3, Laws of 1963 extraordinary session, and RCW 47.56.140; amending section 47.56.245, chapter 13, Laws of 1961 as amended by section 53, chapter 170, Laws of 1965 extraordinary session, and RCW 47.56.245; adding new sections to chapter 47.56 RCW; amending sections 47.60.010, 47.60.015, 47.60.020, 47.60.030, 47.60.040, 47.60.050, 47.60.060, 47.60.070, 47.60.080, 47.60.090, 47.60.100, 47.60.110, 47.60.113, 47.60.114, 47.60.115, 47.60.120, 47.60.122, 47.60.124, 47.60.126, 47.60.130, 47.60.150, 47.60.160, 47.60.170, 47.60.180, 47.60.190, 47.60.200, 47.60.210, 47.60.220, 47.60.230, 47.60.240, 47.60.260, 47.60.270, 47.60.280, 47.60.290, 47.60.300, 47.60.310, 47.60.320, chapter 13, Laws of 1961 and RCW 47.60.010, 47.60.015, 47.60.020, 47.60.030, 47.60.040, 47.60.050, 47.60.060, 47.60.070, 47.60.080, 47.60.090, 47.60.100, 47.60.110, 47.60.113, 47.60.114, 47.60.115, 47.60.120, 47.60.122, 47.60.124, 47.60.126, 47.60.130, 47.60.150, 47.60.160, 47.60.170, 47.60.180, 47.60.190, 47.60.200, 47.60.210, 47.60.220, 47.60.230, 47.60.240, 47.60.260, 47.60.270, 47.60.280, 47.60.290, 47.60.300, 47.60.310 and 47.60.320; amending section 47.60.250, chapter 13, Laws of 1961 as amended by section 3, chapter 164, Laws of 1967 and RCW 47.60.250; amending section 23, chapter 3, Laws of 1963 extraordinary session and RCW 47.60.045; amending section 47.60.140, chapter 13, Laws of 1961 as amended by section 58, chapter 170, Laws of 1965 and RCW 47.60.140; amending sections 18, 19, 20, 21, and 22, chapter 7, Laws of 1961 extraordinary session and RCW 47.60.350, 47.60.360, 47.60.370, 47.60.380 and 47.60.390; amending sections 1, 2, 3, 6, and 9, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.400, 47.60.410, 47.60.420, 47.60.450 and 47.60.470; amending section 5, chapter 9, Laws of 1961 extraordinary session as amended by section 42, chapter 3, Laws of 1963 extraordinary session, and RCW 47.60.440; adding new sections to chapter 47.60 RCW; adding a new section to chapter 47.64 RCW; repealing section 3, chapter 165, Laws of 1947 as amended by section 1, chapter 68, Laws of 1967 and RCW 14.04.030; repealing sections 5 and 6, chapter 165, Laws of 1947 and RCW 14.04.050 and 14.04.060; repealing section 4, chapter 165, Laws of 1947 as amended by section 1, chapter 289, Laws of 1961, and RCW 14.04.040; repealing section 47.01.020, chapter 13, Laws of 1961 and RCW 47.01.020; repealing sections 6 and 9, chapter 1, Laws of 1961 and RCW 41.06.060 and 41.06.090; repealing section 47.56.020, chapter 13, Laws of 1961 as amended by section 1, chapter 278, Laws of 1961 and RCW 47.56.020; repealing sections 2, 5, 6, 7 and 9, chapter 278 Laws of 1961 and RCW 47.56.021, 47.56.025, 47.56.027, 47.56.029 and 47.56.032; repealing section 4, chapter 278, Laws of 1961 as amended by section 32, chapter 170, Laws of 1965 extraordinary session and RCW 47.56.023; repealing section 10, chapter 278, Laws of 1961 as amended by section 30, chapter 170, Laws of 1965 extraordinary session and RCW 47.56.034; repealing section 47.56.077, chapter 13, Laws of 1961 and RCW 47.56.077; and declaring an emergency and making an effective date.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator Washington that the Senate do not concur in the House amendments to Engrossed Senate Bill No. 554 and ask the House for a conference thereon.

Debate ensued.

It was moved by Senator Mardesich that the Senate do concur in the House amendments to Engrossed Senate Bill No. 554.

POINT OF ORDER

Senator Washington:

"Mr. President, I raise the point of order that the amendments by the House enlarge the scope and object of Engrossed Senate Bill No. 554 under Rule 62 which provides:

"A Senate bill, passed by the House with amendment or amendments which shall change the scope and object of the bill, upon being received in the Senate, shall be referred to appropriate committee and shall take the same course as for original bills."

"I think there is no question but what the scope and object has been enlarged. This was a bill to set up a mass transit authority which did carry with it the transfer of the powers of the toll bridge authority to the highway commission. Now added to it in the House is a provision to set up a complete transportation department, the appointing of the directors and going into a great deal of detail as to their powers. Incidentally, if this matter could go to conference, I think the details could be worked

out and we could end up with a transit authority or with a department as generally requested by the Governor with some modifications of the bill as it is now before us."

Senator Mardesich:

"Mr. President:

"I move that the rules be suspended and that the bill be considered directly now without going to committee."

Senator Washington demanded a roll call and the demand was sustained by Senators McMillan, Morgan, Rasmussen, Uhlman, Talley, Ridder, Guess and Stender.

ROLL CALL

The Secretary called the roll and the motion by Senator Mardesich to suspend the rules and immediately consider Engrossed Senate Bill No. 554 as amended by the House, was lost by the following vote: Yeas, 29; nays, 19; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Durkan, Faulk, Foley, Freise, Gissberg, Herrmann, Huntley, Keefe, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Twigg, Uhlman, Williams, Woodall—29.

Those voting nay were: Senators Bailey, Chytil, Connor, Donohue, Dore, Greive, Guess, Hallauer, Hanna, Henry, Herr, Knoblauch, Kupka, McCutcheon, Morgan, Rasmussen, Ridder, Talley, Washington—19.

Excused: Senator Redmon—1.

RULING BY THE PRESIDENT

The President:

"Having failed to receive the two-thirds majority, the motion is lost. Are there any further remarks on the point as raised by Senator Washington?"

"The President, ruling upon the point of order as presented by Senator Washington:

"Engrossed Senate Bill No. 554 provides for a mass transit authority to coordinate highway and mass transportation planning, to conduct studies concerning mass transportation and highway problems and assist local government in these same areas.

"The amendment proposed by the House creates a new department of transportation and prescribes its powers and duties. This proposed amendment abolishes not only the Washington toll bridge authority but also the state aeronautics commission, the division of toll facilities and the highway commission. The amendment further abolishes the highway department personnel board and transfers many duties performed by the various entities which are abolished. Under the provisions of the amendment, certain state positions would be abolished and the duties of employees would be changed.

"Therefore the President rules that the amendment does enlarge the scope and object of the bill. The point of order raised by Senator Washington is well taken."

MOTION

It was moved by Senator Mardesich that Engrossed Senate Bill No. 554 be referred to the Committee on Rules and Joint Rules.

Debate ensued.

POINT OF ORDER

Senator Washington:

"Mr. President:

"I raise the point of order that it would be improper to circumvent the standing committee and send it directly to the Committee on Rules and Joint Rules."

Senator Mardesich:

"Mr. President, as I understand the rule, it merely requires it to go to a committee for some study. I have a lot of respect for the members of the Rules Committee, their deliberative action and the character of the individuals on that committee, and I am sure that they can take due consideration of all of the changes that Senator Washington is concerned about that this bill makes in state government. I simply feel that the Committee on Rules will give it the consideration necessary."

Senator Rasmussen:

"Mr. President:

"Speaking to the point of order, and in opposition to the motion that the bill go to the Rules Committee, I think Senator Mardesich would give the Rules Committee more power than they have ever presumed to have. The Rules Committee could not amend a bill and cannot make any changes in it. They can suggest that possibly some amendments might be needed but they actually do not have the power to make any change in the bill, themselves, so it should probably go to the appropriate committee."

Senator Washington:

"I think the wording of our rules is very clear, Mr. President:

"It shall be referred to the appropriate committee and shall take the same course as for original bills. Now certainly the rules do not provide that a bill, when introduced, goes immediately to the Rules Committee. Our rules clearly provide that they will be sent to an appropriate standing committee. Certainly this would take a suspension of the rules in order to accomplish what Senator Mardesich wishes to bring about."

Senator Gissberg:

"Mr. President:

"I disagree with the point of order. The Rules Committee is certainly a standing committee and if this body by majority vote wishes to say it is an appropriate committee—and I use the word, 'appropriate,' taken in context of the rules—it is perfectly in order that that be done, Mr. President. This Senate can at any time determine what committee is the appropriate committee. That is the intention of the motion Senator Mardesich by his motion indicated that he believes the Rules Committee is the appropriate standing committee. Certainly it is a standing committee."

Senator Ryder:

"Mr. President:

"In answer to Senator Rasmussen's objection, no committee can amend a bill. They can suggest amendments which are adopted on the floor of the Senate. They can't amend it any more than the Rules Committee can amend the bill, and the Rules Committee does many times by agreement in the committee bring bills to the floor with suggested amendments just as any other standing committee does, and then it is up to the consideration of the Senate itself as to whether or not these amendments are to be adopted. I think at this point in the session that the proper committee for this bill is the Rules Committee."

RULING BY THE PRESIDENT

The President:

"Are there further remarks on the point of order presented by Senator Washington:

"The President, ruling upon the point of order as presented by Senator Washington:

"The President believes that the remarks by Senator Gissberg are essentially correct, that the motion by Senator Mardesich is in order; therefore, the point as presented by Senator Washington is not well taken. The question before the Senate: It has been moved by Senator Mardesich that Engrossed Senate Bill No. 554, as amended by the House, be referred to the Senate Committee on Rules and Joint Rules."

Senator Washington demanded a roll call and the demand was sustained by Senators McMillan, Greive, Morgan, Talley, Guess, Donohue, Connor and Dore.

ROLL CALL

The Secretary called the roll and the motion to refer the bill to the Senate Committee on Rules and Joint Rules was carried by the following vote: Yeas, 27; nays, 21; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Durkan, Faulk, Foley, Gissberg, Herrmann, Huntley, Keefe, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Twigg, Uhlman, Williams, Woodall—27.

Those voting nay were: Senators Bailey, Chytil, Connor, Donohue, Dore, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Knoblauch, Kupka, McCutcheon, McMillan, Morgan, Rasmussen, Ridder, Talley, Washington—21.

Excused: Senator Redmon—1.

PARLIAMENTARY INQUIRY

Senator Greive:

"Mr. President, point of parliamentary inquiry:

"If a particular measure enlarges the scope and object of a bill and thus is in violation of the constitutional provisions of the state of Washington, how does putting it through any committee make any changes?"

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"There is nothing before the body."

Senator Greive:

"Mr. President, I pose this as a parliamentary inquiry, seeking your advice. The reason I didn't raise the point earlier was because I thought there was no point but I would like to put this inquiry to the Chair to be answered at your leisure."

REPLY BY THE PRESIDENT

The President:

"The Senator has proposed a unique and interesting question. The President will have to study that one and try to come up with an appropriate answer."

MOTION

It was moved by Senator Woodall that the Senate dispense with the Call of the Senate.

Senator Washington demanded a roll call but the demand was not sustained.

With leave of the Senate, Senator Woodall was permitted to withdraw the motion.

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

SECOND READING OF BILLS

Engrossed Substitute House Bill No. 722, by Committee on Transportation: Providing for highways, bridges and toll facilities.

REPORT OF STANDING COMMITTEE

Substitute House Bill No. 722:

Senate Chamber,
Olympia, Wash., April 20, 1967.

Providing for highways, bridges and toll facilities (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 4, section 1, beginning on line 20 of the printed and engrossed bills, strike all of subsection (6) and renumber the remaining subsections consecutively.

On page 5, section 1 of the printed bill, line 5 of the House amendment by Representatives Barden and Cunningham, being page 5, section 1, lines 28 and 29 of the engrossed bill, after "necessity of" and before "overpass" strike "an" and insert "a pedestrian"

On page 5, section 1 following subsection (15) renumbered subsection (14) add a new subsection to read as follows:

"(15) An extension to SSH No. 3S from the existing west terminus of SSH No. 3S in the vicinity of the boundary between Stevens and Spokane counties, thence northwesterly along the north bank of the Spokane river to connect with PSH No. 22 in the vicinity of the confluence of the Columbia and Spokane rivers. In connection with this study, the Washington state highway commission is directed to prepare a report updating the reconnaissance survey report submitted to the 1961 Legislature pursuant to section 20, chapter 319, Laws of 1959."

On page 6, section 4, line 30 of the printed and engrossed bills after "No. 1" and before "to determine" insert "together with the extension of said highway, formerly primary state highway No. 1 (Pacific highway), southerly to Milton"

On page 12, section 17 strike all of lines 18, 19 and 20 of the printed and engrossed bills and insert the following:

"[Secondary state highway No. 5L, beginning at Morton on primary state highway No. 5; thence in a southwesterly direction to Riffe on primary state highway No. 5;]

On page 13, section 21, line 30 of the printed and engrossed bills after the period following "structure" insert "As part of the studies and surveys, the commission shall fully study an underwater tube as an alternative to a bridge."

On page 15 of the printed and engrossed bills following section 25, strike all of section 26 and insert a new section to read as follows:

"NEW SECTION. Sec. 26. The state highway commission is authorized and directed to conduct preliminary surveys, including traffic studies, necessary to determine the financial feasibility of a toll bridge to cross the Columbia River at Puget Island. The proposed toll bridge is to be considered as a replacement to the existing ferry operation between Puget Island in Wahkiakum county, operating to the state of Oregon in the vicinity of Westport, Oregon. The highway commission shall, in cooperation with the county commissioners of Wahkiakum county, utilize all traffic data and statistics available from the Puget Island ferry operation. Upon completion of such studies the highway commission shall report its findings and recommendations to the Washington toll bridge authority and the joint committee on highways. The joint committee on highways shall submit copies of the report to the 1969 Legislature."

On page 36 of the printed and engrossed bills following section 60 strike all of section 61 and renumber the remaining sections consecutively, and renumber all internal section references accordingly.

On page 39, section 65, beginning on line 7 of the printed and engrossed bills, strike all of subsections (4) and (5) and renumber the remaining subsections consecutively.

On page 40, section 65, line 23 of the printed and engrossed bills following subsection (15), being renumbered subsection (13), add a new subsection to read as follows:

"(14) A comprehensive study relating to the organizational structure of a department of transportation. The study shall consider the proper role of the state in planning, constructing, operating and coordinating highway, mass transit, water and air transportation facilities. The study shall analyze transportation functions now performed by the various state agencies and shall develop a recommendation for the combination of all proper state transportation functions within a department of transportation."

On page 40, section 65, following subsection (14) add a new subsection to read as follows:

"(15) A study of the feasibility of the exchange between states of audit information relating to the proper payment of fuel taxes and other motor vehicle taxes by interstate motor carriers for the purpose of reducing duplicate audits by the several states."

On page 41, section 67, line 12 of the printed bill, being line 11 of the engrossed bill, after "dollars" insert a period and strike the remainder of the section.

On page 41 beginning on line 15 of the printed bill, being line 14 of the engrossed bill strike all of section 68, and renumber the remaining sections consecutively and renumber all internal section references accordingly.

On page 42 following section 72, being renumbered section 70 of the engrossed bill add a new section to read as follows:

"Sec. 71. Section 82.36.020, chapter 15, Laws of 1961 as last amended by section 2, chapter. . . (House Bill No. 595), Laws of 1967 extraordinary session and RCW 82.36.020 are each amended to read as follows:

Every distributor shall pay, in addition to any other taxes provided by law, an excise tax to the director of nine cents for each gallon of motor vehicle fuel sold, distributed, or used by him in the state as well as on each gallon upon which he has assumed liability for payment of the tax under the provisions of RCW 82.36.100: *Provided*, That under such regulations as the director may prescribe sales or distribution of motor vehicle fuel may be made by one licensed distributor to another licensed distributor free of the tax. In the computation of the tax, one-quarter of one percent of the net gallonage otherwise taxable shall be deducted by the distributor before computing the tax due, on account of the losses sustained through handling. The tax herein imposed shall be collected and paid to the state but once in respect to any motor vehicle fuel. An invoice shall be rendered by a distributor to a purchaser for each distribution of motor vehicle fuel.

The proceeds of the nine cents excise tax collected on the net gallonage after the deduction provided for herein shall be distributed as follows:

(1) Seven [and one-quarter] cents shall be distributed between the state, cities, and counties under the provisions of RCW 46.68.090 and 46.68.100, as amended in section 8 of this 1967 amendatory act.

(2) Five-eighths of one cent shall be distributed to the state and expended pursuant to section 9 of this 1967 amendatory act.

(3) Five-eighths of one cent shall be paid into the motor vehicle fund and credited to the urban arterial trust account created by section 14 of this 1967 amendatory act.

(4) One-quarter cent shall be paid into the motor vehicle fund and credited to the Puget Sound reserve account created by RCW 47.60.350.

(5) One-half cent shall be distributed to the cities and towns directly and allocated between them as provided by RCW 46.68.110, subject to the provisions of RCW 35.76.050: *Provided*, That the funds allocated to a city or town which are attributable to such one-half cent of the additional tax imposed by this 1961 amendatory act shall be used exclusively for the construction, improvement and repair of arterial highways as that term is defined in RCW 46.04.030, or for the payment of any municipal indebtedness which may be incurred after June 12, 1963 in the construction, improvement and repair of arterial highways as that term is defined in RCW 46.04.030. All such sums shall first be subject to proper deductions for refunds and costs of collection as provided in RCW 46.68.090."

Renumber the remaining sections consecutively.

On page 42 of the printed and engrossed bills following new section 71 add a new section to read as follows:

"NEW SECTION. Sec. 72. There is hereby appropriated from the motor vehicle fund to the joint committee on highways for the biennium ending June 30, 1969, the sum of ten thousand dollars to be disbursed to the Western Council of State Governments pursuant to resolution of said committee for research and administrative services relating to the proper implementation of the several federal highway programs. This appropriation shall not be available until two or more other states have each authorized expenditures of equivalent or greater sums for the purposes mentioned herein."

On page 42 of the printed and engrossed bills, following section 72 of the engrossed bill, add a new section to read as follows:

"Sec. 73. Section 81.80.060, chapter 14, Laws of 1961 as last amended by section 40, chapter 170, Laws of 1965 extraordinary session and RCW 81.80.060 are each amended to read as follows:

Every person who engages for compensation to perform a combination of services which includes transportation of property of others upon the public highways shall be subject to the jurisdiction of the commission as to such transportation and shall not engage upon the same without first having obtained a common carrier or contract carrier permit to do so. Every person engaging in such a combination of services shall advise the commission what portion of the consideration is intended to cover the

transportation service and if the agreement covering the combination of services is in writing, the rate and charge for such transportation shall be set forth therein. The rates or charges for the transportation services included in such combination of services shall be subject to control and regulation by the commission in the same manner that the rates of common and contract carriers are now controlled and regulated. Any person engaged in extracting [,] *and/or* processing and , *in connection therewith*, hauling materials exclusively for the maintenance, construction or improvement of a public highway shall not be deemed to be performing a combination of services."

Renumber the remaining sections consecutively.

On page 42 of the printed and engrossed bills following new section 73 add a new section to read as follows:

"**NEW SECTION.** Sec. 74. Whenever a study report prepared by the Washington state highway commission for the joint committee on highways is made available to the committee or its members, the report shall upon request be made available to any member of the Washington state legislature."

Renumber the remaining sections consecutively.

On page 2, line 30 of the title in both the printed and engrossed bills, after ".050;" strike all the material down to and including "47.42.150;" on line 31 and insert "amending section 81.80.060, chapter 14, Laws of 1961 as last amended by section 40, chapter 170, Laws of 1965 extraordinary session and RCW 81.80.060; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 2, chapter..... (House Bill No. 595) Laws of 1967 extraordinary session and RCW 82.36.020;"

Nat Washington, *Chairman,*

....., *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, August P. Mardesich, Richard G. (Dick) Marquardt, Frances Haddon Morgan, Joel M. Pritchard, Fred G. Redmon, Robert C. Ridder, Gordon Sandison, John H. Stender, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments to pages 4, 5, 6, 12, 13 and 15 of the bill were adopted.

POINT OF INQUIRY

Senator Andersen:

"Mr. President, would Senator Washington yield:

"We are sailing through this pretty rapidly and so I thought it would expedite things to ask you the question: Do any of these amendments to which you refer delete the study of the fourth Lake Washington bridge?"

Senator Washington:

"None of these amendments do. There is one, however, which provides that they will also study the possibility of a tube, rather than a bridge."

Senator Andersen:

"Senator Washington, it expands the scope of the study, then, rather than deleting the study?"

Senator Washington:

"There are no committee amendments which delete the study."

It was moved by Senator Washington that the committee amendment to page 36 of the bill be adopted.

Debate ensued.

Senators Herrmann, Talley and Henry demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Herrmann, Rasmussen, Henry, Pritchard, Metcalf, Connor, Dore and Hanna.

ROLL CALL

The Secretary called the roll. The motion by Senator Washington was lost and the committee amendment to page 36 was not adopted by the following vote: Yeas, 23; nays, 25; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Hallauer, Knoblauch, McCormack, Marquardt, Metcalf, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Uhlman, Washington, Williams—23.

Those voting nay were: Senators Atwood, Canfield, Chytil, Connor, Cooney, Greive, Guess, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Stender, Talley, Twigg, Woodall—25.

Excused: Senator Redmon—1.

The President called upon President Pro Tempore Al Henry to preside.

On motion of Senator Washington, the committee amendments to pages 39, 40, 41, and 42 were adopted.

On motion of Senator Washington, the following amendments were adopted:

On page 42 of the printed and engrossed bills following new section 74 add a new section to read as follows:

"Sec. 75. Section 46.68.100, chapter 12, Laws of 1961 as last amended by section 8, chapter . . . (House Bill No. 595), Laws of 1967 extraordinary session and RCW 46.68.100 are each amended to read as follows:

From the net tax amount in the motor vehicle fund there shall be paid sums as follows:

(1) To the cities and towns of the state sums equal to ten *and four-tenths* percent of the net tax amount to be paid monthly as the same accrues;

(2) To the counties of the state sums equal to [thirty-one and four-tenths] *thirty-two and five-tenths* percent of the net tax amount to be paid monthly as the same accrues;

(3) To the state to be expended as provided by RCW 46.68.130, sums equal to [fifty-eight and six-tenths] *fifty-seven and one-tenth* percent of the net tax amount to be paid monthly as the same accrues.

Nothing in this section or in RCW 46.68.090 or 46.68.130 shall be construed so as to violate any terms or conditions contained in any highway construction bond issues now or hereafter authorized by statute and whose payment is by such statute pledged to be paid from any excise taxes on motor vehicle funds.

On page 41, beginning on line 27 of the printed bill, being line 25 of the engrossed bill, strike all of section 69, renumbered section 67, and renumber the remaining sections consecutively.

On motion of Senator Marquardt, the following amendment by Senators Marquardt and Ridder was adopted:

On page 42 of the printed bill following section 72 added by House amendment add a section as follows:

"Sec. 73. Section 46.16.320, chapter 12, Laws of 1961 as amended by section 21, chapter 32, Laws of 1967 and RCW 46.16.320 are each amended to read as follows:

Every person having a valid official amateur radio operator's license issued for a term of five years by the federal communications commission, is entitled to apply to the director for, and upon satisfactory showing, to receive, in lieu of the regular motor vehicle license plates similar plates bearing the official amateur radio call letters of the applicant assigned by the federal communications commission instead of numbers, *and every person who desires a license plate containing his initials or any other combination of letters or numbers, that is consistent with the existing format of 3 letters and 3 numbers as prescribed by the director of motor vehicles may apply to the director for such license plates, and if the director is satisfied that such license plates as requested would be reasonable and proper and would not be a duplication of any other valid license plates, may receive in lieu of regular motor vehicle license plates similar plates*

bearing the letters or numbers, or combination thereof requested. No combination shall be issued with fewer than 6 letters and numbers. All sequences of letters and numbers must be approved by a committee of five members appointed to serve at the pleasure of the director to be known as the license plate advisory committee.

Original applicants shall be issued temporary license plates which will serve until such a time as the "personalized plates" can be manufactured by the Washington State Prison Industries, and processed by the Department of Motor Vehicles. The temporary license plates shall be surrendered to the Department at the time the "personalized plates" are issued. Any previously issued license plates assigned to the vehicle involved must be surrendered to the Department at the time of issuance of the "personalized plates".

Each time that "personalized plates" are transferred from one vehicle to another, by the owner, a special transfer fee of \$5.00 shall be collected by the Department from that owner. Such special fee shall be deposited in the Motor Vehicle Fund.

In addition to the annual license fee collected under chapter 46.16 and chapter 82.44, there shall be collected from each applicant for such special license plates an additional license fee of [five] thirty dollars upon the issue of a state plate but shall not apply on those years that a yearly tab is issued. Application for renewal of the amateur radio operator's call license plate must be made by January 10th of each renewal year and all such applications shall be accompanied by a notarized statement of facts included on the amateur's valid FCC license.

Twenty-five dollars from each original application fee for "personalized plates" shall be deposited in the state treasury and credited to the mass transit trust account which is hereby created in the general fund, for appropriation by the legislature to political subdivisions for the study or construction of rapid transit facilities in accordance with comprehensive rapid transit plans approved by the Highway Commission, to be applied directly to such purpose or to be pledged to pay or secure the payment of principal of and interest on such bonds or other obligations as may be issued in furtherance of such purpose."

Renumber the remaining sections consecutively.

It was moved by Senator Keefe that the following amendment be adopted:

On page 7, section 5, line 13 of the printed and engrossed bills, insert a new section 6 as follows:

"NEW SECTION. Sec. 6. There is added to Title 47 RCW a new section to read as follows:

The highway commission shall not construct nor authorize the construction of concrete barriers or dividers to separate the northbound traffic from the southbound traffic on Division Street, P.S.H. 3 (S.R. 2, 195, and 395), between Boone Avenue and Houston Avenue, in the city of Spokane."

Renumber the remaining sections consecutively and correct internal references accordingly.

Debate ensued.

Senator Washington demanded a roll call but the demand was not sustained.

The motion was carried on a rising vote and the amendment by Senator Keefe was adopted.

It was moved by Senator Durkan that the following amendment be adopted:

On page 34, section 57, line 4, after "county," strike all material down to and including "dollar" on line 9.

Debate ensued.

Senators Sandison, Talley and Williams demanded the previous question and the demand was sustained.

Senator Kupka demanded a roll call and the demand was sustained by Senators Stender, McCutcheon, Peterson (Ted), Huntley, Pritchard, Greive, Rasmussen, Durkan and Dore.

ROLL CALL

The Secretary called the roll. The motion was lost and the amendment by Senator Durkan was not adopted by the following vote: Yeas, 19; nays, 29; excused, 1.

Those voting yea were: Senators Bailey, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Hallauer, Hanna, Herr, Herrmann, Keefe, Kupka, Mardesich, Peterson (Lowell), Rasmussen, Stender, Talley—19.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Faulk, Greive, Guess, Henry, Huntley, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall—29.

Excused: Senator Redmon—1.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator McCutcheon moved that the Senate do now reconsider the vote by which the amendment by Senator Durkan failed to be adopted.

Debate ensued.

Senators Gissberg, Hanna and Kupka demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Peterson (Ted), Guess, Faulk, Metcalf, Pritchard, Rasmussen, Greive and Connor.

ROLL CALL

The Secretary called the roll on the motion for reconsideration and the motion was lost by the following vote: Yeas, 23; nays, 25; excused, 1.

Those voting yea were: Senators Bailey, Canfield, Chytil, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Hallauer, Hanna, Herr, Herrmann, Keefe, Kupka, McCutcheon, Mardesich, Peterson (Lowell), Rasmussen, Stender, Twigg, Woodall—23.

Those voting nay were: Senators Andersen, Atwood, Connor, Faulk, Greive, Guess, Henry, Huntley, Knoblauch, Lennart, Lewis, McCormack, McMillan, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Talley, Uhlman, Washington, Williams—25.

Excused: Senator Redmon—1.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Lennart moved that the Senate do now reconsider the vote by which the amendment by Senator Keefe was adopted.

POINT OF ORDER

Senator Greive:

“Mr. President:

“I refer to Senate Rule 31 which says the amendment must be reconsidered immediately, and there has been intervening business. It could hardly be reconsidered at this time.”

Senator Williams:

“Point of order, Mr. President:

“I believe it says it may be made at once. It doesn't say it must be made at once.”

Senator Greive:

"We have no right to reconsider other than that provided in the rules, so it would seem to me that it is permissive. In other words, it lets you reconsider, otherwise we wouldn't have any right at all."

Senator Gissberg:

"If precedent means anything, there have been prior sessions of the legislature when I raised the same point of order and the President has ruled against me and there is an excerpt of the President's ruling which the Secretary has in his book if he wants to go in and get it out of his rule book. Maybe that's where he has gone, but nonetheless, the President has ruled in the past when I raised the same point of order that Senator Greive has raised that my point of order was not well taken and maybe the Secretary can get that old ruling out. I saw it in his rule book the other day. I disagreed with the ruling, but nevertheless it is a precedent."

RULING BY THE PRESIDENT

President Pro Tempore Henry:

"The President, ruling upon the point of order, rules that the point of order as presented by Senator Greive is not well taken. We are still on the same order of business. The motion by Senator Lennart that we immediately reconsider the vote, is in order."

MOTION

On motion of Senator Greive, Substitute House Bill No. 722 and the motion by Senator Lennart were ordered to retain their place on the second reading calendar for tomorrow.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 5:30 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, April 26, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-EIGHTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Wednesday, April 26, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Redmon.

On motion of Senator Atwood, Senator Redmon was excused.

The Color Guard, consisting of Pages Carl Seltice, Color Bearer, and Jan Holbrook, presented the Colors.

Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God, from whom come all good things in man and in nature, we would sensitively open our thoughts to Thee.

"Thou hast so made us that the glory of our lives is not in things below us that we master, but in the Divine above us that master us. We are elevated by our admirations, we are enriched by our reverences.

"We would see our life not as a drifting raft but as a ship with a course, a compass and a captain. Pilot our lives, give direction to our efforts, inspire our hopes toward worthy and noble goals.

"As bodies and minds become fatigued in continuous effort, keep us from being weary in well doing. Through Christ our Lord. Amen."

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

Senators Greive, Bailey and McCutcheon demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Redmon, who was excused.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

The Secretary read:

SENATE RESOLUTION 1967 EX - 51

By Senators Peterson (Lowell), Mardesich, Sandison, Metcalf, Ridder, Foley, Rasmussen and Talley:

Whereas, The salmon resources in the waters of our state are vital to our economy; and

Whereas, A study of programs and practices in furtherance of preservation, propagation, and increased yields as to this vital resource is needed;

Now, Therefore, Be It Resolved, By the Senate, that the legislative interim committee on fisheries, if established, and if not the legislative council through its appropriate subcommittee is hereby requested to engage in a study of the salmon resources of this state including, but not limited to, the following:

(1) The present status of stream development programs and whether additional personnel are necessary to improve streams that are natural spawning grounds for salmon;

(2) Examination of salmon hatchery programs and the extent to which the capacities of existing hatcheries are being utilized;

(3) Whether specific types of gear being used in commercial and sport salmon fishing and the manner of their operation is detrimental to salmon conservation practices;

(4) Whether moneys budgeted for salmon preservation and propagation are being utilized in accordance with intended use;

(5) Investigation of the utility of fish farming and the effectiveness of existing fish farms;

(6) Examination of British Columbia and Oregon methods and procedures of rearing salmon with particular emphasis on a comparison of hatchery expenditures, administrative expenditures, and the total fisheries budget;

(7) Examination of the fisheries patrol to discover whether additional personnel would be advantageous to the protection of salmon;

(8) Examination of the research programs now in progress and their benefit in future fisheries programs;

(9) Examination of areas where both federal and state funds can be utilized in a participating manner in regard to state department of fisheries programs;

(10) Determination of what percentage of the budgeted moneys allocated to the state department of fisheries is used for administration;

(11) Whether there is a duplication or overlapping of efforts of departments or divisions of departments of state government in the area of salmon preservation and propagation;

(12) Whether the department of fisheries would be administered more advantageously under a state fisheries commission; and

Be It Further Resolved, That the legislative interim committee on fisheries, if established, and if not the legislative council file a report thereon and its recommendations with the forty-first session of the Washington State Legislature; and

Be It Further Resolved, That the secretary of the senate shall prepare and submit a copy of this senate resolution to the chairman of the legislative interim committee on fisheries or to the executive secretary of the legislative council, as may be appropriate.

On motion of Senator Peterson (Lowell), the resolution was adopted.

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 25, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 472:

Prescribing terms and conditions of sale or lease of certain state lands.

Senate Bill No. 55:

Exempting title insurance companies and their agents from escrow agent registration.

Senate Bill No. 31:

Providing additional funds for treatment of alcoholism, and increasing beer and wine licensing fees.

Senate Bill No. 642:

Restricting use of word "halibut" in sales of fish food products.

Senate Bill No. 318:

Increasing salaries of county officers by 20%.

Very truly yours,

Raymond W. Haman,

Legal Counsel to the Governor.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 25, 1967.

Mr. President:

The Speaker has signed: House Bill No. 513, and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 25, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 934 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon, Representatives Gorton, McCaffree, Sawyer.

Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 513.

MOTION

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The Secretary read:

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 25, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 468 with the following amendments:

In line 1 of the title of the printed and engrossed bill, after the semicolon, strike the remainder of the title and insert: "providing a limited exemption from the property tax for certain senior citizens; adding new sections to chapter 84.36 RCW; repealing section 2, chapter 168, Laws of 1965 extraordinary session and RCW 84.36.126; and providing penalties."

Strike all material following the enacting clause and insert the following:

"**NEW SECTION.** Section 1. There is added to chapter 84.36 RCW a new section to read as follows:

A person shall be exempt from any legal obligation to pay the first fifty dollars of real property taxes due and payable in any one year if the following conditions are met:

(1) The property taxes must have been imposed upon a residence which has been regularly occupied by the person claiming the exemption during the five calendar years preceding the year for which the exemption is claimed; or the property taxes must have been imposed upon a residence which has been regularly occupied by the person claiming the exemption during the preceding calendar year and the person claiming the exemption must also have been a resident of the state of Washington for the last ten calendar years preceding the year for which the exemption is claimed.

(2) The person claiming the exemption must have owned, at the time of filing, in fee, by contract purchase, or by deed of trust, the residence on which the property taxes have been imposed. For purposes of this subsection, a residence owned by a marital community shall be deemed to be owned by each spouse.

(3) If the person claiming the exemption is a male, he must have been sixty-five years of age or older on February 15th of the year in which the exemption is claimed, or must have been, at the time of filing, totally disabled and as such retired under a public or private retirement plan.

(4) If the person claiming the exemption is a female, she must have been sixty-two years of age or older on February 15th of the year in which the exemption is claimed.

(5) No person who, during the preceding calendar year, has regularly occupied the residence on which the taxes have been imposed shall have received during the preceding calendar year any earnings of the type and amount which would cause any deduction from social security benefits for a recipient of such benefits pursuant to 42 U.S.C. 403: *Provided, However,* That this subsection shall not apply with respect to an occupant who is related to the person claiming the exemption and who is either a student under the age of twenty-five who is pursuing a full course of studies or who is making payments as a sharing of the expenses of maintaining the residence not in excess of one hundred dollars per month.

(6) The combined income, from all sources whatsoever, of the person claiming the exemption and his or her spouse shall not have been in excess of three thousand dollars for the preceding calendar year.

NEW SECTION. Sec. 2. There is added to chapter 84.36 RCW a new section to read as follows: For purposes of section 1 of this act:

(1) The term 'residence' shall mean a single family dwelling, including the lot on which the dwelling stands.

(2) The term 'preceding calendar year' shall mean the calendar year preceding the year in which the property taxes for which the exemption is claimed are due and payable.

All claims for exemption shall be made and signed by the person entitled to the exemption, by his or her attorney in fact, or, in the event the residence of such person is under mortgage or purchase contract requiring accumulation of reserves out of which the holder of the mortgage or contract is required to pay real estate taxes, by such holder, either before a notary public or the county assessor or his deputy in the county where the real property is located. Any person signing a false claim shall be subject to perjury.

Claims for exemption shall be made annually and filed between February 15 and April 30 of the year in which the taxes are payable and solely upon forms as prescribed and furnished by the department of revenue.

NEW SECTION. Sec. 3. Section 2, chapter 168, Laws of 1965 extraordinary session and RCW 84.36.126 are each hereby repealed." and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Durkan, the Senate concurred in the House amendments to Engrossed Senate Bill No. 468.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 468, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington—45.

Absent or not voting: Senators Morgan, Williams, Woodall—3.

Excused: Senator Redmon—1.

Engrossed Senate Bill No. 468, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., April 24, 1967.

Mr. President:

The House has concurred in the Senate amendment to page 3, section 7, line 15 to House Bill No. 686, but refuses to concur in the following Senate amendment:

On page 2, section 2, line 3, after "sum of" and before "million" strike "fifty" and insert "thirty" and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Durkan, the Senate refused to recede from its position on House Bill No. 686 and asked the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on House Bill No. 686, Senators Durkan, Atwood and Ridder.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

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

SECOND READING OF BILLS

Engrossed Substitute House Bill No. 722, by Committee on Transportation: Providing for highways, bridges and toll facilities.

The Senate resumed consideration of Substitute House Bill No. 722 on second reading and the motion by Senator Lennart that the Senate reconsider the vote by which the amendment by Senator Keefe was adopted.

Senators Washington, Guess and McCormack demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Redmon who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President declared the question before the Senate to be the motion by Senator Lennart that the Senate do now reconsider the vote by which the amendment by Senator Keefe was adopted.

Debate ensued.

The motion was carried.

RECONSIDERATION

The President declared the question before the Senate to be the adoption of the amendment by Senator Keefe.

On motion of Senator Washington, the amendment by Senator Keefe was laid upon the table.

It was moved by Senator McCutcheon that the following amendment by Senators McCutcheon, Kupka, Rasmussen and Knoblauch be adopted:

On page 12, line 24, strike "*La Grande*" and insert "*Elbe*"

Debate ensued.

On motion of Senator Guess, further consideration of the amendment was deferred until after consideration of all of the proposed amendments to the bill.

It was moved by Senator Kupka that the following amendment be adopted:

On page 33, beginning on line 33, strike all of new section 57 down to and including line 12 on page 34. Renumber the remaining sections consecutively.

POINT OF ORDER

Senator Washington:

"Mr. President:

"I raise the point of order that an amendment which accomplished the very same thing was discussed and voted down yesterday."

Senator Kupka:

"Speaking to the point of order, Mr. President, the amendments are different and I will read both of them at this time."

The amendment previously proposed by Senator Durkan and the amendment by Senator Kupka were read again by the Secretary.

Senator Washington:

"Mr. President, I would like to point out that only extraneous language would have been left which would have had no meaning whatsoever if the Durkan amendment had been adopted to Section 57. For all intents and purposes, we disposed of this problem, although the amendment by Senator Kupka appears to be worded differently. I think in a sense it's in the same manner and philosophy as the amendment proposed by Senator Durkan."

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the point of order presented by Senator Washington:

"The President is of the opinion that Senator Kupka's amendment does involve a different approach to perhaps the same problem. Therefore, the President rules that the amendment is in order and the point of order presented by Senator Washington is not well taken."

Debate ensued.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

Senators Keefe, Connor and Guess demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Redmon who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

There being no objection, the Senate returned to the third order of business.

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 26, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 202, granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants., have had the same under

consideration, and we report that we are unable to agree and request the powers of Free Conference.

Senate Members:

Wes C. Uhlman
Robert W. Twigg
August P. Mardesich

House Members:

Jonathan Whetzel
David G. Sprague
Donald H. Brazier, Jr.

On motion of Senator Greive, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 22, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 133, authorizing water districts to lease out real or personal property, have had the same under consideration, and we recommend that Engrossed House Bill No. 133 do pass with the Senate amendments.

Senate Members:

Don L. Talley
Reuben A. Knoblauch
Damon R. Canfield

House Members:

Avery Garrett
Brian J. Lewis

On motion of Senator Talley, the report of the Conference Committee was adopted.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 21, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 387, creating commission to determine feasibility of state participation in World Exposition of 1970., have had the same under consideration, and we recommend that Engrossed House Bill No. 387 be amended to read as follows:

Strike the Senate amendments by the Committee on Commerce, Manufacturing and Licenses and Senator Kupka.

On page 1, section 2, line 16 of the engrossed bill, being line 18 of the printed bill, after "of" and before "members" strike "seven" and insert "nine"

On page 1, section 2, line 22 of the printed bill, being line 20 of the engrossed bill, after "commission," strike all the material down to and including "representatives," on line 26 of the printed bill, being line 23 of the engrossed bill, and insert: "two senators (being one from the senate majority and one from the senate minority) by the president of the senate, who shall also be a member, and two representatives (being one from the house majority and one from the house minority) by the speaker of the house of representatives, who shall also be a member,"

On page 2 of the engrossed bill, following section 3, add a new section to read as follows:

"NEW SECTION. Sec. 4. The expenses of the commission incurred under this act shall be paid by the director of commerce and economic development as a proper charge to the state trade fair fund. This amount is not to exceed the sum of forty thousand dollars or as much thereof as may be necessary for the fiscal biennium ending June 30, 1969."

In line 3 of the title of the engrossed bill, after "duties" and before the period insert "; and providing for the payment of certain expenses of the commission" and that Engrossed House Bill No. 387 be passed, as amended.

Senate Members:

Martin J. Durkan
Perry B. Woodall
A. L. Rasmussen

House Members:

Alan Bluechel
William J. S. (Bill) May
Hal Wolf

On motion of Senator Woodall, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 387 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 49.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—49.

Engrossed House Bill No. 387 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 26, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 468 have inspected same, and find it correctly reengrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Foley, William A. Gissberg, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., April 26, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 468 have inspected same, and find it correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, Frank Foley, William A. Gissberg, Perry B. Woodall.

Reengrossed House Bill No. 946:

Senate Chamber,
Olympia, Wash., April 20, 1967.

Providing certain tax credits and exemptions for pollution control facilities (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, Dewey C. Donohue, William A. Gissberg, R. R. Bob Greive, Sam C. Guess, Gordon Herr, Harry B. Lewis, David E. McMillan, Marshall A. Neill, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Joint Resolution No. 1:

Senate Chamber,
Olympia, Wash., April 25, 1967.

Constitutional amendment to allow assessment of agricultural, timber and open space lands on basis of use rather than value (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, Damon R. Canfield, Joe Chytil, John L. Cooney, Dewey C. Donohue, William A. Gissberg, R. R. Bob Greive, Elmer C. Huntley, Ernest W. Lennart, Harry B. Lewis, Mike McCormack, John N. Ryder, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., April 21, 1967.

Ronald N. Hatten, to the position of member of the State Board of Prison Terms and Paroles, appointed April 15, 1967, for the term ending April 5, 1972, succeeding George F. Parks (reported by Committee on Public Institutions):

Recommends that said appointment be confirmed.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

Passed to the Committee on Rules and Joint Rules.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of the House Message on Engrossed Senate Bill No. 309 and the motion by Senator Woodall that the Senate do concur in the House amendments thereon.

POINT OF ORDER

Senator Hanna:

"Mr. President, I raise the point of order at this time that under Rule 62 of the Senate rules, I believe that the amendment as now attached to this bill by the House, and referring specifically to the House amendment which was presented in the House by Representatives Copeland and Day, that the text of that amendment, Mr. President, enlarged the scope and object of this bill and for that reason this bill ought to be referred to the appropriate committee for further action. I would like to speak on the point of order.

"Mr. President, I don't think any of us at this point have any illusions as to what has transpired and what is before the Senate under this special order of business. I have here a copy of Senate Bill No. 309 and I am a prime sponsor of this bill, Mr. President, along with Senator Talley, Senator Foley and Senator Chytil. It was introduced first in the Senate on January 31. I frankly was proud to have been a sponsor of this bill and to have given birth to this child, and my co-sponsors and I sent the youngster on its way. It passed into the appropriate committee, Mr. President and members of the Senate, the Senate Committee on Public Utilities, where it was reviewed by members of the Public Utilities Committee and where it was reared to an additional status. It then passed in the regular order of business into the Senate Committee on Rules and Joint Rules, where it received additional consideration of the seventeen members of the Rules Committee.

"I point out that at neither of these junctures did this bill gain any attention by way of amendments or changes. The bill, in its original purport, was, as Senator Gallagher used to refer to bills, 'a simple little bill,' and indeed it was. It had as its purpose only to allow public utility district commissioners to fix the boundaries of public utility districts.

"But the child, after it passed from the Rules Committee, reached the floor of the Senate and then fell into wayward hands, and it was here that the youngster became delinquent, for it was here that floor amendments were offered which changed the purport of this bill and the amendment that I address myself to was the fact that the bill was then amended to allow county commissioners to make the replacement of vacancies on public utility district boards. I objected at that time to the purport of that amendment because I felt that nonpartisan municipal corporations should keep their nonpartisan nature and this made it political. I objected strenuously at that time. I objected again when the bill came back from the House with additional amendments on it. I attempted to change it so that the public utility district commissioners would have at least an opportunity to replace vacancies. We failed in this in the Senate.

"But nevertheless the bill went on to the House and there it went through various and appropriate committees and the education of the youngster was neglected for quite some length of time. As a matter of fact, at that juncture, being the father of the child, I could care less whether I ever saw him again. But there were other forces who felt apparently that the youngster ought to come back to my doorstep and that of the other sponsors of the bill, and so, lo and behold, in the closing days of this now rather lengthy session, we find ourselves confronted with one of the most vital issues that has ever faced the public power program in the state of Washington, and I refer simply and distinctly to now existing House amendment—the Copeland-Day amendment—which in fact has now brought to this Senate a well publicized and the well argued issue of the so-called right to vote situation.

"In addressing myself particularly to the content of the amendment and to the point of order which we are now discussing, it would seem to me that there is no question under the Senate Rules and under Senate Rule 62, that indeed this simple child is now transformed into somewhat of an entirely different sort of being. I think it's contrary to the rules. I think that it does indeed drastically enlarge the scope and object of this bill, and I think in view of that, Mr. President, that this bill ought to be referred to the appropriate committee, and that in my mind would be the Public Utilities Committee where it was first nurtured. For those reasons certainly the appropriate ruling of the Chair in this regard would be to rule that this has enlarged, as I say quite dramatically and quite essentially the single, sole purpose of Senate Bill No. 309 as it was conceived. Therefore, Mr. President, I would respectfully submit to you that the proper ruling of the Chair would be to refer this bill with the amendments to the Senate Public Utilities Committee."

Senator Woodall:

"Mr. President, speaking to the point of order:

"About three days ago in this body there was returned Senate Bill No. 447 of which I was an author and one of the, 'fathers of the act.' This act related to the investments of firemen's pension funds and it merely provided that these funds could be invested in some mutual funds in addition to the areas where they had heretofore been authorized to be invested.

"Coming back from the House and attached to my bill was an amendment which provided that there should be paid a minimum pension of \$150 per month. Now there was nothing in the act which left here on how much pension anyone got, but because it had a broad title which said, 'An act relating to firemen in cities and counties,' although the act, itself, had no reference to the amount of pension anyone received, the President ruled that the title was sufficiently broad when the question was raised and that the amendment setting forth minimum pensions quite properly could adhere.

"No quarrel or appeal was taken with that ruling. Now, today, we have a problem in front of us where we have a bill which says, 'An act relating to public utility districts.' That's the title of the bill. Now, the other act said, 'An act relating to firemen,' and we put on a firemen's pension minimum. This time it says, 'An act relating to public utility districts,' and we are now putting on an amendment which says that prior to taking over a private utility by a public utility district, a vote shall be had thereon. I submit to your judgment that the amendment in the firemen's case where we added to a pension fund investment bill a minimum pension for firemen is in the same category as the matter now before us, that you ruled under the broad title, 'An act relating to firemen,' that we could add a minimum pension and I submit to you that the broad title, 'An act relating to public utility districts,' makes proper an amendment which says that the people do have a right to vote prior to the time that the public utility district exercises its powers of condemnation."

Senator Lewis:

"Mr. President:

"I, too, would like to comment and join with Senator Woodall, respectfully, concerning Senate Bill No. 447 which the President ruled on a few days ago. Senate Bill No. 447 had to do with the subject matter of enlargement of investments of the firemen's pension fund. The specific subject matter of the bill had to do with enlargement of investments, and the subject matter of the amendment which the President ruled was germane and did not enlarge the scope and object of the bill had to do with increasing firemen's pensions, so we have a bill, the subject matter of which enlarges investments and the amendment, the subject matter of which increases firemen's pensions.

"Now the bill we have before us by comparison, the subject matter deals with elections and the amendment also deals directly with the subject of elections and so it would be my opinion, Mr. President, that the subject matter of the bill and the amendment in this case are even more closely related than the subject matter of the bill and the subject matter of the amendment in Senate Bill No. 447, and I would respectfully urge you to rule that the amendment is germane."

Senator Talley:

"Mr. President:

"Senate Bill No. 447 had to do with the investment of firemen's pension funds. Now these are firemen's pension funds out of which come the firemen's pensions, and when you set the minimum of what the pension should be, I think it is very germane. That's very different from the P.U.D. bill. There's no comparison in my mind at all."

Senator Hanna:

"Mr. President:

"Again, addressing myself to the point of order, I think you've got the wrong horse, gentlemen. I might agree, Mr. President, speaking on the point of order, if in fact this amendment amended that portion of the public utility districts basic law which had to do with the right of the public utility districts to condemn. The purport of this amendment relates to condemnation proceedings and it might perhaps then be within the scope and object. But if you closely read Senate Bill No. 309, Mr. President, and I am sure you have, I find nothing in Senate Bill No. 309 which would lend itself to the scope and object of this purported amendment. This particular amendment, I think, is clearly beyond the scope and object of the bill and therefore, I again would respectfully submit to the President that the proper place for this bill with this amendment is in the Public Utilities Committee."

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the point of order raised by Senator Hanna:

"Engrossed Senate Bill No. 309 pertains to the filling of vacancies on Board of Public Utility District Commissioners and the fixing of boundaries of public utility districts. The House amendment pertains to the procedure which a public utility district must follow in certain condemnation proceedings. The point of order is well taken as the House amendment does increase the scope and object of the bill."

MOTION

It was moved by Senator Woodall that Engrossed Senate Bill No. 309 and the House amendments thereto be referred to the Senate Committee on Rules and Joint Rules.

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Mr. President, point of parliamentary inquiry:

"If a bill is referred to a committee because the issue or point was raised that the amendment enlarged the scope and object of the bill and the Constitution provides that it can not contain more than one subject, and the President has ruled that the scope and object is increased, then if that bill should go to committee—and let us take the Rules Committee—and should again come out of that committee because of pressure in the Rules Committee, would not the scope and object be directly before us again?"

POINT OF ORDER

Senator Lewis:

"Point of order, Mr. President:

"Rule 62 says that the bill shall be referred to the appropriate committee and yesterday when Senator Mardesich made the same motion, the Senate made the determination that the Rules Committee was the appropriate committee. It is my opinion, Mr. President, respectfully, that this point of order raised by Senator Rasmussen should be settled today by the Senate as it was settled yesterday by the Senate on Senator Mardesich's motion."

Senator Rasmussen:

"Mr. President, I wasn't raising a point of order. I had a parliamentary inquiry because of the action the other day, and I have no quarrel with whatever the Senate desires to do or where it desires to send the bill. But the very fact that they have sent it to a committee and it comes out again in the same form, that was my question—would not the scope and object of the bill be before us again?"

Senator Woodall:

"Mr. President:

"This inquiry is not timely made. It would only be timely when the bill was before the Senate to be acted upon. That is the only time that would become an issue. I don't see any necessity for an indicated ruling at this point or at this juncture."

REPLY BY THE PRESIDENT

The President:

"Senator Rasmussen and members of the Senate:

"The President believes the remarks made by Senator Woodall are essentially correct, in that the inquiry is not timely. The President believes that in the event the measure is acted upon or studied by the Senate Rules Committee and that committee takes action, at that time the President will try to answer your inquiry."

MOTION

Senator Hallauer:

"Mr. President:

"I move that the motion by Senator Woodall be amended so that the measure be referred to the Committee on Public Utilities."

Debate ensued.

POINT OF ORDER

Senator Henry:

"Mr. President:

"Under Rule 62, in the final paragraph, it says—'shall be referred—' it doesn't say, 'may be,—it says, 'shall be referred to the appropriate committee and take the same course of action as for original bills.' If that be the ruling, then I would respectfully suggest that nobody on the floor of this Senate has ever seen an original bill introduced and referred directly to the Rules Committee. The Rules Committee, quoting on page 276, 'The Committee on Rules and Joint Rules shall have charge of the daily second and third reading calendar of the Senate and shall direct the Secretary of the Senate the order in which the bills shall be considered by the Senate.'

"I respectfully submit that the President has no choice except under Rule 62 to refer this bill to the Committee on Public Utilities and under Rule 62, it would require a suspension of the rules or a two-thirds majority to move it into the Rules Committee."

Senator Woodall:

"Mr. President:

"I didn't hear Senator Henry raise that point yesterday on the motion by Senator Mardesich to refer a bill directly to the Rules Committee. The President ruled yesterday that such a motion was in order. Now it can't be in order yesterday and out of order today and the motion yesterday went straight to the Rules Committee, and the President ruled—and I think correctly—that in the absence of a floor motion, it would then go to such committee as you would assign it, but you ruled correctly that anyone from the floor can move that it go to any particular committee and the floor motion was made yesterday and was deemed a proper motion."

Senator Henry:

"I would suggest to Senator Woodall this particular point was not raised yesterday. I don't remember whether I was on the floor or not, but certainly my interest in the bill yesterday was not as profound as my interest today."

Senator Woodall:

"Again, for Senator Henry's information, the point was argued yesterday on the floor and the President ruled."

Senator Washington:

"Mr. President:

"I would like to respectfully point out to the President that the precise point as raised by Senator Henry was presented to the President and the President has now had another rule called to his attention which would certainly require you to review—much as happens in court cases when the Supreme Court sometimes arrives at a decision, and when another decision is called to its attention, it has to construe the problem before it in the light of the precise point presented to it, and Senator Henry has presented a different point of order than the one you ruled on yesterday."

Senator Lewis:

"Mr. President:

"It appears to me that the purpose of our rules in the four sessions that I have been in the legislature—the purpose of the rules and the object of the rules is to enable those of us in the legislature to act upon the issues as expeditiously and properly as we are able. Now historically in the latter days of the session, we have used various devices to expedite the efficiency of the legislature and I think that that is what we are trying to do now.

"Now Senator Hanna used an analogy about, 'his child,' which was lost in the House, I would like to remind all of us that this issue has been very much alive, very much before us during every session that I have been here. This is not a newly pregnant child. This is a love affair that has been going on for many, many years."

Senator Mardesich:

"Mr. President:

"I would like to point out on this point of order that has been raised that there is some distinction between this and an ordinary bill, newly introduced. This is in the form of an amendment from the House, as was the issue yesterday, and certainly no committee could amend that bill. The only action open here is that of concurrence or non-concurrence and the committee report that does come out will have to be worded with the recommendation either that we do concur or do not concur, and so it is not similar to the case of a newly introduced bill, and since it is quite different, I think that the questions are somewhat different here and I merely point that out as a fact which has to be recognized."

MOTION

It was moved by Senator Guess that the motion by Senator Hallauer to amend the motion by Senator Woodall be laid upon the table.

POINT OF ORDER

Senator Henry:

"Mr. President:

"I would still like to renew my point of order that Rule 62 says—and it doesn't equivocate—it doesn't say, 'may,' it says, 'shall take the same course as for original bills.'

"Now whether it's for amendments or white, red or blue, it still has to take the same course as original bills. Therefore, it should be referred to that committee and if it is to be removed from that committee, to rescind Rule 62 would take a two-thirds majority."

Senator Woodall:

"Mr. President:

"I would point out to Senator Henry that when a bill is read in on second reading, prior to the time the bill is referred to a given committee, a simple majority vote can send it to any committee the body wants. If you wait until it gets referred to some committee, then you have to discharge the committee and that does take a two-thirds majority, but prior to the President referring a given bill to a given committee, the floor is in a position to send any bill to any particular committee and such a motion would be in order."

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the point presented by Senator Henry:

"The President rules that when measures are before the Senate for referral, that the Senate often will take action to refer a measure to a certain committee that may be contrary to the one the President had in mind. The President believes that the motion by Senator Woodall is in order. In the interests of orderly procedure, the President feels that placing the positive motion first would be the most orderly. The amendment proposed by Senator Hallauer perhaps could be in order. If the President holds that the motion is in order, then the President feels obliged to place Senator Guess's motion to table your motion to amend, Senator Hallauer."

MOTION

Senator Guess:

"Mr. President:

"I again move that the proposed amendment to the motion by Senator Hallauer be laid upon the table."

Senator Hanna demanded a roll call and the demand was sustained by Senators Cooney, Dore, Rasmussen, Henry, Talley, McCormack, Williams, Metcalf and Andersen.

The President:

"The demand for the roll call has been sustained. The question before the Senate is the motion that the amendment to the motion by Senator Woodall proposed by Senator Hallauer be laid upon the table. A vote 'aye' in essence will mean that the bill will be referred to the Senate Committee on Rules and Joint Rules. A vote 'no' will mean that the bill will ultimately be referred to the Senate Committee on Public Utilities."

POINT OF ORDER

Senator Henry:

"Mr. President, point of order:

"That may be the ultimate result, but I would respectfully submit that if Senator Hallauer's motion is tabled, then we have before this body the motion by Senator Woodall. It isn't an automatic referral."

REPLY BY THE PRESIDENT

The President:

"That's true. Senator Henry's explanation is much more concise."

ROLL CALL

The Secretary called the roll. The motion by Senator Guess to lay the proposed amendment by Senator Hallauer to the motion by Senator Woodall on the table was carried by the following vote: Yeas, 26; nays, 23.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Faulk, Freise, Greive, Guess, Herr, Herrmann, Huntley, Keefe, Lennart, Lewis, McMillan, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—26.

Those voting nay were: Senators Bailey, Chytil, Connor, Donohue, Dore, Durkan, Foley, Gissberg, Hallauer, Hanna, Henry, Knoblauch, Kupka, McCormack, McCutcheon, Mardesch, Morgan, Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—23.

Senators Woodall, Herrmann and Ryder demanded the previous question and the demand was sustained.

The President declared the question before the Senate to be the motion by Senator Woodall that Engrossed Senate Bill No. 309 and the House amend-

ments thereto be referred to the Senate Committee on Rules and Joint Rules.

Senator Hanna demanded a roll call and the demand was sustained by Senators Hallauer, Dore, Washington, Morgan, Rasmussen, Peterson (Ted), Guess, Andersen, Redmon and Atwood.

ROLL CALL

The Secretary called the roll. The motion was carried and Engrossed Senate Bill No. 309 was referred to the Committee on Rules and Joint Rules by the following vote: Yeas, 26; nays, 23.

Those voting yea were: Senators Andersen, Atwood, Canfield, Cooney, Faulk, Freise, Greive, Guess, Herr, Herrmann, Huntley, Keefe, Lennart, Lewis, McMillan, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Twigg, Williams, Woodall—26.

Those voting nay were: Senators Bailey, Chytil, Connor, Donohue, Dore, Durkan, Foley, Gissberg, Hallauer, Hanna, Henry, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Rasmussen, Ridder, Sandison, Talley, Uhlman, Washington—23.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 468.

MOTION

On motion of Senator Greive, the Senate advanced to the seventh order of business.

SECOND READING OF BILLS

Engrossed Substitute House Bill No. 722, by Committee on Transportation: Providing for highways, bridges and toll facilities.

The Senate resumed consideration of Engrossed Substitute House Bill No. 722 on second reading and the amendment proposed by Senator Kupka.

Debate ensued.

On motion of Senator Pritchard, the amendment by Senator Kupka was laid upon the table.

On motion of Senator Washington, the Senate resumed consideration of the amendment proposed by Senator McCutcheon.

With leave of the Senate, Senator McCutcheon was permitted to withdraw the amendment.

It was moved by Senator McCutcheon that the following amendment by Senators McCutcheon, Rasmussen, Knoblauch and Kupka be adopted:

On page 5, section 1, following line 23, insert a new subsection (14) to read as follows:

"(14) Secondary State Highway No. 5N from Eatonville, southeasterly to a junction with Primary State Highway No. 5 in the vicinity of Elbe."

Debate ensued.

The motion was carried and the amendment was adopted.

It was moved by Senator Rasmussen that the following amendment be adopted:

On page 29, section 50, line 18, after "more than" strike "four" and insert "one".

On line 19, after "examination" insert a period and strike the remainder of the section.

On line 22, add chapter....., Laws of 1967.

Debate ensued.

On motion of Senator Bailey, the amendment was laid upon the table.

It was moved by Senator McCormack that the following amendment by Senators McCormack, Canfield and Freise be adopted:

On page 13, line 6, following section 19, add a new section:

"NEW SECTION. Sec. 20. There is added to chapter 13, Laws of 1961, and to chapter 47.20 RCW, a new section to read as follows:

Secondary state highway No. 11-1 is established as a branch of primary state highway No. 11 as follows:

Secondary state highway No. 11-1: Beginning at a junction with primary state highway No. 11, northeast of the Pasco airport and thence northwesterly to an extension of the Horn Rapids county road, and thence to a junction with the intersection of secondary state highway No. 3-R and the Horn Rapids county road."

Debate ensued.

It was moved by Senator Bailey that the amendment be laid upon the table.

POINTS OF INQUIRY

Senator Kupka:

"Mr. President, I wish to ask Senator McCormack a question:

"What will this project eventually cost the highway department once it is put into effect?"

Senator McCormack:

"Mr. President, members of the Senate:

"Of course I can't answer that question exactly. The study indicated the possibility of four million dollars. I always thought that was too low. I think the figure would be closer to about six million dollars."

Senator Bailey:

"Mr. President, I'd like to ask Senator McCormack another question:

"Did you vote for the gas tax increase?"

Senator McCormack:

"No, Senator, I did not."

Senator Morgan:

"Mr. President, would Senator McCormack yield, please:

"Is this to be a toll bridge?"

Senator McCormack:

"There is no bridge at all involved, no construction involved at all, Senator Morgan. This is simply adding this designation to it. In the future there would be but how it would be done or when would have to be decided."

Senator Morgan:

"What would be the total expenditure, then?"

Senator McCormack:

"I don't know. The reports dealt in terms of about four million dollars, but as I just said, I believe that figure is too low. I think six million would be a closer figure."

MOTION

On motion of Senator Greive, Senator Freise was excused.

Senator McCormack demanded a roll call and the demand was sustained by Senators Hallauer, Kupka, Hanna, Ridder, Greive, Rasmussen, Mardesich and Henry.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment was laid upon the table by the following vote: Yeas, 30; nays, 18; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Cooney, Donohue, Faulk, Foley, Guess, Hallauer, Henry, Herrmann, Huntley, Keefe,

Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Peterson (Ted), Redmon, Ridder, Ryder, Twigg, Washington, Williams, Woodall—30.

Those voting nay were: Senators Canfield, Chytil, Connor, Dore, Durkan, Gissberg, Grive, Hanna, Herr, McCormack, Mardesich, Peterson (Lowell), Pritchard, Rasmussen, Sandison, Stender, Talley, Uhlman—18.

Excused: Senator Freise—1.

On motion of Senator McCormack, the following amendment by Senators McCormack, Canfield and Freise was adopted:

On page 5, section 1 of the engrossed bill, following the Senate Highway Committee amendment adding a new subsection (15), add a new subsection as follows: "(16) A highway beginning at a junction with primary state highway No. 11, N.E. of the Pasco Airport and thence northwesterly to an extension of the Horn Rapids County Road, and thence to a junction with the intersection of secondary state highway No. 3-R and the Horn Rapids County Road."

It was moved by Senator Stender that the following amendment be adopted:

On page 42, beginning on line 25, add new sections to read as follows:

NEW SECTION. Sec. 72. The purpose of this act is to transfer to the Washington state highway commission the powers, duties, and functions of the Washington toll bridge authority relating to the Washington state ferry system and make said ferry system an integral part of the highway system of the state of Washington.

NEW SECTION. Sec. 73. For the purpose of this act:

- (1) "Department" means the department of highways;
- (2) "Director" means the director of highways;
- (3) "Commission" means the state highway commission;
- (4) "Toll bridge authority" means the Washington toll bridge authority;
- (5) "Ferry system" and "state ferries" means the Washington state ferry system including any ferry owned wholly or in part by the state of Washington.

NEW SECTION. Sec. 74. The Commission shall exercise all the powers, duties and functions now vested in the toll bridge authority relating in any way to the acquiring, creating, operating, extending, designing, constructing, repairing, and financing of Washington state ferries and toll facility aid districts as set forth in chapters 47.56, 47.57 and 47.60 RCW, whether said ferries shall be operated on fresh water or the waters of Puget Sound. All such powers, duties, and functions of the toll bridge authority are hereby transferred to the commission.

NEW SECTION. Sec. 75. The powers, duties, and functions of the toll bridge authority devolved upon the commission shall be performed by the commission's division of toll facilities.

NEW SECTION. Sec. 76. All bonds issued and outstanding pursuant to bonding authority given the toll bridge authority either alone or in conjunction with any other municipality, county, or agency of the state shall be assumed and paid, together with interest thereon, by the commission from the state highway fund. All future bonding necessary to finance the capital acquisitions of the ferry system shall be issued by the commission pursuant to the powers devolved by this act from the toll bridge authority. All other expenses including maintenance, will hereafter also be assumed and paid by the commission from the state highway fund.

NEW SECTION. Sec. 77. From and after the effective date of this act, the tolls on all Washington state ferries will be established at a level sufficient only to defray the cost of operating the ferry system.

NEW SECTION. Sec. 78. Any appropriations made to the toll bridge authority respecting the ferry system shall be transferred to and made available to the commission.

NEW SECTION. Sec. 79. The transfer of powers, duties and functions, as provided in this act, shall not affect the validity of any act performed by the toll bridge authority or any officer or employee thereof prior to the effective date of this act.

NEW SECTION. Sec. 80. Upon the effective date of this act, the executive director of the toll bridge authority shall deliver to the department all books, documents, records, papers, files, or other writings; all cabinets, furniture, office equipment, motor vehicles,

and other tangible property and all funds in its custody or under its control, used or held in the exercise of the powers and the performance of the duties and functions so transferred, along with all pending business: *Provided*, That if the books, documents, records, papers, files and other writings pertaining to the functions transferred by this act to the commission are considered by the executive director of the toll bridge authority to be essential to the performance of duties retained by the authority, the executive director may deliver to the commission certified copies of such books, documents, records, papers, files and other writings."

Debate ensued.

It was moved by Senator Bailey that the amendment by Senator Stender be laid upon the table.

Senator Stender demanded a roll call and the demand was sustained by Senators Faulk, McCutcheon, Greive, Morgan, Connor, Chytil, Ridder, McCormack, and McMillan.

ROLL CALL

The Secretary called the roll. The motion was carried and the amendment by Senator Stender was laid upon the table by the following vote: Yeas, 34; nays, 14; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Durkan, Faulk, Foley, Gissberg, Guess, Hallauer, Henry, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Talley, Twigg, Uhlman, Washington, Williams, Woodall—34.

Those voting nay were: Senators Chytil, Connor, Donohue, Dore, Greive, Hanna, Herr, McCormack, McCutcheon, Morgan, Rasmussen, Ridder, Sandison, Stender—14.

Excused: Senator Freise—1.

On motion of Senator Woodall, the following amendments were adopted:

On page 15, section 30, line 30, strike "or bicycles"

On page 40, section 65, strike lines 15 and 16 and renumber the remaining subsection.

It was moved by Senator Woodall that the following amendment be adopted:

On page 16, strike all of section 31 and renumber the remaining sections consecutively.

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

It was moved by Senator Woodall that the following amendment be adopted:

On page 15, section 30, line 31, before "hours" strike "three" and insert "twelve".

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Woodall, the following amendment by Senators Woodall and Uhlman was adopted:

On page 29, section 51, line 28, following section 51 add three new sections as follows:

"Section 52, Section 43, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.342 are each amended to read as follows:

(1) Any person who drives a motor vehicle on any public highway of this state at a time when his privilege so to do is suspended or revoked or when his policy of

insurance or bond, when required under this chapter, shall have been canceled or terminated, shall be guilty of a misdemeanor [and] . Upon the first conviction therefor, he shall be punished by imprisonment for not less than ten days nor more than six months, five days of which may not be suspended. Upon the second such conviction therefor, he shall be punished by imprisonment for not less than ninety days nor more than one year, ninety days of which shall not be suspended. Upon the third such conviction therefor, he shall be punished by imprisonment for one year, no part of which shall be suspended. [and] There may also be imposed in [addition thereto] connection with each such conviction a fine of not more than five hundred dollars.

(2) The department upon receiving a record of the conviction of any person under this section upon a charge of driving a vehicle while the license of such person is under suspension shall extend the period of such suspension for an additional like period and if the conviction was upon a charge of driving while a license was revoked the department shall not issue a new license for an additional period of one year from and after the date such person would otherwise have been entitled to apply for a new license.

Sec. 53. Section 1, chapter 24, Laws of 1905, as last amended by section 1, chapter 227, Laws of 1957, and RCW 9.92.060 are each amended to read as follows:

Whenever any person shall be convicted of any crime except murder, burglary in the first degree, arson in the first degree, robbery, carnal knowledge of a female child under the age of ten years, or rape, except as provided in section 1 of this 1967 amendatory act, the court may in its discretion, at the time of imposing sentence upon such person, direct that such sentence be stayed and suspended until otherwise ordered by such court, and that the sentenced person be placed under the charge of a parole or peace officer during the term of such suspension, upon such terms as the court may determine: *Provided*, That as a condition to suspension of sentence, the court may require the convicted person to make such monetary payments, on such terms as the court deems appropriate under the circumstances, as are necessary (1) to comply with any order of the court for the payment of family support, (2) to make restitution to any person or persons who may have suffered loss or damage by reason of the commission of the crime in question, and (3) to pay any fine imposed and not suspended and the court or other costs incurred in the prosecution of the case, including reimbursement of the state for costs of extradition if return to this state by extradition was required. In no case shall a sentence be suspended under the provisions of this section unless the prisoner if sentenced to confinement in a penal institution be placed under the charge of a parole officer, who is a duly appointed and acting officer of the institution to which the person is sentenced.

Sec. 54. Section 4, chapter 227, Laws of 1957 and RCW 9.95.210 are each amended to read as follows:

The court in granting probation, may, except as provided in section 1 of this 1967 amendatory act, suspend the imposing or the execution of the sentence and may direct that such suspension may continue for such period of time, not exceeding the maximum term of sentence, except as hereinafter set forth and upon such terms and conditions as it shall determine.

The court in the order granting probation and as a condition thereof, may in its discretion imprison the defendant in the county jail for a period not exceeding one year or may fine defendant any sum not exceeding one thousand dollars plus the costs of the action, and may in connection with such probation impose both imprisonment in the county jail and fine and court costs. The court may also require the defendant to make such monetary payments, on such terms as it deems appropriate under the circumstances, as are necessary (1) to comply with any order of the court for the payment of family support, (2) to make restitution to any person or persons who may have suffered loss or damage by reason of the commission of the crime in question, and (3) to pay such fine as may be imposed and court costs, including reimbursement of the state for costs of extradition if return to this state by extradition was required, and may require bonds for the faithful observance of any and all conditions imposed in the probation. The court shall order the probationer to report to the board of prison terms and paroles or such officer as the board may designate and as a condition of said probation to follow implicitly the instructions of the board of prison terms and paroles. The board of prison terms and paroles will promulgate rules and regulations for the conduct of such person during the term of his probation."

Renumber remaining sections consecutively.

On motion of Senator Woodall, the following amendment was adopted:

On page 16, section 30, line 3, after "amended" add the following ": *Provided.* That this section shall not apply to disabled vehicles"

On motion of Senator Bailey, the following amendment was adopted:

On page 38 following line 20 of the printed and engrossed bills add a new section as follows:

"Sec. 65. Section 35, chapter 3, Laws of 1963 extraordinary session as amended by section 64, chapter 170, Laws of 1965 extraordinary session and RCW 44.40.010 are each amended to read as follows:

The joint fact-finding committee on highways, streets, and bridges originally created by chapter 111, Laws of 1947, is hereby recreated and renamed the joint committee on highways. The renaming of said committee shall not affect any powers vested in it or its duties imposed upon it by any other statute. All appropriations made to the committee under its former name shall continue to be available to said committee as renamed, the joint committee on highways. The committee shall consist of [nine] *eleven* senators to be appointed by the president of the Senate and [ten] *twelve* members of the House of Representatives to be appointed by the speaker thereof. A list of appointees shall be submitted before the close of each regular legislative session or extraordinary session following a regular session for confirmation of Senate members, by the Senate, and House members, by the House. Vacancies occurring shall be filled by the appointing authority."

Renumber the remaining sections accordingly.

On motion of Senator Guess, the following amendment was adopted:

On page 15, section 30, line 31, before "hours" strike "three" and insert "eight"

On motion of Senator Washington, the committee amendment to the title was adopted.

On motion of Senator Woodall, the following amendment by Senators Marquardt and Ridder to the title was adopted:

On page 3, line 14 of the title of the printed bill following "096;" and before "making" insert "amending section 46.16.320, chapter 12, Laws of 1961 as amended by section 21, chapter 32, Laws of 1967 and RCW 46.16.320;"

On motion of Senator Washington, the following amendment to the title was adopted:

On page 2, following the Senate committee amendment to line 30, after "82.36.020;" on the last line of the amendment, insert "amending section 46.63.100, chapter 12, Laws of 1961 as last amended by section 8, chapter..... (House Bill No. 595), Laws of 1967 extraordinary session and RCW 46.68.100;"

On motion of Senator Woodall, the following amendment by Senators Woodall and Uhlman to the title was adopted:

On page 2, line 19 of the title, after ".270;" insert "amending section 43, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.342; amending section 1, chapter 24, Laws of 1905, as last amended by section 1, chapter 227, Laws of 1957, and RCW 9.92.060; amending section 4, chapter 227, Laws of 1957 and RCW 9.95.210;"

On motion of Senator Bailey, the following amendment to the title was adopted:

On page 2, of the title, line 32, after ".300;" and before "adding" insert "amending section 35, chapter 3, Laws of 1963 extraordinary session as amended by section 64, Laws of 1965 extraordinary session and RCW 44.40.019;"

On motion of Senator Washington, the rules were suspended, Engrossed Substitute House Bill No. 722 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 722 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Freise—1.

Engrossed Substitute House Bill No. 722 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT TO STANDING COMMITTEE

The President appointed Senator Atwood to the Senate Committee on Rules and Joint Rules.

On motion of Senator Greive, the committee appointment was confirmed.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 5:10 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, April 27, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FORTY-NINTH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Thursday, April 27, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cooney, Freise and McCormack.

On motion of Senator Bailey, Senators Cooney and McCormack were excused.

On motion of Senator Atwood, Senator Freise was excused.

The Color Guard, consisting of Pages Robert Lisk, Color Bearer, and Debbie Parks, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"God of all grace, Whose dwelling place is light without the shadow of our earthborn clouds, we, who at our best, see as through a glass darkly, come seeking the radiance of Thy presence.

"As we bow at our altar of daily renewal, may a holy hush within our spirits whisper words of courage, fortitude and fidelity.

"Prosper us this day in our work. When, in these closing days of this significant session, we have done faithfully the work given our hands to do, even though some may misjudge our aim, in quietness and in confidence, may we leave the result to Thy unerring judgment. Amen."

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

The Secretary read:

SENATE RESOLUTION 1967 EX - 52

By Senator Gissberg:

Whereas, The solicitation and use of contributions from the public for real and purported charitable purposes is a multi-million dollar activity in the state of Washington and a matter of broad public concern; and

Whereas, Some charitable foundations through policies of nondisclosure and through high administrative salaries and costs are tending to lessen public confidence in charitable causes; and

Whereas, A growing number of false and borderline solicitations for alleged charitable purposes are reported to exist in this state and throughout the nation; and

Whereas, A number of states have enacted laws regulating such solicitations in some manner, and the absence of such legislation in the state of Washington may become an increasing hazard; and

Whereas, The practical and legal aspects of this matter are complex and confusing,
Now, Therefore, Be It Resolved, That the legislative council is directed to conduct an interim study on this subject, to consider the provisions of Senate Bill 560 and House Bill 443 and such other measures as may have been introduced relating to this subject and report its recommendations to the forty-first legislature.

On motion of Senator Gissberg, the resolution was adopted.

MESSAGES FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 26, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 519:

Stipulating damages which may be awarded to parent in actions for injury or death of child.

Senate Bill No. 282:

Limiting amount of credit life insurance under a group policy.

Senate Bill No. 194:

Raising minimum wage.

Very truly yours,

Raymond W. Haman,

Legal Counsel to the Governor.

GUBERNATORIAL APPOINTMENT

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Parks and Recreation Commission, subject to your confirmation:

Wilfred Woods, appointed December 31, 1966, for a term ending December 31, 1972, succeeding James Hovis.

Sincerely,

DANIEL J. EVANS,

Governor.

It was moved by Senator Hanna that the rules be suspended and the appointment of Wilfred Woods to the position of member of the State Parks and Recreation Commission, be now confirmed.

PERSONAL PRIVILEGE

Senator Hanna:

"Mr. President and members of the Senate:

"It gives me a great deal of pleasure to be able to speak on behalf of the appointment of Wilfred Woods as a member of the State Parks and Recreation Commission. Wilfred Woods, as you know, is the publisher of the Wenatchee Daily World which is now and has been a daily paper published in Wenatchee and has for many, many years in the past history supported recreation programs and the betterment of the state of Washington and the progress of the state of Washington. He comes from a very rich tradition of people who are interested in matters of this kind. His father, Rufus Woods, former publisher of the Wenatchee Daily World, was one of the leading exponents in the building of the Grand Coulee Dam, and Wilfred has followed in that same tradition. He has shown extreme interest in matters of water resources and, as I say, in matters of community affairs. Many of you served in the House of Representatives with his aunt, former State Representative Eva Anderson, who still is extremely active politically and who follows with interest the affairs of the state and the legislature.

"I am extremely happy and proud to ask the Senate today to confirm the appointment of Wilfred Woods to this position."

Senator Washington:

"Mr. President and members of the Senate:

"I want to just confirm the statements of Senator Hanna. Wilfred has a real knowledge of the recreational potentials and problems that need to be solved not only in the Chelan and Cascade area but as far as the Columbia Basin is concerned, and his

appointment was uniformly greeted with approval. I heartily endorse Senator Hanna's statements and believe that you will vote for his confirmation."

Senator Atwood:

"Mr. President and members of the Senate:

"I would like to concur in the remarks of Senator Hanna and Senator Washington. Wilfred Woods is one of the real staunch supporters of outdoor recreation in our state and I urge everyone to confirm him."

The motion was carried.

APPOINTMENT OF WILFRED WOODS

The Secretary called the roll and the appointment of Wilfred Woods to the position of member of the State Parks and Recreation Commission, was confirmed by the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 4; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—42.

Absent or not voting: Senators Dore, Peterson (Lowell), Ridder, Williams—4.

Excused Senators Cooney, Freise, McCormack—3.

Having received the approval of the Senate, the appointment of Wilfred Woods to the position of member of the State Parks and Recreation Commission was confirmed.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 26, 1967.

Mr. President:

The House has granted the request of the Senate for a conference on House Bill No. 686 and the Senate amendment thereto and the Speaker has appointed as members of the Conference Committee thereon, Representatives Brouillet, Gladder, Murray, Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 26, 1967.

Mr. President:

The House adopted the report of the Conference Committee on Engrossed House Bill No. 133 and has passed the bill with the Senate amendments.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 26, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 202, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk*.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 27, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 202:

Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants, have had the same under

consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to the Washington state arts commission; amending section 43.46.020, chapter 8, Laws of 1965 and RCW 43.46.020; amending section 43.46.030, chapter 8, Laws of 1965 and RCW 43.46.030; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.46 RCW.

Be It Enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. There is added to chapter 8, Laws of 1965 and to chapter 43.46 RCW a new section to read as follows:

The commission may develop, promote and administer any activity, project, or program within or without this state which is related to the growth and development of the arts and humanities in the state of Washington and may cooperate with any person or public or private agency to this end.

NEW SECTION. Sec. 2. There is added to chapter 8, Laws of 1965 and to chapter 43.46 RCW a new section to read as follows:

The commission may select and employ a full time executive secretary, who shall receive no other salary and shall not be otherwise gainfully employed. Subject to the provisions of chapter 41.06 RCW, the commission may also employ such clerical and other assistants as may be reasonably required to carry out its functions and shall fix their compensation.

Sec. 3. Section 43.46.020, chapter 8, Laws of 1965 and RCW 43.46.020 are each amended to read as follows:

There is hereby established a Washington state arts commission. The commission shall be composed of twenty-one members appointed by the governor. *Two members shall be members of the legislature, one to be appointed from the senate and one to be appointed from the house of representatives. The legislative members so appointed shall be from opposite major political parties. The remaining members shall be appointed representing the various categories of the arts including architecture, painting, sculpture, music, landscape architecture, crafts, literature, graphic arts, theatre arts and dance. The governor shall consider nominations for membership from architectural, art, music, literary and other cultural organizations. Members shall be selected where practicable from the various geographical areas of the state.*

Sec. 4. Section 43.46.030, chapter 8, Laws of 1965 and RCW 43.46.030 are each amended to read as follows:

Initial appointments shall be seven members for one year terms, seven members for two year terms and seven members for three year terms. *The office of a legislative member shall become vacant whenever he ceases to be a member of the senate or house of representatives from which he was appointed.* Subsequent appointments shall be for three year terms except appointments for vacancies which shall be for unexpired terms.

Senate Members:

Wes C. Uhlman
Robert W. Twigg
August P. Mardesich

House Members:

Jonathan Whetzel
David G. Sprague
Donald H. Brazier, Jr.

On motion of Senator Durkan, the report of the Free Conference Committee was ordered printed and placed upon the members desks.

On motion of Senator Durkan, further consideration of the report of the Free Conference Committee on Engrossed House Bill No. 202 was deferred until copies of the report could be printed and distributed to the Senate.

The Senate advanced to the seventh order of business.

SECOND READING OF BILLS AND RESOLUTION

Engrossed Substitute House Bill No. 713, by Committee on Transportation:

Making appropriations for operations and capital improvements of highway commission and toll bridge authority.

On motion of Senator Washington, Engrossed Substitute House Bill No. 713 was ordered to retain its place at the end of the second reading calendar for today.

Engrossed House Bill No. 8, by Representatives O'Brien, Copeland and Gorton (by Legislative Council request):

Providing for committees of the legislative council, revising expense and voucher procedure, and authorizing special committee members.

On motion of Senator Bailey, Engrossed House Bill No. 8 was ordered to retain its place on second reading immediately following consideration of Senate Concurrent Resolution No. 15.

Senate Concurrent Resolution No. 15, by Senators Sandison, Ryder, McCormack, Hallauer and Lewis:

Providing for continuation of the temporary advisory council on public higher education.

The resolution was read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 15 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 15 and the resolution passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 2; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Absent or not voting: Senators Hallauer, Ridder—2.

Excused: Senators Cooney, Freise, McCormack—3.

Senate Concurrent Resolution No. 15 having received the constitutional majority, was declared passed.

On motion of Senator Ryder, Senate Concurrent Resolution No. 15 was ordered immediately transmitted to the House.

MOTION

On motion of Senator Greive, the President declared the Senate to be at ease.

The President called the Senate to order at 12:30 p.m.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 468, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 387 and has passed the bill as amended by the Free Conference Committee.
Sidney Snyder, *Asst. Chief Clerk*.

MOTION

On motion of Senator Greive, the Senate resumed consideration of the report of the Free Conference Committee on Engrossed House Bill No. 202.

It was moved by Senator Uhlman that the report of the Free Conference Committee be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Canfield:

"Mr. President, would Senator Uhlman yield to a question:
"Senator Uhlman, what is the approximate cost of this bill as now amended?"

Senator Uhlman:

"There is no appropriation in this bill at all, Senator. The appropriation has already been agreed to and built into the budget bill and has now been signed I believe by all six conferees, so that will not have an impact as far as this bill is concerned."

Senator Canfield:

"Is the amount \$5,000 a biennium?"

Senator Uhlman:

"It has been \$5,000 in the past but this year the arts commission prevailed upon the Governor and the budget committee to increase the appropriation so they can do a more meaningful job, but that really has nothing to do at all with this particular bill."

Senator Canfield:

"Mr. President, would Senator Durkan yield to a question:
"Senator Durkan, what is the financial impact of this bill as you understand it at the present time?"

Senator Durkan:

"Mr. President and members of the Senate:
"We took the Governor's figures as he recommended them to us."

Debate ensued.

The motion was carried and the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 202 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg,

Greive, Guess, Hanna, Henry, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting were: Senators Hallauer, Herr, Metcalf, Morgan, Peterson (Lowell), Sandison—6.

Excused: Senator Freise—1.

Engrossed House Bill No. 202 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Washington, Huntley, Bailey and Ryder to escort Senator James E. Keefe to a place of honor upon the rostrum.

PRESIDENT'S PRIVILEGE

The President:

"Esteemed members of the Senate, ladies and gentlemen:

"It is a rare privilege for the President to have the opportunity to present to you at this time a descendant of his old friend, President George Washington. At this time the President should like to present to you, Senator Nat Washington, chairman of the Senate committee on highways."

Senator Washington:

"Mr. President and members of the Senate:

"We are commemorating for the first time the removal of a contract by the legislature after it has once been entered into. Of course, it is unconstitutional to ever interfere with the performance of a contract, yet our esteemed Senator from Spokane has achieved that earth-shattering feat in his motion and amendment to take out the concrete barriers on Division Avenue in Spokane. Of course they had already been laid and were a part of the contract duly and legally entered into. We felt that this earth-shattering performance on the part of Senator Keefe did have behind it a real parliamentary move. It showed his persuasive ability before the Senate in getting this august body to accept such an earth-shaking precedent, doing what they did. Only by great effort the following day when the facts and figures were finally presented were we able to overcome the silver tongued oratory on the part of our great champion from Spokane. At this time in showing our appreciation to him we have a portion of that great concrete barrier that may achieve a fame comparable to that of the Wall of China. We are giving him this concrete block at this time and it is something I know that he will always cherish for the rest of his life."

Senator Keefe:

"Mr. President, members of the Senate:

"I'm overwhelmed and I know I will take this back home with me where the people will probably erect a monument to me on Division Avenue. I hope the Lord takes a liking to you, but not too soon.

"Thank you."

Senator Washington:

"I might add that it was with much quaking that the highway department heard of the action taken by the Senate that they thought surely this was going to be signed by the Governor and they actually started to remove the concrete, so we had this flown over to give to you today."

The committee of honor came forward and escorted Senator Keefe from the rostrum.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The Speaker has signed: House Bill No. 133, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 25, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed Senate Bill No. 630, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 23, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed Senate Bill No. 630, Creating a board of ethics in each house of the legislature, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act creating boards of legislative ethics; prescribing powers, duties and functions; providing procedures in relation thereto; and declaring an emergency.

Be It Enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. Definition of terms:

(1) "Legislator" means a current member of the senate or house of representatives of the state of Washington. The term shall include an appointee to either house.

(2) "Board" or "board of ethics" means the senate board of legislative ethics or the house board of legislative ethics, created by this act, or the joint board, whichever is appropriate.

(3) "Unethical conduct" means any conduct which constitutes a violation of chapter 42.21 RCW, as now or hereafter amended, or of any other constitutional provision, statute, rule or joint rule prescribing standards of conduct or a code of ethics for legislators.

(4) "Legislative employee" means any person employed by either house on a temporary or permanent basis as well as any employee of a permanent or interim legislative committee.

NEW SECTION. Sec. 2. There is created within each house of the legislature a board of legislative ethics composed of eight members. Prior to the close of the present session of the legislature the respective chairmen of the majority and minority senate caucuses shall each appoint two senators from their own caucus and in addition thereto shall each appoint two persons who are not active members of the legislature to serve as lay members of the senate board, and the eight members so selected shall constitute the senate board of ethics; and the respective chairmen of the majority and minority caucuses in the house of representatives shall each appoint two members from their own caucus and in addition thereto shall each appoint two persons who are not active members of the legislature to serve as lay members of the house board, and the eight members so selected shall constitute the house board of ethics. All such appointments of legislative and lay members shall be subject to the consent of the caucus wherein the appointment is made. The terms of legislative members shall be until they are no longer a member of the legislature or until their successors are appointed, whichever is sooner, and the terms of lay members shall be until their successors are appointed; and no member shall be removed during his term except for cause. Successors to legislative and lay members shall be appointed on the day on which the next succeeding regular session of the legislature shall adjourn *Sine Die*: *Provided*, That if prior to such adjournment *Sine Die*, the governor shall have proclaimed an extraordinary session of the legislature, the appointments shall not be made until the day on which such extraordinary session shall adjourn *Sine Die*. Legislative and lay members shall both be eligible for reappointment. Vacancies in the position of legislative or lay members shall be filled by the same appointing power and

in the same manner as for the member vacating. The members of each board shall elect as chairman a legislator member thereof.

NEW SECTION. Sec. 3. The jurisdiction of the respective boards of ethics created by this act shall be strictly limited to the consideration of the conduct of the members of its own house and the conduct of employees of its own house.

NEW SECTION. Sec. 4. Each lay member appointed by the respective caucus chairmen shall within thirty days after his appointment sign and file an affidavit with the secretary of the senate or the chief clerk of the house of representatives, whichever is appropriate, that during his term of office he will not engage in any legislative activity designed to defeat or enhance the passage of any legislative bill or measure. Upon the failure of a lay member to sign and file an affidavit as required by this section, the chairman of the board to which he was appointed shall declare his seat vacant.

NEW SECTION. Sec. 5. The boards may meet as frequently as they deem necessary, whether or not the legislature is in session. For attendance at meetings during the interim or in attending to other business of his board during the interim, each legislative member shall be entitled to the allowances provided for in RCW 44.04.120, and each lay member shall be entitled to twenty-five dollars per diem and a travel allowance of ten cents per mile from funds appropriated for that purpose.

All expenses incurred by a board or any member thereof shall be paid upon voucher forms as provided by the budget director and signed by the chairman of the board or his designee: *Provided*, That vouchers for the expenses of the joint board shall be signed by the chairman of the legislative council and attested by the chairman of the joint board.

A majority of a board shall constitute a quorum.

NEW SECTION. Sec. 6. The boards jointly shall:

(1) Prepare for the adoption by the forty-first legislature a code of ethics to govern the conduct of the members and employees thereof, and may from time to time present to the legislature amendments or revisions to the code. The code of ethics shall follow the following principles: In private transactions, or activities involving an economic benefit to himself, and in the exercise of official responsibility, a legislator should avoid (a) action which destroys his independence of judgment as a legislator, (b) involves undue influence upon any state agency, court, or governmental subdivision, or (c) constitutes an abuse of his official position or a violation of his trust.

The code, and each revision or amendment thereto, shall be prepared in the form of joint rules of the senate and the house of representatives and shall be submitted in the form of a concurrent resolution at the commencement of the forty-first session of the legislature, and any revision or amendment thereto shall be submitted at the next session of the legislature following its preparation. Such code, or revision or amendment thereof, when adopted, shall become effective as standards of conduct for the members and employees of the legislature.

For the purpose of complying with the provisions of this section, the joint board shall select a chairman who may be either a legislator member or a lay member, a vice chairman and a secretary; and meetings of the joint board shall be called by the chairman when deemed necessary for the performance of the duties of the joint board.

The code submitted to the legislature for adoption shall be approved by a majority of the members of the joint board.

(2) To recommend other legislation and other action relating to legislative ethics.

(3) Investigate possible unethical conduct of employees of legislative interim committees in the same manner as hereafter specified for employees of one house.

NEW SECTION. Sec. 7. Each board shall have the following powers, duties and functions:

(1) Upon the request of any member of its own house or whenever in a board's judgment the public interest requires, to render advisory opinions with regard to questions arising under the code of legislative ethics or statutes governing legislative ethics or conduct, or other issues involving legislative ethics. Such advisory opinions, with such deletions and changes as shall be necessary to protect the identity of the persons involved or seeking them, shall be published by the board periodically.

(2) Whenever in a board's judgment the public interest requires, to investigate possible unethical conduct by one or more members of its own house or by a legislative employee of its own house as to violations of the code of legislative ethics or statutes governing legislative ethics. Any such investigation shall be conducted in accordance with the following procedures:

(a) When the conduct of a particular legislator or legislative employee is under investigation, and a board decides to hold a hearing thereon, such legislator or legislative employee shall receive at least thirty days' written notice of the matters under investigation, and shall be entitled to present evidence, cross-examine witnesses and be represented by counsel.

(b) Because hearings conducted by a board may, in some cases, involve alleged misconduct by particular legislators or legislative employees, the board shall hold hearings in closed session and the fact that hearings are being held or are to be held shall also be regarded as confidential information. However, any legislator or legislative employee who has received a notice of hearing under the terms of subparagraph (a) above, may advise the board that he elects that such hearing be public and the board shall be bound by the election if such election was made in writing and formally presented to the chairman of the board not less than seven days prior to the date set for the hearing.

(c) A board may designate a subcommittee of the board to conduct hearings. The board, or if designated thereby, any member or subcommittee of the board, may issue subpoenas for the attendance and testimony of witnesses and the production of documentary evidence relating to any matter under examination by the board or involved in any hearing, administer oaths or affirmations, examine witnesses and receive evidence. In case of disobedience to a subpoena, the board may invoke the aid of any superior court of the state. Such court may, in case of refusal to obey a subpoena issued to such person, issue an order requiring such person to appear before the board, or to produce documentary evidence, or to give evidence, and any failure to obey such order may be punished by that court as contempt. Notwithstanding any other provision of law, every public official, state agency, and local governmental unit shall furnish to the board any documents, records, data, statements or information which the board designates as being necessary for the exercise of its functions, powers or duties.

(d) Members of a board shall disqualify themselves in any case involving a legislator or legislative employee whom they cannot judge impartially. No finding of unethical conduct on the part of any legislator shall be valid unless signed by at least two-thirds of the members of the board who have not disqualified themselves.

(e) All testimony, documents, records, data, statements or information received by a board in the course of any investigation shall be held private and confidential except in the course of a public hearing. If the board shall make a finding of unethical conduct, it shall transmit its findings and recommendations as provided in subsection (f) of this section.

(f) Whenever a board finds that a legislator or legislative employee has engaged in unethical conduct, the board shall report its findings and recommendations directly to the rules committee of its own house, or to such other officer or committee as may be provided in the rules of such house, for such action as may be appropriate. The report shall include a recommendation as to whether the findings should remain confidential or become a matter of public record. A copy of the report shall be sent, by registered mail, to the legislator or legislative employee under investigation. The board shall notify the appropriate law enforcement agency directly if the board makes a finding that it has reasonable grounds to believe that a criminal violation of chapter 42.21 RCW or chapter 9.18 RCW has occurred.

(3) To provide a continuing program of education, assistance, and information to legislators with regard to legislative ethics.

(4) To make such rules for its own functioning and exercise such powers as may be appropriate for the discharge of the responsibilities of the board not in conflict with this act or the joint rules of the legislature.

NEW SECTION. Sec. 8. The legislative council shall provide necessary staff services to the board.

NEW SECTION. Sec. 9. Nothing contained in this act shall prevent the discharge of any legislative employee without recourse to the provisions hereof.

NEW SECTION. Sec. 10. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Senate Members:

Fred H. Dore
James Andersen
William A. Gissberg

House Members:

Thomas A. Swayze
William S. Day
Norwood Cunningham

It was moved by Senator Dore that the report of the Free Conference Committee on Engrossed Senate Bill No. 630 be adopted.

Debate ensued.

PERSONAL PRIVILEGE

Senator McMillan:

"Mr. President and members of the Senate:

"I wish to take this opportunity to congratulate Senator Dore on his interest and his unflagging zeal which he has displayed not only at this session but the 1965 session as well to bring an ethics bill before the Senate. Now we have read in the newspapers throughout this session that people were disturbed about the ethics of the Senate. I read there was a group of young people around Seattle that felt if we didn't do something, they were going to. They were going to present to the citizens of this state that we were lax and that we were not anxious to have a standard of ethics, that we wanted to deal in an underhanded way with the people of the state, that we wanted to come to Olympia and make money personally. Now I think this is an excellent effort on the part of Senator Dore. The other day we had the amendment presented by the Senator from Yakima regarding punitive damages that would be sustained or inflicted on lobbyists who exceeded the standards of propriety and bribed legislators and submitted false expense accounts to the detriment of Senators or Representatives that had not been beneficiaries of these expenses that they listed for their employers. I voted for that amendment and I didn't do it in a manner to discredit Senator Dore because I thought it was a good amendment. I don't think any of the activities of Senator Dore in regard to this bill or any other bill have been prompted by any other thought or action but that of good ethical standards, and I wish to so state that is my position."

The motion was carried and the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 630 as amended by Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting were: Senators Hallauer, Herr, Herrmann, Peterson (Lowell), Ridder, Sandison—6.

Engrossed Senate Bill No. 630 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., April 25, 1967.

Mr. President:

The House refuses to recede from its amendment to Engrossed Senate Bill No. 122 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 122 and the House amendments thereto, Representatives Cunningham, Swayze, Bottiger.

Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Dore, the request of the House for a conference was granted.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 122, Senators Dore, Woodall and Donohue.

On motion of Senator Dore, the Conference Committee appointments were confirmed.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 27, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 934, Implementing law putting additional limitations on regular property tax revenue, have had the same under consideration, and we are unable to agree and ask for powers of Free Conference.

Senate Members:

Walter B. Williams
Mike McCormack

House Members:

Slade Gorton
Mary Ellen McCaffree
Leonard A. Sawyer

On motion of Senator McCormack, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time and acted upon as indicated:

Senate Bill No. 650, by Senator Durkan:

An Act relating to limitations on indebtedness of taxing districts; prescribing additional limitations on such indebtedness; adding a new section to chapter 143, Laws of 1917 and to chapter 39.36 RCW; and declaring an emergency.

Referred to Committee on Ways and Means.

SECOND READING OF BILLS

Engrossed House Bill No. 8, by Representatives O'Brien, Copeland and Gorton (by Legislative Council request):

Providing for committees of the legislative council, revising expense and voucher procedure, and authorizing special committee members.

On motion of Senator Greive, Engrossed House Bill No. 8 was ordered to retain its place on the second reading calendar immediately following consideration of Engrossed Substitute House Bill No. 713.

Engrossed Substitute House Bill No. 713, by Committee on Transportation:

Making appropriations for operations and capital improvements of highway commission and toll bridge authority.

REPORT OF STANDING COMMITTEE

Engrossed Substitute House Bill No. 713:

Senate Chamber,
Olympia, Wash., April 24, 1967.

Making appropriations for operations and capital improvements of highway commission and toll bridge authority (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments.

On page 3, section 1, line 11 of the printed and engrossed bills, strike "383,515,000" and insert "370,215,000"

On page 3, section 1, line 12 of the printed and engrossed bills before "PROGRAM NO. 8" insert the following material:

"PROGRAM NO. 7A, STATE HIGHWAY CONSTRUCTION—URBAN AREAS

(1) For location, design, right of way and construction of state highways in urban areas in accordance with sections 9 through 13 of chapter.....(House Bill No. 595), Laws of 1967 extraordinary session.....\$17,000,000

(2) For location, design, right of way and construction of state highways in urban areas and to pay the expenses incurred in the printing, issuance and sale of bonds in accordance with sections 9 through 13 and 39 of chapter.....(House Bill No. 595), Laws of 1967 extraordinary session. This is a specific appropriation of the proceeds of bonds authorized by sections 36 through 43, chapter.....(House Bill No. 595), Laws of 1967 extraordinary session..... 42,000,000

On page 5, following section 4 on line 29 of the printed and engrossed bills add five new sections to read as follows:

"NEW SECTION. Sec. 5. There is hereby appropriated from the urban arterial trust account in the motor vehicle fund to the urban arterial board for the biennium ending June 30, 1969, the sum of seventeen million two hundred thousand dollars to carry out the provisions of sections 14 through 35 of chapter.....(House Bill No. 595), Laws of 1967 extraordinary session.

NEW SECTION. Sec. 6. There is hereby appropriated from the urban arterial trust account in the motor vehicle fund to the urban arterial board for the biennium ending June 30, 1969, the sum of thirty-four million three hundred thousand dollars to carry out the provisions of sections 14 through 35 and 48 of chapter.....(House Bill No. 595), Laws of 1967 extraordinary session. This is a specific appropriation of the proceeds of bonds authorized by sections 45 through 52, chapter.....(House Bill No. 595), Laws of 1967 extraordinary session.

NEW SECTION. Sec. 7. There is hereby appropriated from the motor vehicle fund to the state treasurer for the biennium ending June 30, 1969, the sum of one million four hundred thousand dollars for transfer to the highway bond retirement fund for payment of interest on bonds as authorized by sections 36 through 43 of chapter.....(House Bill No. 595), Laws of 1967 extraordinary session.

NEW SECTION. Sec. 8. There is hereby appropriated from urban arterial trust account in the motor vehicle fund to the state treasurer for the biennium ending June 30, 1969, the sum of one million two hundred thousand dollars for transfer to the bond retirement fund for payment of interest on bonds as authorized by sections 45 through 52, chapter.....(House Bill No. 595), Laws of 1967 extraordinary session.

NEW SECTION. Sec. 9. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions and shall take effect immediately."

On page 1, line 2 of the title after "commission" and before "and" insert ", the urban arterial board"

On page 1, line 3 of the title before the period following "authority" insert "; making appropriations to the state treasurer for transfers to bond retirement funds; and declaring an emergency"

Nat Washington, *Chairman*,
Al Henry, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Larry Faulk, Herbert H. Freise, Sam C. Guess, Wilbur G. Hallauer, Karl Herrmann, Reuben A. Knoblauch, Frances Haddon Morgan, Ted G. Peterson, Robert C. Ridder, John H. Stender, Don L. Talley.

It was moved by Senator Washington that the rules be suspended and that Engrossed Substitute House Bill No. 713 be considered by the Senate without resolving itself into a Committee of the Whole.

The motion was carried.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Substitute House Bill No. 713 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 713 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—42.

Absent or not voting were: Senators Durkan, Hallauer, Hanna, Lewis, McCutcheon, Peterson (Lowell), Uhlman—7.

Engrossed Substitute House Bill No. 713 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The President declared the Senate to be at ease.

The President called the Senate to order at 4:50 p.m.

The Senate returned to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The Speaker has signed: House Bill No. 387, and the same is herewith transmitted.
Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 202 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has passed: House Bill No. 979,
House Bill No. 980,
House Concurrent Resolution No. 53,
House Concurrent Resolution No. 54,
House Concurrent Resolution No. 55, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has passed: Engrossed House Bill No. 978, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Senate Bill No. 419, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 27, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 419, providing for the payment of compensation by abutting owners for property acquired through vacation of streets and alleys., have had the same under consideration and we are unable to agree and request the powers of Free Conference.

Senate Members:

Wilbur G. Hallauer
R. R. Bob Greive
Fred G. Redmon

House Members:

John L. O'Brien
Joseph L. McGavick
Dale E. Hoggins

On motion of Senator Gissberg, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 934, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 27, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 934, implementing law putting additional limitations on regular property tax revenue, have had the same under consideration, and we recommend that the attached substitute bill do pass.

An Act relating to revenue and taxation; amending sections 1, 2, 3, 4 and 5, chapter 174, Laws of 1965 extraordinary session, and RCW 84.54.010, 84.54.020, 84.54.030, 84.54.040 and 84.54.050; amending section 36.21.011, chapter 4, Laws of 1963 and RCW 36.21.011; adding a new section to chapter 15, Laws of 1961 and to chapter 84.40 RCW; adding new sections to chapter 174, Laws of 1965 extraordinary session and to chapter 84.54 RCW; and declaring an emergency.

Be It Enacted by the Legislature of the State of Washington:

Section 1. Section 1, chapter 174, Laws of 1965 extraordinary session, and RCW 84.54.010 are each amended to read as follows:

As used in this chapter:

(1) The term "regular property tax levy" shall mean the [revenues from] *total dollar amount of all property tax* levies on property in the taxing district, excluding excess levies levied under the provisions of Article VII, section 2 of the Constitution of the state of Washington and chapter 84.52 RCW, excluding levies for bond debt retirement, and excluding levies pursuant to RCW 53.36.100;

(2) [The term "regular property tax revenue" shall mean the total dollar amount received by the taxing district from its regular property tax levy;

[(3)] The term "revalue" or "revalued" shall mean such changes as are made on the county assessor's valuation of the property because of changes pertaining to the particular property including, but not limited to, construction improvements, other changes in value, and similar changes made as to the property or properties in the immediate area;

[(4)] (3) The term "taxing district" shall mean any taxing district as defined in RCW 84.04.120 except the state of Washington.

Sec. 2. Section 2, chapter 174, Laws of 1965 extraordinary session, and RCW 84.54.020 are each amended to read as follows:

In addition to the other limitations provided by law, a taxing district's regular property tax [revenue shall be limited so that the taxing district's total amount of regular property tax revenues from taxes levied] *levy* in any year [and] *for taxes* payable in the following year shall not exceed the [sum] *total* of the following:

(1) The. [total dollar amount of] regular property tax [revenues] *levy* in that taxing district [from taxes levied] in the preceding year [and] *for taxes* payable in the

current year [including in the case of a school district the revenues derived by the state from any property tax for the support of common schools levied upon property located within such school district];

(2) A [An additional] dollar amount calculated by multiplying the net increase or decrease of assessed value in that taxing district resulting from the appraisal and valuation of property improved, constructed, or revalued, and resulting from the addition of property in areas annexed, during the period from March 2 of the preceding year to March 1 of the current year such assessed value to be at the same assessment rate as utilized in the preceding year by the [property tax levy] maximum millage rate of that taxing district authorized by law for taxes levied the preceding year [.] ;

(3) An additional dollar amount calculated by multiplying the excess of the maximum millage as authorized by this 1967 amendatory act for such taxing district (plus in the case of cities and towns the additional millage required to be levied pursuant to RCW 41.16.060) over the millage for the regular property tax levy of that taxing district for taxes levied the preceding year by the total assessed valuation of the property as of March 1 of the preceding year;

(4) And an additional dollar amount, in the case of a county, representing the increased and additional costs to be expended by the county assessor [in the year the taxes are payable] to enable the county assessor of that county to carry out any program of assessments, appraisal and valuation of property within the county required by the Constitution or laws of the state.

Unless the maximum regular property tax levy is otherwise altered as authorized by RCW 84.54.050 as amended in section 5 of this 1967 amendatory act, the maximum millage rate shall be determined by dividing the total [authorized] dollar amount authorized by this section by the assessed valuation.

Sec. 3. Section 3, chapter 174, Laws of 1965 extraordinary session, and RCW 84.54.030 are each amended to read as follows:

The maximum [millage rate] regular property tax levy for (a) taxing districts created by or resulting from incorporations, and (b) existing taxing districts whose levies are subject to the forty mill limit set forth in RCW 84.52.050 and which either in 1964 levied less than the maximum millage authorized by law, or made no levy for the previous year shall for the first tax year for which a levy is made, after the adoption of this 1967 amendatory act [be computed in the following manner:

For taxing districts created by incorporations, the maximum millage rate authorized pursuant to this chapter shall equal the total dollar amount of assessed valuation multiplied by a millage rate to be determined by multiplying the maximum millage rate authorized by RCW 84.52.050 for such taxing district (plus in the case of cities and towns the additional millage required to be levied pursuant to RCW 41.16.060) [times] by the quotient of the maximum millage rate for general county purposes of the county in which [the new] such taxing district is located determined as provided in RCW 84.54.020 as amended in section 2 of this 1967 amendatory act, divided by the maximum millage rate authorized by RCW 84.52.050 for general county purposes: *Provided*, That in the event the taxing district is located in more than one county, then the maximum millage rate of the county affected having the highest maximum millage rate under this chapter, shall be used to determine this quotient.

For the purposes of this [sub] section all millage rates and authorized levies used for making these computations shall be for the same tax year.

In succeeding tax years the maximum regular property tax [revenue] levy shall be limited to that which is authorized by RCW 84.54.020 as amended in section 2 of this 1967 amendatory act or which may be authorized by RCW 84.54.050 as amended in section 5 of this 1967 amendatory act.

Sec. 4. Section 4, chapter 174, Laws of 1965 extraordinary session, and RCW 84.54.040 are each amended to read as follows:

[In the event of] The maximum regular property tax levy for taxing districts created by or resulting from merger or consolidation [, the merged or consolidated taxing district's regular property tax revenue] shall for the first tax year be determined by combining the regular property tax [revenue and any increases of assessed value of] levies for the previous year for the component taxing districts, and applying to such combined [values] levies the computations prescribed by RCW 84.54.020 as amended in section 2 of this 1967 amendatory act: *Provided*, That for the purposes of determining the additional dollar amount of increases in assessed value required by RCW 84.54.020(2) as amended in section 2 of this 1967 amendatory act, in the event

that the actual millage rates levied in the previous year in the component taxing districts are not equal, then the highest actual millage rate levied by a component taxing district shall be used.

In succeeding tax years the maximum regular property tax [revenue] levy shall be limited to that which is authorized by RCW 84.54.020 as amended by section 2 of this 1967 amendatory act, unless otherwise altered as authorized by RCW 84.54.050 as amended by section 5 of this 1967 amendatory act.

Sec. 5. Section 5, chapter 174, Laws of 1965 extraordinary session, and RCW 84.54.050 are each amended to read as follows:

[Notwithstanding] The limitations set forth in RCW 84.54.020, 84.54.030, and 84.54.040 as each are amended in this 1967 amendatory act [, the regular property tax revenues of a district may be increased,] shall not prevent a regular property tax levy in excess of the amount a taxing district is permitted to levy thereby, subject to the limitations of the provisions of Article VII, section 2, of the Constitution of the state of Washington and RCW 84.52.050, when authorized by a proposition approved by a majority of the voters of the taxing district voting on the proposition at a general election held within the taxing district, or at a special election of the taxing district held at the time of a state general election, or at the time of a general election of a city or town in which said taxing district is wholly included. [The proposition so voted on shall also state the estimated millage rate proposed. Thereafter the new amount fixed at such election shall be used to compute the maximum amount permitted as such taxing district's regular property tax revenue as provided in RCW 84.54.020 unless such increase is limited for a specified number of years or such amount is subsequently increased or decreased pursuant to this section.] *The maximum amount permitted as a taxing district's regular property tax levy as provided in RCW 84.54.020 as amended in section 2 of this 1967 amendatory act shall be increased to the extent that the regular property tax levy fixed at such election is utilized by the taxing district in the fixing of an actual millage rate. Thereafter the maximum regular property tax levy shall be computed as provided in this chapter based upon such increased maximum.*

NEW SECTION. Sec 6. There is added to chapter 174, Laws of 1965 extraordinary session and to chapter 84.54 RCW a new section to read as follows:

Any proposition to be voted upon increasing the regular property tax revenue shall set forth on the ballot in terms of dollars the amount of the last levied regular property tax revenue and the proposed increased amount of same together with an estimate of the millage that will be required to produce the increased dollar amount. Except for those elections where the proposition and ballot submitted to the voters complied with these requirements, no election to authorize an increase in the regular property tax levy held prior to the effective date of this 1967 amendatory act shall be taken to permit a levy in 1968 in excess of that permitted by subsections (1), (2) and (4) of section 2 of this 1967 amendatory act.

Sec. 7. Section 36.21.011, chapter 4, Laws of 1963 and RCW 36.21.011 are each amended to read as follows:

Any assessor who deems it necessary to enable him to complete the listing and the valuation of the property of his county within the time prescribed by law, (1) may appoint one or more well qualified [citizens of his county] persons to act as his assistants or deputies; and each such assistant or deputy so appointed shall, under the direction of the assessor, after taking the required oath, perform all the duties enjoined upon, vested in or imposed upon assessors, and (2) may contract with any persons, firms or corporations, [regardless of their residence,] who are expert appraisers, to assist in the valuation of property.

To assist each assessor in obtaining adequate and well qualified assistants or deputies, the state department of personnel, after consultation with the Washington state association of county assessors, the Washington state association of county commissioners and the department of revenue, shall establish by July 1, 1967, and shall thereafter maintain, a classification and salary plan for those employees of an assessor who act as appraisers. The plan shall recommend the salary range and employment qualifications for each position encompassed by it, and shall, to the fullest extent practicable, conform to the classification plan, salary schedules and employment qualifications for state employees performing similar appraisal functions.

If an assessor intends to put such plan into effect in his county, he shall inform the department of revenue and the board of county commissioners of this intent in writing. The department of revenue and the board may thereupon each designate a representative, and such representative or representatives as may be designated by the

department of revenue or the board, or both, shall form with the assessor a committee. The committee so formed may, by unanimous vote only, determine the required number of certified appraiser positions and their salaries necessary to enable the county assessor to carry out the requirements relating to revaluation of property in chapter 84.41 RCW. The determination of the committee shall be certified to the board of county commissioners. The committee provided for herein may be formed only once in a period of four calendar years.

After such determination, the assessor may provide, in each of his four next succeeding annual budget estimates, for as many positions as are established in such determination. Each board of county commissioners to which such a budget estimate is submitted shall allow sufficient funds for such positions. An employee may be appointed to a position covered by the plan only if the employee meets the employment qualifications established by the plan.

NEW SECTION. Sec. 8. There is added to chapter 174, Laws of 1965 extraordinary session and to chapter 84.54 RCW a new section to read as follows:

Chapter 84.54 RCW as amended by this 1967 amendatory act shall not apply to any school district: *Provided, However,* That no school district may make a regular property tax levy in excess of an amount that would be produced by a levy of fourteen mills multiplied by an assessed valuation equal to twenty-five percent of the true and fair value of the taxable property in such school district, as determined by the department of revenue's indicated county ratio.

NEW SECTION. Sec. 9. There is added to chapter 174, Laws of 1965 extraordinary session and to chapter 84.54 RCW a new section to read as follows:

No election held pursuant to RCW 84.54.050 as amended in section 5 of this 1967 amendatory act, whether the election is held before or after the effective date of this 1967 amendatory act, shall be valid to authorize a regular property tax levy which would produce more revenue than would be produced by a levy of the number of mills available to the taxing district under statutes other than chapter 84.54 RCW as amended in this 1967 amendatory act multiplied by an assessed valuation equal to twenty-five percent of the true and fair value of the taxable property in the taxing district as determined by the department of revenue's indicated county ratio.

NEW SECTION. Sec. 10. There is added to chapter 15, Laws of 1961 and to chapter 84.40 RCW a new section to read as follows:

On or before June 15 of each year the assessor shall give notice of any change in the true and fair value of real property for the tract or lot of land and any improvements thereon.

The notice shall contain a statement of the true and fair value on which the assessment of the property is based, and a brief statement of the procedure for appeal to the board of equalization and the time, date, and place of the meetings of the board.

The notice shall be mailed by the assessor to the taxpayer and a copy thereof shall be sent by the assessor to the legal owner of the property, if such is different from the taxpayer and the name and address are known to the assessor.

A legal owner may submit his or its name and address to the assessor, indicating therewith the property owned by the legal owner and requesting that a copy of the notice be mailed to the legal owner.

NEW SECTION. Sec. 11. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Senate Members:

Martin J. Durkan
Walter B. Williams
Mike McCormack

House Members:

Slade Gorton
Mary Ellen McCaffree
Leonard A. Sawyer

On motion of Senator Durkan, the report of the Free Conference Committee on Engrossed House Bill No. 934 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 934 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 44; nays, 3; absent or not voting, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Guess, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Those voting nay were: Senators Greive, Lennart, McCutcheon—3.

Absent or not voting were: Senators Hallauer, Kupka—2.

Engrossed House Bill No. 934 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Gissberg, Engrossed House Bill No. 934 was ordered immediately transmitted to the House.

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

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 26, by Senators Washington, Dore, Stender, Morgan, Ridder, Williams, Uhlman and Pritchard:

Authorizing joint committee on highways to study mass transportation and use of hovercraft.

On motion of Senator Washington, the rules were suspended to permit additional names as sponsors to Senate Concurrent Resolution No. 26.

On motion of Senator Washington, the rules were suspended, Senate Concurrent Resolution No. 26 was advanced to second reading and read the second time in full.

On motion of Senator Washington, the rules were suspended, Senate Concurrent Resolution was advanced to third reading, the second reading considered the third and the resolution placed on final passage.

POINTS OF INQUIRY

Senator Guess:

"Mr. President, would Senator Washington yield to a question:

"Can you tell me, Senator Washington, where the highway department is going to get the money to make these studies?"

Senator Washington:

"The studies will be made with the use of motor vehicle funds through the joint committee on highways on the general theory, which of course can be subject to a court test, that there is a division. The studies will be particularly in the field of mass transportation where many of these facilities are also utilized by the Highway Department. I think in order for the Highway Department to properly plan, it also has to know something about the related fields of mass transportation. Now we get to another question as to whether or not motor vehicle funds can be used in the construction of mass transportation. I think there is a decided difference, that this is a different question from whether or not you can use motor vehicle funds to study this problem because it is so closely intertwined. It's like Shakespeare's Shylock, whether you can separate the blood from the flesh. I don't think you can. For this reason, I think a study using motor vehicle funds for mass transit or for the use of hovercraft is in order."

Senator Guess:

"Senator Washington, I would like to read a section from the Constitution and at the conclusion of the reading of the first paragraph of this section from the Constitution, I would like to ask a question. Senator Washington, Article II, Section 40 of the 18th Amendment reads as follows: 'All fees collected by the state of Washington as license fees for motor vehicles and all excise taxes collected by the state of Washington on the sale, distribution or use of motor vehicle fuel and all other state revenue intended to be used for highway purposes shall be paid into the state treasury and placed in a special fund to be used exclusively for highway purposes.'

"Now, Senator Washington, the use of these funds which have been going into the treasury for the exclusive use of highway purposes, by your resolution will be diverted from the purpose intended by the Constitution. Are you fully aware of the language of the Constitution?"

Senator Washington:

"Yes, I am fully aware of the language of the Constitution and I believe as I pointed out that there is a difference in studying this subject which is so closely intertwined with highway activity. To properly plan for highways, you have to thoroughly know and understand the possibilities of mass transportation in order to avoid duplication and in order to find out where you can feasibly duplicate or use the same facilities for highway transportation and mass transportation, and thereby save money for the highway fund. I want to make it clear that at this stage I feel that there is a real distinction between the use of funds for studies as we have proposed in this resolution and the use of the funds for the actual construction. I recognize your point of view and I recognize the point that the court is probably going to have to undertake this. They are going to have to make a decision and this resolution may be the vehicle for a very much needed court test. For that reason I would urge the passage of the resolution and perhaps sometime some highway user may bring it into court and get the matter determined once and for all."

Debate ensued.

Senator McCutcheon:

"Mr. President, would Senator Washington yield:

"Senator Washington, could this be used as a vehicle by the committee studying it to get a declaratory judgment out of the supreme court as to whether or not what Senator Guess has said is true?"

Senator Washington:

"I think it could possibly be the purpose of a declaratory judgment, although I don't believe a declaratory judgment will be necessary. I think the highway users will challenge it very shortly, probably as soon as the legislative committee authorizes a voucher to be paid or if we start into a contract. If we start entering into a contract with possibly the University of Washington, at that point someone would attempt to enjoin the committee from taking action and thereby we will get a court test and I think the only way to get a court test is to pass the resolution."

Further debate ensued.

Senate Concurrent Resolution No. 26 was adopted.

On motion of Senator Washington, Senate Concurrent Resolution No. 26 was ordered immediately transmitted to the House.

The Senate returned to the fifth order of business.

The Secretary read:

HOUSE AMENDMENTS TO SENATE RESOLUTION

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has passed: Engrossed Senate Joint Resolution No. 23 with the following amendment:

On page 1, beginning with "Article VII" strike all the matter, including all the amendments, down to and including the period after "state" on page 3 and insert the following:

"Article VII, section 2. Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, shall not in any year exceed forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty per centum of the true and fair value of such property in money: *Provided, However,* That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district. The term "taxing district" for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy, or have levied for it, ad valorem taxes on property, other than a port or public utility district. Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) By any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than [twelve] *twenty-four* months prior to the date [on which] *for making* the proposed levy or levies [is to be made] and not oftener than twice in [such] *any* twelve month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: *Provided, However,* That no taxing district shall submit to the electors thereof a proposition to authorize the levy of additional tax upon the authority of this subsection (a) to be made in any year for which the electors previously have authorized the levy of additional tax under the authority of this subsection (a) unless the proposed authorization is submitted to the electors by a proposition to substitute for the prior authorization under this subsection (a) a new authorization the amount of which will be adequate to fulfill all contractual obligations of the taxing district incurred by reason of the prior authorization, and unless the substitute proposition shall by its terms supersede the prior authorization and then be in lieu of any additional tax authorized by but not yet levied upon authority of the superseded authorization;

(b) By any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: *Provided,* That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein, *And Provided Further,* That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6, of this Constitution;

(c) By the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on December 6, 1934; or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort.

And Be It Further Resolved, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state.", and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

It was moved by Senator Gissberg that the Senate do concur in the House amendments to Senate Joint Resolution No. 23.

Debate ensued.

POINT OF INQUIRY

Senator Atwood:

"Mr. President, would Senator Uhlman yield to a question:

"Senator Uhlman, as this comes back from the House to us, is the sixty percent requirement for the special levies in Senate Joint Resolution No. 23?"

Senator Uhlman:

"Senator Atwood, as it comes back to us with the amendment by the House, it is a very simple thing. It only extends the period of time that the voters may permit a special levy to be levied to two years and nothing else. That's all there is in the bill now, plus the anti-pyramiding provision that Senator Gissberg has mentioned. There is no mention of the sixty percent and no mention of the forty percent. It's two years, and two years only. That's the bill."

Senator Atwood:

"Would Senator Uhlman further yield:

"Senator Uhlman, then in your opinion in order to vote a two years' levy, the sixty percent requirement will pertain to that?"

Senator Uhlman:

"There is absolutely no change in the Constitution as it now exists in the sixty percent requirement or in the forty percent requirement."

Further debate ensued.

Senator McCutcheon:

"Mr. President, would Senator Uhlman yield:

"Senator Uhlman, as this bill came out of the Committee on Constitution and Elections, it provided for sixty percent or majority vote only, did it not?"

Senator Uhlman:

"Senate Joint Resolution No. 23, when it first came out, was probably the best compromise that we have had in the general area of the forty and sixty percent, as it originally was introduced and as it came out of your committee. As it was passed by the Senate, it provided that in all general elections, in general elections only, a majority of the voters would be able to pass a special levy and it did nothing other than that. It didn't change it to two years which is the proposal before us. There was nothing on the forty percent. However, I would add one thing further, in answer to Senator Ridder. I certainly concur with him that we should be doing more here. Unfortunately in these halls we often times have to take a lot less than we like and perhaps the two years is the best we are going to get this session. I don't think the Senate has to bow its head in shame at all because we have passed two measures, Senate Joint Resolution No. 23, which is now back to us amended, and Senate Joint Resolution No. 20, Senator Ridder's proposal to limit the forty percent requirement. The House in its wisdom or lack thereof did not see fit to accept the proposal so we have done our best and I think we have now before us a compromise. We have a quarter of a loaf—not even half a loaf. But it is certainly better than nothing at all and I certainly urge everyone to vote for it."

Senator Stender:

"Mr. President, would Senator Uhlman yield:

"Under the present procedure of voting special levies, I understand that they get two opportunities. If one fails, they get another try. Under Senate Joint Resolution No. 23 approach, do they get to have two opportunities or do they get four if they fail?"

Senator Uhlman:

"Well, they would still be entitled to try twice in a year."

Senator Stender:

"Twice in each year?"

Senator Uhlman:

"Yes, but there is no pyramiding at all. If a special levy is passed in the first year, the second special levy must include the first and so you can't pyramid one on top of the other."

Debate ensued.

The motion was carried and the Senate concurred in the House amendments to Senate Joint Resolution No. 23.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 23, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Absent or not voting: Senator Hallauer—1.

Engrossed Senate Joint Resolution No. 23, as amended by the House, having received the constitutional majority, was declared passed.

On motion of Senator Greive, the Senate advanced to the seventh order of business.

SECOND READING OF BILL

Engrossed House Bill No. 8, by Representatives O'Brien, Copeland and Gorton (by Legislative Council request):

Providing for committees of the legislative council, revising expense and voucher procedure, and authorizing special committee members.

The bill was read the second time by sections.

On motion of Senator Greive, the following amendment was adopted:

On page 4, section 5, line 25 of the printed bill, being line 24 of the engrossed bill, after "appoint" and before "additional" insert "not more than twelve"

On motion of Senator Bailey, the following amendment was adopted:

On page 5, after the end of section 5 add a new section to read as follows:

"Sec. 6. Section 1, chapter 36, Laws of 1947, as amended by section 1, chapter 148, Laws of 1965 extraordinary session and RCW 44.24.010 are each amended to read as follows:

There is hereby created a 'state legislative council' hereinafter referred to as the council, which shall consist of [thirteen] *fifteen* senators and [fourteen] *sixteen* representatives from the legislature of the state of Washington, including the president pro tem of the senate and the speaker of the house of representatives, said council to be appointed by the president of the senate and the speaker of the house of representatives at least ten days before the close of the 1947 session of the legislature, and at least ten days before the close of each regular session thereafter. The president of the senate and the speaker of the house of representatives shall prepare their lists of appointees so that the whole membership of the council shall include at least one individual from each United States congressional district within the state and so that the minority political party in each house shall have [six] *seven* members on the council. The said lists of appointees shall be subject to confirmation as to the senate members by the senate and as to the house members by the house of representatives. In the event of a failure to appoint council members within the time above stated, or in the event of a refusal by either senate or house of representatives to confirm appointments on the council, then the members on the council from either house in which there is a failure to appoint or confirm shall be elected forthwith by the members of such house."

On page 1, line 9 of the title, after "RCW 44.24.070" and before the period, insert "and amending section 1, chapter 36, Laws of 1947, as amended by section 1, chapter 148, Laws of 1965 extraordinary session and RCW 44.24.010"

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 8 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 8 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yeay were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Marde-sich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Absent or not voting: Senator Hallauer—1.

Engrossed House Bill No. 8 as amended by the Senate having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

There being no objection, the Senate returned to the sixth order of business.

INTRODUCTION FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 978, by Representatives Gorton, McCaffree and Sawyer:

An Act relating to education; amending section 2, chapter 154, Laws of 1965 extraordinary session as amended by section 1, chapter 171, Laws of 1965 extraordinary session and RCW 28.41.130; creating new sections; adding a new section to chapter 28.48 RCW; and declaring an emergency and providing an effective date.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 978 was advanced to second reading and read the second time by sections.

On motion of Senator Greive, Engrossed House Bill No. 978 was ordered to retain its place on the second reading calendar for this evening.

House Bill No. 979, by Representatives Gorton, McCaffree and Sawyer:

An Act relating to revenue and taxation; creating new sections; amending section 84.52.050, chapter 15, Laws of 1961 as amended by section 1, chapter 143, Laws of 1961 and RCW 84.52.050; and declaring an emergency.

On motion of Senator Gissberg, the rules were suspended, Engrossed House Bill No. 979 was advanced to second reading and read the second time by sections.

On motion of Senator Gissberg, Engrossed House Bill No. 979 was ordered to retain its place on the second reading calendar for this evening.

House Bill No. 980, by Representative Gorton:

An Act relating to debt adjusting; amending sections 6 and 8, chapter 201, Laws of 1967; and declaring an emergency and making an effective date.

On motion of Senator Woodall, Engrossed House Bill No. 980 was advanced to second reading and read the second time by sections.

On motion of Senator Woodall, Engrossed House Bill No. 980 was ordered to retain its place on the second reading calendar for this evening.

MOTIONS

It was moved by Senator Greive that each Senator be granted an additional four rolls of five cent postage stamps.

At 5:55 p.m., on motion of Senator Greive, the Senate recessed until 8:00 p.m.

EVENING SESSION

The President called the Senate to order at 8:00 p.m.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The Speaker has signed: House Bill No. 202, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk*.

On motion of Senator Greive, the Senate returned to the second order of business.

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 27, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 630, have inspected same, and find it correctly reengrossed.

....., *Chairman*.

We concur in this report: R. Frank Atwood, William A. Gissberg, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., April 27, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 630, have inspected same, and find it correctly enrolled.

....., *Chairman*.

We concur in this report: R. Frank Atwood, William A. Gissberg, R. R. Bob Greive.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 630,
House Bill No. 202.**

MOTION

On motion of Senator Greive, Senators Dore and Keefe were excused.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Greive served notice that he would on the next working day move that the Senate reconsider the vote by which Reengrossed Senate Joint Resolution No. 23 as amended by the House passed the Senate.

There being no objection, the Senate returned to the second order of business.

Senators Greive, Bailey and McCormack demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Dore who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

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

The Secretary read:

MESSAGES FROM THE HOUSE HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has passed: Reengrossed Senate Bill No. 453 with the following amendments:

In line 5 of the title of the printed and reengrossed bill, after "committee" and before the period insert "; and establishing an expiration date"

On page 3 of the printed and reengrossed bill, following section 9, add a new section to read as follows:

"NEW SECTION. Sec. 10. This act shall expire January 30, 1969.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator McCormack, the Senate concurred in the House amendments to Reengrossed Senate Bill No. 453.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Senate Bill No. 453, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—47.

Those voting nay were: Senator Freise—1.

Excused: Senator Dore—1.

Reengrossed Senate Bill No. 453, as amended by the House having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The President declared the Senate to be at ease.

The President called the Senate to order at 9:45 p.m.

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

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 651, by Senators Washington, Bailey and Huntley:

An Act relating to vehicle licensing fees; amending section 46.16.070, chapter 12, Laws of 1961 as last amended by section 56, chapter 83, Laws of 1967 extraordinary session and RCW 46.16.070; declaring an emergency; and providing an effective date.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 651 was advanced to second reading and read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 651 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 651 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Dore—1.

Senate Bill No. 651 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING OF BILLS

Engrossed House Bill No. 978, by Representatives Gorton, McCaffree and Sawyer:

Providing for the apportionment of state funds to school districts.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Engrossed House Bill No. 978 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Lennart:

"Mr. President, would Senator Durkan yield to a question:

"Senator Durkan, what good would it be to pass this bill if the next one fails?"

Senator Durkan:

"Senator, you have to start somewhere. We are assuming that the next one is not going to fail and we feel that this measure has to be voted on first. It's the distribution bill, and if the next bill doesn't pass, it won't make much difference if this one did or did not pass, Senator."

Debate ensued.

The President called upon President Pro Tempore Al Henry to preside.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 978 and the bill passed the Senate by the following vote: Yeas, 31; nays, 17, excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Cooney, Durkan, Faulk, Foley, Gissberg, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, Mardesich, Marquardt, Morgan, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Washington, Williams—31.

Those voting nay were: Senators Canfield, Donohue, Freise, Greive, Guess, Herrmann, Huntley, Lennart, McCutcheon, McMillan, Metcalf, Peterson (Lowell), Redmon, Talley, Twigg, Uhlman, Woodall—17.

Excused: Senator Dore—1.

Engrossed House Bill No. 978 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House Bill No. 979, by Representatives Gorton, McCaffree and Sawyer:

Authorizing levy by the state in 1967 and 1968 of two mills for support of the common schools.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, House Bill No. 979 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 979 and the bill passed the Senate by the following vote: Yeas, 28; nays, 20; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Durkan, Faulk, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Knoblauch, Kupka, McCormack, Mardesich, Marquardt, Morgan, Peterson (Ted), Pritchard, Rasmussen, Ridder, Ryder, Sandison, Stender, Washington, Williams—28.

Those voting nay were: Senators Canfield, Chytil, Cooney, Donohue, Freise, Guess, Herrmann, Huntley, Keefe, Lennart, Lewis, McCutcheon, McMillan, Metcalf, Peterson (Lowell), Redmon, Talley, Twigg, Uhlman, Woodall—20.

Excused: Senator Dore—1.

House Bill No. 979 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Bailey, House Bill No. 978 and House Bill No. 979 were ordered immediately transmitted to the House.

On motion of Senator Greive, the Senate returned to the fifth order of business.

The President resumed the Chair.

The Secretary read:

**MESSAGES FROM THE HOUSE
HOUSE AMENDMENT TO SENATE BILL**

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has passed: Senate Bill No. 619 with the following amendments:

On page 1, section 1, line 11, after "of [six]" strike "*ten* senators and [six] *ten*" and insert "*eight* senators and [six] *eight*"

On page 1, section 1, line 15, after "[three]" strike "*five*" and insert "*four*", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Senate Bill No. 619.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 619, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Dore—1.

Senate Bill No. 619, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 10:15 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, April 28, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTIETH DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Friday, April 28, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Pritchard.

The Color Guard, consisting of Pages Carl Seltice, Color Bearer, and Jenny Parker, presented the Colors.

Reverend Albert LaPierre, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Let us pray for every man who at this moment is being deprived of his rights due to injustice—particularly in our own nation and state. May God also make each of us more aware of the absolute sacredness of human life. Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 EX - 53

By Senators Talley, Peterson (Ted), Kupka, Lennart, Redmon, Atwood, McMillan, McCutcheon, Gissberg and Greive:

Whereas, The year 1967 commemorates the one hundredth anniversary of the Confederation of Canada, whereby the several provinces were drawn together into a single great nation; and

Whereas, This Centennial is being celebrated at the spectacular World's Fair, Expo 67, at Montreal, as well as at separate events in each of the provinces and particularly in British Columbia, our northerly provincial neighbor; and

Whereas, The prolonged era of good will between the United States and Canada began in 1814 with the Treaty of Ghent, by the terms of which a peaceful compromise on the location of the international boundary between the two countries was reached; and

Whereas, Since that year, the United States and Canada have enjoyed a century and a half of peaceful coexistence, during which there has never been a serious conflict between the two countries; and

Whereas, The Peace Arch erected at Blaine and the many similar monuments and international gardens along the several thousand miles of unfortified border dividing the two countries symbolize and attest to the many decades of friendly cooperation between them; and

Whereas, Relations between the State of Washington and the Province of British Columbia, which share a portion of the long international frontier, have always been particularly close and cordial;

Now, Therefore, Be It Resolved, By the Senate, That the congratulations and best wishes of the people of the State of Washington be conveyed to the people of Canada, and most particularly to our neighbors in the Province of British Columbia, on the occasion of this, their Centennial year;

And Be It Further Resolved, That a copy of this resolution be immediately transmitted by the Secretary of State to the Honorable W. A. C. Bennett, Premier of British Columbia, Parliament Building, Victoria, British Columbia, Canada.

On motion of Senator Peterson (Ted), the resolution was adopted.

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 28, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 619, have inspected same, and find it correctly engrossed.

....., *Chairman.*

We concur in this report: Frank W. Foley, William A. Gissberg, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., April 28, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Reengrossed Senate Bill No. 453,

Engrossed Senate Bill No. 462,

Engrossed Senate Bill No. 630,

Senate Joint Resolution No. 23, have inspected same, and find them correctly reengrossed.

....., *Chairman.*

We concur in this report: Frank W. Foley, William A. Gissberg, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., April 28, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 453,

Senate Bill No. 619,

Senate Bill No. 630,

Senate Concurrent Resolution No. 6, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: Frank W. Foley, William A. Gissberg, R. R. Bob Greive.

House Concurrent Resolution No. 47:

Senate Chamber,
Olympia, Wash., April 26, 1967.

Directing legislative budget committee to study public school costs (reported by Committee on Education):

A MAJORITY recommends that it do pass.

Robert C. Ridder, *Chairman.*

We concur in this report: Reuben A. Knoblauch, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John H. Stender, Don L. Talley, Nat Washington.

On motion of Senator Ridder, the rules were suspended, House Concurrent Resolution No. 47 was placed on second reading and read the second time in full.

On motion of Senator Ridder, the rules were suspended, House Concurrent Resolution No. 47 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

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

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has passed: Senate Concurrent Resolution No. 6, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has passed: Reengrossed House Concurrent Resolution No. 44, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.
House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 934, and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk*.
House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed Senate Bill No. 419, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 27, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed Senate Bill No. 419, providing for the payment of compensation by abutting owners for property acquired through vacation of streets and alleys, have had the same under consideration, and we recommend that the bill be amended as follows:

On page 1, in line 24, after "services" and before the period insert "*Provided Further, That no city or town shall be authorized or have authority to vacate such street, or alley, or any parts thereof if any portion thereof abuts on a body of salt or fresh water unless such vacation be sought to enable the city, town, port district or state to acquire the property for port purposes, boat moorage or launching sites, park, viewpoint, recreational, or educational purposes, or other public uses. This proviso shall not apply to industrial zoned property.*"

Senate Members:

Wilbur G. Hallauer
R. R. Bob Greive
Fred G. Redmon

House Members:

John L. O'Brien
Joseph L. McGavick
Dale E. Hoggins

On motion of Senator Hallauer, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 419 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Washington, Williams, Woodall—45.

Voting nay was: Senator Uhlman—1.

Absent or not voting: Senators McCormack, Morgan, Pritchard—3.

Engrossed Senate Bill No. 419 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 27, 1967.

Mr. President:

The House has passed: Senate Bill No. 649 with the following amendments:

On page 1, line 1 of the title, after "to the" and before "administrator" insert "courts; providing for the"

On page 1, line 2 of the title, after "salary" and before the semicolon, insert "providing for court reporters for the superior courts; amending section 1, chapter 126, Laws of 1913, as last amended by section 1, chapter 244, Laws of 1957, and RCW 2.32.180"

On page 1, line 3 of the title after "appropriation" and before the period insert "and declaring an emergency"

On page 1, section 2, line 19, after "of this" and before the period, strike "this act" and insert "section 1 of this act"

On page 1, after section 2, add a new section to read as follows:

"Sec. 3. Section 1, chapter 126, Laws of 1913 as last amended by section 1, chapter 244, Laws of 1957 and RCW 2.32.180 are each amended to read as follows:

It shall be and is the duty of each and every superior court judge in counties or judicial districts in the state of Washington having a population of over thirty-five thousand inhabitants to appoint, or said judge may, in any county or judicial district having a population of over twenty-five thousand and less than thirty-five thousand, appoint a stenographic reporter to be attached to the court holden by him who shall have had at least three years' experience as a skilled, practical reporter, or who upon examination shall be able to report and transcribe accurately one hundred and seventy-five words per minute of the judge's charge or two hundred words per minute of testimony each for five consecutive minutes; said test of proficiency, in event of inability to meet qualifications as to length of time of experience, to be given by an examining committee composed of one judge of the superior court and two official reporters of the superior court of the state of Washington, appointed by the president judge of the superior court judges association of the state of Washington. The initial judicial appointee shall serve for a period of six years; the two initial reporter appointees shall serve for a period of four years and two years, respectively, from September 1, 1957; thereafter upon expiration of the first terms of service, each newly appointed member of said examining committee to serve for a period of six years. In the event of death or inability of a member to serve, the president judge shall appoint a reporter or judge, as the case may be, to serve for the balance of the unexpired term of the member whose inability to serve caused such vacancy. The examining committee shall grant certificates to qualified applicants. Administrative and procedural rules and regulations shall be promulgated by said examining committee, subject to approval by the said president judge.

The stenographic reporter upon appointment shall thereupon become an officer of the court and shall be designated and known as the official reporter for the court or judicial district for which he is appointed: *Provided, That except for that county or judicial district wherein the seat of state government shall be located, in no event shall there be appointed more official reporters in any one county or judicial district than there are superior court judges in such county or judicial district; the appointments in each class AA county shall be made by the majority vote of the judges in said county acting en banc; the appointments in class A counties, [and] counties of the first class and that county or judicial district wherein the seat of state government shall be located may be made by each individual judge therein or by the judges in said county acting en banc.* Each official reporter so appointed shall hold office during the term of office of the judge or judges appointing him, but may be removed for incompetency, misconduct or neglect of duty, and before entering upon the discharge of his duties shall take an oath to perform faithfully the duties of his office, and file a bond in the sum of two thousand dollars for the faithful discharge of his duties. Such reporter in each court is hereby declared to be a necessary part of the judicial system of the state of Washington."

On page 1, following section 3, add two new sections to read as follows:

"NEW SECTION. Sec. 4. The code reviser, after consultation with the administrator for the courts, shall add to Title 21 RCW a new chapter to consist of sections 8 through 18 of chapter . . . , Laws of 1967 Extraordinary Session (Reengrossed Senate Bill No. 338); and the term "this chapter" when used in such sections shall be deemed to refer to the new chapter of Title 21 RCW.

NEW SECTION. Sec. 5. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1967.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Gissberg, the Senate refused to concur in the House amendments to Senate Bill No. 649 and asked the House to recede therefrom.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 650:

Senate Chamber,
Olympia, Wash., April 27, 1967.

Limiting indebtedness by taxing districts (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

Martin J. Durkan, *Chairman.*

We concur in this report: R. Frank Atwood, Robert C. Bailey, Dewey C. Donohue, Fred H. Dore, Frank W. Foley, William A. Gissberg, Harry B. Lewis, Mike McCormack, David E. McMillan, Frances Haddon Morgan, A. L. Rasmussen, Robert C. Ridder, Gordon Sandison, Wesley C. Uhlman, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

FIRST READING OF HOUSE RESOLUTIONS

The following were read first time by title and acted upon as indicated:

Reengrossed House Concurrent Resolution No. 44, by Representative Humiston:

Creating interim municipal committee.

On motion of Senator Gissberg, the rules were suspended, House Concurrent Resolution No. 44 was advanced to second reading and read the second time in full.

On motion of Senator Gissberg, the rules were suspended, House Concurrent Resolution No. 44 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Concurrent Resolution No. 44 and the resolution passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—45.

Absent or not voting: Senators Herrmann, Mardesich, Marquardt, Ridder—4.

House Concurrent Resolution No. 44, having received the constitutional majority, was declared passed.

House Concurrent Resolution No. 53, by Representatives Hawley and Kink:

Providing for an interim committee on fisheries.

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 53 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 53 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

The Secretary called the roll on the final passage of House Concurrent Resolution No. 53 and the resolution passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—43.

Absent or not voting: Senators Durkan, Herrmann, McMillan, Mardesich, Marquardt, Ridder—6.

House Concurrent Resolution No. 53, having received the constitutional majority, was declared passed.

House Concurrent Resolution No. 54, by Representative Kalich:

Providing for an interim legislative committee on game and game fish.

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 54 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 54 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Concurrent Resolution No. 54 and the resolution passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Hanna, Henry, Herr, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Durkan, Freise, Hallauer, Herrmann, McMillan, Marquardt, Ridder—7.

House Concurrent Resolution No. 54, having received the constitutional majority, was declared passed.

House Concurrent Resolution No. 56, by Representative Lewis:

Directing study of mass transportation needs by joint legislative committee on highways.

Referred to Committee on Highways.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 453,

Senate Bill No. 619,

Senate Concurrent Resolution No. 6.

PARLIAMENTARY INQUIRY

Senator Stender:

"Mr. President, point of parliamentary inquiry:

"House Bill No. 980 which was read in last night after coming over from the House—as I understand under the rules it required unanimous approval to read in a bill under the rules we now have in effect between the houses. My request for a ruling is with regard to whether House Bill No. 980 is in the same position as every other bill that might be considered on the second reading calendar?"

REPLY BY THE PRESIDENT

The President:

"House Bill No. 980 will be considered on the second reading calendar for today, Senator Stender."

Senator Stender:

"The parliamentary inquiry was whether House Bill No. 980 was in the same position as any other measure on second reading here in the Senate?"

REPLY BY THE PRESIDENT

The President:

"Yes, Senator Stender."

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

On motion of Senator Atwood, Senator Ryder was excused.

On motion of Senator Bailey, Senators Mardesich, Ridder and McCormack were excused.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 28, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 419, Senate Concurrent Resolution No. 15, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, Perry B. Woodall.

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

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed Senate Bill No. 462, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 28, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed Senate Bill No. 462, removing certain tidelands at Cattle Point from those formerly reserved for recreational use and taking of shellfish for personal use, have had the same under consideration, and we recommend Engrossed Senate Bill No. 462 be amended to read as follows and that the amended bill do pass.

An Act relating to public lands.

Be It Enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. The state department of fisheries is authorized to permit designated portions of the following described tidelands to be used by the upland owners thereof for the purpose of building and maintaining docks: Tidelands of the second class owned by the state of Washington situated in front of, adjacent to, or abutting upon, the entire west side of lot 1, section 5, Township 34 North, Range 2 West, W.M., to the northernmost tip of said lot, and lots 2 and 3, section 8, Township 34 North, Range 2 West, W.M. (Cattle Point).

Senate Members:

William A. Gissberg
Lowell Peterson
Harry B. Lewis

House Members:

Stewart Bledsoe
Leonard A. Sawyer
Duane L. Berentson

On motion of Senator Gissberg, the report of the Free Conference Committee on Engrossed Senate Bill No. 462 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 462 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 35; nays, 0; absent or not voting, 11; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Lewis, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Pritchard, Rasmussen, Redmon, Sandison, Twigg, Uhlman, Washington, Williams, Woodall—35.

Absent or not voting: Senators Cooney, Faulk, Hanna, Kupka, Lennart, McCutcheon, McMillan, Morgan, Peterson (Ted), Stender, Talley—11.

Excused: Senators McCormack, Ridder, Ryder—3.

Engrossed Senate Bill No. 462 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Bailey:

"Personal privilege, Mr. President:

"I would like the record to show that Senators Ryder, Mardesich and McCormack are at a meeting of the tax Conference Committee."

The President:

"They have been excused, Senator Bailey."

Senator Bailey:

"I just want the record to show why they were not present for the last roll call."

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has passed: House Bill No. 965 and House Concurrent Resolution No. 56, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 453,
Senate Bill No. 619,
Senate Bill No. 630,
Senate Concurrent Resolution No. 6, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed House Bill No. 8 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed Substitute House Bill No. 713 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has concurred in the Senate amendments to Engrossed Substitute House Bill No. 722 and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The Speaker has signed: House Bill No. 934,
House Bill No. 978,
House Bill No. 979, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 934,
House Bill No. 978,
House Bill No. 979.**

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has passed: Senate Bill No. 651 and Senate Concurrent Resolution No. 15, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 419,
Senate Bill No. 651,
Senate Concurrent Resolution No. 15.**

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 28, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred House Bill No. 686, authorizing a referendum on outdoor recreational bond issue, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Senate Members:

R. Frank Atwood
Martin J. Durkan
Robert C. Ridder

House Members:

Carlton A. Gladder
Frank B. Brouillet
John A. Murray

On motion of Senator Uhlman, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed Senate Bill No. 122, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 28, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 122, regulating legislative lobbying, have had the same under consideration, and we are unable to agree and ask for powers of Free Conference.

Senate Members:

Fred H. Dore
Perry B. Woodall
Dewey C. Donohue

House Members:

Norwood Cunningham
Thomas A. Swayze, Jr.
R. Ted Bottiger

On motion of Senator Dore, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has passed: House Bill No. 982, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

There being no objection, the Senate returned to the fourth order of business.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 27, 1967.

To The Honorable, The Senate of the State of Washington,
Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Substitute Senate Bill No. 424

Establishing a scenic and recreational highway system.

Very truly yours,

Raymond W. Haman,

Legal Counsel to the Governor.

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

FIRST READING OF BILLS AND RESOLUTION

The following were read first time and acted upon as indicated:

House Bill No. 982, by Representatives Copeland and O'Brien:

An Act relating to the expenses and costs of the legislature including subsistence payments and expenses of members; amending section 1, chapter 10, Laws of 1959 extraordinary session as amended by section 1, chapter 7, Laws of 1963 extraordinary session and RCW 44.04.120; making appropriations; and declaring an emergency.

On motion of Senator Durkan, the rules were suspended, House Bill No. 982 was advanced to second reading and read the second time by sections.

On motion of Senator Durkan, the rules were suspended, House Bill No. 982 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 982 and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—48.

Excused: Senator Ridder—1.

House Bill No. 982, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate Concurrent Resolution No. 27, by Senators Talley, Bailey and Lewis:

Directing legislative council to study municipal industrial development bond financing.

On motion of Senator Talley, the rules were suspended, Senate Concurrent Resolution No. 27 was advanced to second reading and read the second time in full.

On motion of Senator Talley, the rules were suspended, Senate Concurrent Resolution No. 27 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

House Bill No. 965, by Representative Gorton:

Deleting the requirement that one member of the statute law committee be appointed from among membership of the legislative council.

On motion of Senator Greive, the rules were suspended, House Bill No. 965 was advanced to second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended, House Bill No. 965 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 965 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Twigg, Uhlman, Williams—43.

Absent or not voting: Senators Morgan, Stender, Talley, Washington, Woodall—5.

Excused: Senator Ridder—1.

House Bill No. 965, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Gissberg, all bills passed this day were ordered immediately transmitted to the House.

SECOND READING OF BILLS

House Bill No. 980, by Representative Gorton:

Implementing law relating to debt adjustment.

On motion of Senator Atwood, House Bill No. 980 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 650, by Senator Durkan:

Limiting indebtedness by taxing districts.

On motion of Senator Gissberg, Senate Bill No. 650 was ordered to retain its place at the end of the second reading calendar for today.

Senators Keefe, Henry and Guess demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Ridder, who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

Engrossed House Bill No. 791, by Representatives Hubbard, Copeland and Goldsworthy:

Providing special licensing and fees for limited nonprofit horseracing meets.

The bill was read the second time by sections.

PARLIAMENTARY INQUIRY

Senator Metcalf:

"Point of parliamentary inquiry, Mr. President:

"I have an amendment striking the emergency clause. Is this amendment in order at this time?"

REPLY BY THE PRESIDENT

The President:

"It would be necessary, Senator, to reconsider the vote by which the committee amendment was passed for your proposed amendment to be in order."

Senator Metcalf:

"Further point of inquiry:

"It would not be in order for me to move to suspend the rules and adopt this amendment?"

The President:

"The President believes that would be in order, Senator Metcalf."

Senator Metcalf:

"Then I so move, Mr. President, to suspend the rules."

The President:

"Senator Metcalf has moved that the rules be suspended and that he be permitted to introduce his amendment to the committee amendment."

The motion to suspend the rules was carried.

It was moved by Senator Metcalf that the following amendment be adopted:

On page 3, section 12, of the Senate committee amendment, strike section 12.

Debate ensued.

It was moved by Senator Henry that the amendment by Senator Metcalf to the committee amendment be laid upon the table.

Senator Metcalf demanded a roll call and the demand was sustained by Senators Pritchard, Henry, Peterson (Ted), Williams, Guess, Canfield, Washington, Herrmann, Connor and Rasmussen.

ROLL CALL

The Secretary called the roll and the motion to table the amendment by Senator Metcalf was lost by the following vote: Yeas, 23; nays, 26; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Chytil, Connor, Donohue, Dore, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Kupka, Lennart, McCormack, Morgan, Peterson (Lowell), Stender, Talley, Twigg, Woodall—23.

Those voting nay were: Senators Canfield, Cooney, Durkan, Faulk, Freise, Guess, Herrmann, Huntley, Keefe, Knoblauch, Lewis, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Uhlman, Washington, Williams—26.

Excused: Senator Ridder—1.

The President declared the question before the Senate to be the adoption of the amendment proposed by Senator Metcalf.

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

It was moved by Senator Keefe that the following amendment be adopted:

Add a new section as follows:

"NEW SECTION. Sec. 2. Section 13, chapter 55, Laws of 1933, and RCW 67.16.012 are each amended to read as follows:

There is hereby created the Washington horse racing commission, to consist of three commissioners, who shall be citizens, residents, and qualified electors of the state of Washington, and one of whom shall be a breeder of thoroughbred and/or standard bred horses and he shall be of at least one year's standing. The first member of said commission shall be appointed by the governor within thirty days after March 3, 1933, one for a term to expire on the Thursday following the second Monday in January of 1935, one for a term to expire on the Thursday following the second Monday in January of 1937, and one for a term to expire on the Thursday following the second Monday in January of 1939, upon which expiration of the term of any member, the governor shall appoint a successor, *with the consent of the senate*, for a term of six years. Each member shall hold office until his successor is appointed and qualified. Vacancies in the office of commissioner shall be filled by appointment to be made by the governor, *with the consent of the senate*, for the remainder of the unexpired term *in which the vacancy has occurred*. Any commissioner may be removed at any time at the pleasure of the governor. Before entering upon the duties of his office, each commissioner shall enter into a surety company bond, to be approved by the governor and attorney general, payable to the state of Washington, in performance of his duties and the correct accounting any payment of all sums received and coming within his control under this chapter, and in addition thereto each commissioner shall take and subscribe to an oath of office of the same form as that prescribed by law for elective state officers. Each member of the commission shall receive an annual salary of twelve hundred dollars, payable monthly."

Renumber the remaining sections accordingly.

Debate ensued.

POINT OF INQUIRY

Senator Henry:

"Mr. President, would Senator Keefe yield:

"Senator Keefe, if we adopt your amendment, will you vote for the bill?"

Senator Keefe:

"No comment."

Further debate ensued.

It was moved by Senator Henry that the amendment be laid upon the table.

The motion was lost on a rising vote.

The President declared the question before the Senate to be the adoption of the amendment by Senator Keefe.

The motion was carried and the amendment was adopted.

On motion of Senator Henry, the rules were suspended, Engrossed House Bill No. 791 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Henry, the rules were suspended and Engrossed House Bill No. 791 was returned to second reading for the purpose of amendment to the title.

On motion of Senator Keefe, the following amendment to the title was adopted:

On line 3 of the title after "RCW" insert "amending section 2, chapter 55, Laws of 1933 and RCW 67.16.012."

On motion of Senator Metcalf the rules were suspended and the following amendment to the title was adopted:

Strike the amendment by Senator Neill, to the committee amendment to the title.

On motion of Senator Henry, the rules were suspended, Engrossed House Bill No. 791 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage. Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 791 as amended by the Senate and the bill failed to pass the Senate by the following vote: Yeas, 13; nays 35; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Connor, Donohue, Dore, Gissberg, Hallauer, Henry, Kupka, Stender, Twigg, Woodall—13.

Those voting nay were: Senators Canfield, Chytil, Cooney, Durkan, Faulk, Foley, Freise, Greive, Guess, Hanna, Herr, Herrmann, Huntley, Keefe, Knoblauch, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Talley, Uhlman, Washington, Williams—35.

Excused: Senator Ridder—1.

Engrossed House Bill No. 791 as amended by the Senate having failed to receive the constitutional majority, was declared lost.

Reengrossed House Bill No. 946, by Representatives Anderson, Bledsoe, Day, Holman, Smythe, Marsh, O'Dell, Zimmerman, Brazier, Lewis and Chatalas:

Providing certain tax credits and exemptions for pollution control facilities.

REPORT OF STANDING COMMITTEE

Reengrossed House Bill No. 946:

Senate Chamber,
Olympia, Wash., April 20, 1967.

Providing certain tax credits and exemptions for pollution control facilities (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1 (1), line 23 of the reengrossed bill, after "for" insert "a municipal corporation or for"

On page 4, section 5 (1), line 2 of the reengrossed bill, after "certificate" and before the colon insert "and shall entitle such holder to credit for the amount of all taxes under chapter 82.08 RCW and chapter 82.12 RCW paid prior to the effective date of the certificate but after July 1, 1962"

On page 5, section 6, line 15 of the reengrossed bill, after "credit" insert "or other federal tax credit"

On page 7, following section 12, add two new sections as follows:

"NEW SECTION. Sec. 13. There is added to chapter 216, Laws of 1945 and to chapter 90.48 RCW a new section to read as follows:

Any person who violates any of the provisions of this chapter, or fails to perform any duty imposed by this chapter, or violates an order or other determination of the commission or the director made pursuant to the provisions of this chapter, including the conditions of a waste discharge permit issued pursuant to RCW 90.48.160, and in the

course thereof causes the death of, or injury to, fish, animals, vegetation or other resources of the state, or otherwise causes a reduction in the quality of the state's waters below the standards set by the commission, thereby damaging the same, shall be liable to pay the state damages in an amount equal to the sum of money necessary to restock such waters, replenish such resources, and otherwise restore the stream, lake or other water source to its condition prior to the injury, as such condition is determined by the commission. Such damages shall be recoverable in an action brought by the attorney general on behalf of the people of the state of Washington in the superior court of the county in which such damages occurred: *Provided*, That if damages occurred in more than one county the attorney general may bring action in any of the counties where the damages occurred. Any money so recovered by the attorney general shall be transferred to either the state game fund for the department of fisheries to use for food fish or shellfish management purposes and propagation, or to any other agency of the state having jurisdiction over the resource damaged and for which said moneys were recovered, as appropriate: *Provided*, That the agency receiving such money shall utilize not less than one-half of said money on activities or projects within the county where the action was brought by the attorney general.

NEW SECTION. Sec. 14. There is added to chapter 216, Laws of 1945 and to chapter 90.48 RCW a new section to read as follows:

Every person who:

(1) Violates the terms or conditions of a waste discharge permit issued pursuant to RCW 90.48.160, or

(2) Conducts a commercial or industrial operation without a waste discharge permit as required by RCW 90.48.160, or

(3) Violates the provisions of RCW 90.48.030, shall incur, in addition to any other penalty as provided by law, a penalty in the amount of one hundred dollars a day for every such violation. Each and every such violation shall be a separate and distinct offense, and in case of a continuing violation, every day's continuance shall be and be deemed to be a separate and distinct violation. Every act of commission or omission which procures, aids or abets in the violation shall be considered a violation under the provisions of this section and subject to the penalty herein provided for. The penalty herein provided for shall become due and payable when the person incurring the same receives a notice in writing from the director of the commission describing such violation with reasonable particularity and advising such person that the penalty is due. The director may, upon written application therefor, received within fifteen days, and when deemed in the best interest to carry out the purposes of this chapter, remit or mitigate any penalty provided for in this section or discontinue any prosecution to recover the same upon such terms as he in his discretion shall deem proper, and shall have authority to ascertain the facts upon all such applications in such manner and under such regulations as he may deem proper. If the amount of such penalty is not paid to the commission within fifteen days after receipt of notice imposing the same, or application for remission or mitigation has not been made within fifteen days after the violator has received notice of the disposition of such application, the attorney general, upon the request of the director, shall bring an action in the name of the state of Washington in the superior court of Thurston county or of any other county in which such violator may do business, to recover such penalty. In all such actions the procedure and rules of evidence shall be the same as an ordinary civil action except as otherwise in this chapter provided. All penalties recovered under this section shall be paid into the state treasury and credited to the general fund."

Amend the title, page 1, line 1, after "to" strike the remainder of the title and insert:

"air and water pollution control; providing certain tax credits and exemptions for air and water pollution control facilities; providing certain damages for injury to or for destruction or reduction in quality of the state's natural resources; defining crimes and prescribing penalties; and adding new sections to chapter 216, Laws of 1945 and to chapter 90.48 RCW."

Martin J. Durkan, *Chairman*.

We concur in this report: R. Frank Atwood, Damon R. Canfield, Joe Chytil, Dewey C. Donohue, William A. Gissberg, R. R. Bob Greive, Sam C. Guess, Gordon Herr, Harry B. Lewis, David E. McMillan, Marshall A. Neill, John N. Ryder, Gordon Sandison, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments to page 1 were adopted.

On motion of Senator Durkan, the committee amendment to page 4 was laid upon the table.

On motion of Senator Durkan, the committee amendment to page 5 was adopted.

It was moved by Senator Durkan that the committee amendment to page 7 be adopted.

It was moved by Senator Durkan that the following amendment to the committee amendment to page 7 be adopted:

In Sec. 13 of the Committee on Ways and Means amendment, after "general" at the end of the paragraph, add "No action shall be authorized under this section against any person operating in compliance with the conditions of a waste discharge permit issued pursuant to RCW 90.48.160."

POINT OF INQUIRY

Senator Rasmussen:

"Mr. President, would Senator Durkan yield:

"Senator Durkan, as I understand it, this is to provide for the attorney general to bring an action against a person to make it cumulative day by day if the violation continues. But it's my understanding also that these people would be operating under a waste permit and as I understood your last amendment it would say if they were operating under a waste permit, that he would not proceed against them?"

Senator Durkan:

"Mr. President:

"What I say is that it may be that these persons have a waste permit and they are complying with it and it could be that within that waste permit there may be a period of time when they are coming into conditions that amount to pollution and if they are complying with a permit as issued by the pollution control board, then they are not subject to punitive measures. Any time they go beyond that permit and the control board comes in and then states that they are in violation of their permit, then the two punitive sections take over."

Debate ensued.

The motion was carried and the amendment by Senator Durkan to the amendment was adopted.

The committee amendment as amended was adopted.

On motion of Senator Greive, the following amendment was adopted:

On page 4, section 6 (1), line 26, after "facility" and before the period insert "":
Provided, That the cost of an existing pollution control facility shall be the depreciated value thereof at the time of application filed pursuant to this section"

On motion of Senator Greive, the committee amendment to the title was adopted.

On motion of Senator Greive, the following amendment to the title by Senator Durkan was adopted:

On page 1, line 2 of the title, after "facilities" and before the period insert: "":
authorizing the levying of money penalties by the water pollution control commission;
and providing for recovery of moneys for damages to resources of the state"

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 946 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 946 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 43; nays, 5; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—43.

Those voting nay were: Senators Durkan, Hallauer, Lennart, McCutcheon, Woodall—5.

Excused: Senator Ridder—1.

Engrossed House Bill No. 946 as amended by the Senate, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

On motion of Senator Greive, Senator Stender was excused.

Senators Greive, Sandison and Guess demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Ridder and Stender who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

MOTIONS

It was moved by Senator Gissberg that the Senate dispense with the Call of the Senate.

The motion was carried on a rising vote.

On motion of Senator Lewis, Reengrossed House Bill No. 946 as amended by the Senate was ordered immediately transmitted to the House.

It was moved by Senator Greive that the Senate do now consider House Bill No. 980 on second reading.

The motion was carried.

House Bill No. 980, by Representative Gorton:

Implementing law relating to debt adjustment.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 980 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 980 and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 4; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Ryder, Sandison, Talley, Twigg, Uhlman, Williams, Woodall—43.

Absent or not voting: Senators Lennart, Pritchard, Redmon, Washington—4.

Excused: Senators Ridder, Stender—2.

House Bill No. 980, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Hallauer, Senator Hanna was excused.

On motion of Senator Kupka, Senator Keefe was excused.

On motion of Senator Woodall, all bills passed thus far today were ordered immediately transmitted to the House.

At 4:40 p.m., on motion of Senator Greive, the Senate recessed until 8:45 p.m.

EVENING SESSION

The President called the Senate to order at 8:45 p.m.

MOTIONS

On motion of Senator Bailey, Senator Ridder, Hanna and Keefe were excused.

On motion of Senator Atwood, Senator Faulk was excused.

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 28, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 269, establishing traffic safety commission, have had the same under consideration, and we report that we are unable to agree and ask for powers of Free Conference.

Senate Members:

Nat Washington
Ernest W. Lennart
Al Henry

House Members:

Alfred E. Leland
Jonathan Whetzel
David G. Sprague

On motion of Senator Greive, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House refuses to recede from its amendments to Senate Bill No. 649 and asks the Senate for a conference thereon, and the Speaker has appointed as the House

conferees on Senate Bill No. 649 and the House amendments thereto, Representatives Wolf, Clark (Newman H.), King.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Gissberg, the Senate granted the request of the House for a conference on Senate Bill No. 649.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 649, Senators Gissberg, Lewis and Uhlman.

On motion of Senator Gissberg, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The Speaker has signed: House Bill No. 8,
House Bill No. 982, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 8,
House Bill No. 982.**

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on House Bill No. 686, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 28, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred House Bill No. 686, authorizing a referendum on outdoor recreational bond issue, have had the same under consideration, and we recommend that the following amendment be adopted:

On page 2, line 3 of the printed and engrossed bills, strike "fifty" and insert "forty".

Senate Members:

R. Frank Atwood
Martin J. Durkan
Robert C. Ridder

House Members:

Carlton A. Gladder
Frank B. Brouillet
John A. Murray

On motion of Senator Atwood, the report of the Free Conference Committee on House Bill No. 686 was adopted.

ROLL CALL

The Secretary commenced the roll call on the final passage of House Bill No. 686 as amended by the Free Conference Committee.

During the roll call, Senators Ryder, Talley and Peterson (Ted) demanded a Call of the Senate.

MOTION

On motion of Senator Greive, the rules were suspended and Senator Herr was excused.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Faulk, Hanna, Herr, Keefe and Ridder, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The Secretary concluded the roll call on the final passage of House Bill No. 686 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 39; nays, 5; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Foley, Freise, Gissberg, Hallauer, Henry, Herrmann, Huntley, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—39.

Those voting nay were: Senators Donohue, Greive, Guess, McMillan, Redmon—5.

Excused: Senators Faulk, Hanna, Herr, Keefe, Ridder—5.

House Bill No. 686 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate advanced to the seventh order of business.

SECOND READING OF RESOLUTION

Engrossed House Joint Resolution No. 1, by Representatives Moon, Gorton and Whetzel (by Legislative Council request):

Constitutional amendment to allow assessment of agricultural, timber and open space lands on basis of use rather than value.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Engrossed House Joint Resolution No. 1 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Joint Resolution No. 1 and the resolution passed the Senate by the following vote: Yeas, 44; nays, 0; excused, 5.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Huntley, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—44.

Excused: Senators Faulk, Hanna, Herr, Keefe, Ridder—5.

Engrossed House Joint Resolution No. 1, having received the constitutional majority, was declared passed.

There being no objection, the Senate returned to the sixth order of business.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 652, by Senators Bailey and Washington:

An Act relating to the expenses and costs of the legislature including subsistence payments and expenses of members; making appropriations; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 653, by Senators Bailey and Washington:

An Act relating to the expenses and costs of the legislature including subsistence payments and expenses of members; making appropriations; and declaring an emergency.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Greive, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Senate Bill No. 261, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 28, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Senate Bill No. 261, amending requirements for publication by county of notice of intention to sell property, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to local government; providing rules and procedures for the sale or disposition of certain county, city, irrigation district or other political subdivision properties; levying an excise tax on city-owned parking facilities; providing for certain city, town and county planning procedures; empowering counties to construct, maintain, improve, operate and control certain recreational facilities and make reasonable regulations and charges for the use thereof; authorizing the issuance and sale of bonds for construction and development of public parks in conjunction with off-street parking space and facilities by cities and towns; regulating purchases, leases or contracts for public works by counties; establishing a county purchasing department; prescribing their powers, duties and functions; creating a county equipment and revolving fund; amending section 35.41.010, chapter 7, Laws of 1965 and RCW 35.41.010; amending section 35.63.100, chapter 7, Laws of 1965 and RCW 35.63.100; amending section 35.86.010, chapter 7, Laws of 1965 and RCW 35.86.010; amending section 35.86.020, chapter 7, Laws of 1965 and RCW 35.86.020; amending section 35.86.070, chapter 7, Laws of 1965 and RCW 35.86.070; amending section 36.32.240, chapter 4, Laws of 1963 and RCW 36.32.240; amending section 36.32.250, chapter 4, Laws of 1963 as last amended by section 1, chapter 97, Laws of 1967 and RCW 36.32.250; amending section 36.34.020, chapter 4 Laws of 1963 and RCW 36.34.020; amending section 1, chapter 82, Laws of 1931, as amended by section 1, chapter 43, Laws of 1933 and RCW 87.03.135; adding new sections to chapter 4, Laws of 1963 and to chapter 36.32 RCW; and adding a new section to chapter 4. Laws of 1963 and to chapter 36.68 RCW.

Be It Enacted by the Legislature of the State of Washington:

Section 1. Section 36.34.020, chapter 4, Laws of 1963 and RCW 36.34.020 are each amended to read as follows:

Whenever the board of county commissioners desires to dispose of any county property except:

- (1) When selling to a governmental agency;
- (2) When personal property to be disposed of is to be traded in upon the purchase of a like article;
- (3) When the value of the property to be sold is less than [two] *five* hundred dollars;
- (4) When the board by a resolution setting forth the facts has declared an emergency to exist; it shall publish notice of its intention so to do once each week during two successive weeks in three different legal newspapers published in the county, or if there are less than three in as many legal newspapers as are published in the county.

NEW SECTION. Sec. 2. Any municipality may sell, lease or convey any real property located in an area zoned to permit the operation of retail business, when such property is no longer needed for the use or purposes of the municipality, to any private corporation or association established to develop and maintain free public parking facilities. "Municipality" as used in sections 2 through 5 of this 1967 amendatory act, means any city with a population over three hundred thousand and any municipal corporation or other political subdivision located within the boundaries of such city.

NEW SECTION. Sec. 3. Before any municipality may sell, lease or convey any real property located in an area zoned to permit the operation of retail business, it shall post in a conspicuous place on such property and publish in the official newspaper for the county in which such property is located for fifteen days prior to such sale, lease or conveyance a notice giving the legal description of such property and disclosing an intention to sell, lease or convey such property; and it shall offer in its notice, and shall give, the first right of purchase or lease of the whole or any part of such property to any private corporation or association (1) established to develop and maintain free public parking facilities and (2) which agrees to dedicate such property for free public parking.

NEW SECTION. Sec. 4. A sale, lease or conveyance to such corporation or association may be made for such consideration and on such terms and conditions as the municipality deems appropriate: *Provided*, That the price charged such corporation or association shall not be in excess of the fair market value of such property: *Provided Further*, That all deeds, leases and other instruments of conveyance shall incorporate a reversion to the municipality of the property or property interest so deeded, leased or conveyed, in the event that such property should no longer be used as a free public parking facility.

NEW SECTION. Sec. 5. The provisions of section 3 of this 1967 amendatory act shall not apply to any sale, lease or conveyance to the federal government or to any agency thereof, or to the state or any agency, county, city, town or other political subdivision of this state.

Sec. 6. Section 35.86.070, chapter 7, Laws of 1965 and RCW 35.86.070 are each amended to read as follows:

Such cities and/or their lessees shall pay to the county treasurer [and to the state treasurer moneys in lieu of real property taxes] *an annual excise tax for the privilege of operating a city owned parking facility* equal to the amounts which would be paid upon real property [condemned pursuant to this chapter] *devoted to the purpose of off-street parking* were it in private ownership. *This section shall only apply to parking facilities acquired under this chapter.*

Sec. 7. Section 1, chapter 82, Laws of 1931 as amended by section 1, chapter 43, Laws of 1933 and RCW 87.03.135 are each amended to read as follows:

Any irrigation district shall have power to sell or lease any real estate or personal property owned by such district, whenever the board of directors shall, by unanimous vote, determine that such property is not necessary or needed for the use of the district. No sale or lease of such property shall be made until notice thereof shall be given by publication at least twenty days before the date of said sale or lease of said property in some newspaper of general circulation in the county where the property or part thereof is located, if there be one, and if there be none, then in some newspaper of general circulation published in an adjoining county, said publication to be made at least once a week during three consecutive weeks before the day fixed for the making

of such sale or lease, and shall contain notice of intention of the board of directors to make such sale or lease and state the time and place at which proposals for such sale or lease will be considered and in which the sale or lease will be made: *Provided, That, the provisions of this section relating to publication of notice shall not apply when the value of the property to be sold or leased is less than five hundred dollars.* Any such property so sold or leased shall be sold or leased to the highest and best bidder. The provisions of this section shall not apply to the sale of lands acquired by an irrigation district through its purchase of said lands for the nonpayment of its irrigation assessments.

Sec. 8. Section 35.63.100, chapter 7, Laws of 1965 and RCW 35.63.100 are each amended to read as follows:

The commission may recommend to its council or board the plan prepared by it as a whole, or may recommend parts of the plan by successive recommendations; the parts corresponding with geographic or political sections, division or subdivisions of the municipality, or with functional subdivisions of the subject matter of the plan, or in the case of counties, with suburban settlement or arterial highway area. It may also prepare and recommend any amendment or extension thereof or addition thereto.

Before the recommendation of the initial plan to the municipality the commission shall hold at least one public hearing thereon, giving notice of the time and place by one publication in a newspaper of general circulation in the municipality and in the official gazette, if any, of the municipality. [A copy of the ordinance or resolution adopting or embodying such plan or any part thereof or any amendment thereto, duly certified as a true copy by the clerk of the municipality, shall be filed with the county auditor. A like certified copy of any map or plat referred to or adopted by the ordinance or resolution shall likewise be filed with the county auditor. The auditor shall record the ordinance or resolution and keep on file the map or plat.]

The council may adopt by resolution or ordinance and the board may adopt by resolution the plan recommended to it by the commission, or any part of the plan, as the comprehensive plan.

A true copy of the resolution of the board adopting or embodying such plan or any part thereof or any amendment thereto shall be certified by the clerk of the board and filed with the county auditor. A like certified copy of any map or plat referred to or adopted by the county resolution shall likewise be filed with the county auditor. The auditor shall record the resolution and keep on file the map or plat.

The original resolution or ordinance of the council adopting or embodying such plan or any part thereof or any amendment thereto shall be certified by the clerk of the city and filed by him. The original of any map or plat referred to or adopted by the resolution or ordinance of the council shall likewise be certified by the clerk of the city and filed by him. The clerk shall keep on file the resolution or ordinance and map or plat.

NEW SECTION. Sec. 9. All amendments to a comprehensive plan shall be adopted, certified, and recorded or filed in the same manner as authorized in section 8 of this 1967 amendatory act for an initial comprehensive plan.

NEW SECTION. Sec. 10. Any city comprehensive plan and all amendments thereto which have been filed or recorded with the county auditor prior to the effective date of this 1967 amendatory act shall be valid and need not be refiled with the clerk of the city to remain valid and in full force and effect.

NEW SECTION. Sec. 11. There is added to chapter 4, Laws of 1963 and to chapter 36.68 RCW a new section to read as follows:

Any county, acting through its board of county commissioners, is empowered to build, construct, care for, control, supervise, improve, operate and maintain parks, playgrounds, gymnasiums, swimming pools, field houses, bathing beaches, stadiums, golf courses, automobile race tracks and drag strips, coliseums for the display of spectator sports, public campgrounds, boat ramps and launching sites, public hunting and fishing areas, arboretums, bicycle and bridle paths, and other recreational facilities, and to that end may make, promulgate and enforce such rules and regulations regarding the use thereof, and make such charges for the use thereof, as may be deemed by said board to be reasonable.

Sec. 12. Section 35.41.010, chapter 7, Laws of 1965 and RCW 35.41.010 are each amended to read as follows:

The legislative body of any city or town, for the purpose of providing funds for defraying all or a portion of the costs of planning, purchase, leasing, condemnation, or other acquisition, construction, reconstruction, development, improvement, extension,

repair, maintenance, or operation of any municipally owned public land, building, facility, or utility, for which the municipality now has or hereafter is granted authority to acquire, condemn, develop, repair, maintain, or operate, for which the city receives revenue or for which such municipality charges a fee, may authorize, by ordinance, the creation of a special fund or funds into which the city or town shall be obligated to set aside and pay:

- (1) A fixed proportion of the gross revenues of the facility or utility, or
- (2) A fixed amount out of, and not to exceed, a fixed proportion of the gross revenues thereof, or
- (3) A fixed amount without regard to any fixed proportion of such revenues, or
- (4) An amount sufficient to meet principal and interest requirements and to accumulate any reserves and additional funds that may be required.

The legislative body may also authorize the creation of a special fund or funds to defray all or part of the costs of planning, purchase, condemnation, or other acquisition, construction, improvement, maintenance or operation of any public park in, upon or above property used or to be used as municipally owned off-street parking space and facilities, whether or not revenues are received or fees charged in the course of public use of such park. Part or all of the otherwise unpledged revenues, fees or charges arising from municipal ownership, operation, lease or license of any off-street parking space and facilities, or arising from municipal license of any on-street parking space, shall be set aside and paid into such special fund or funds in accordance with this section.

Sec. 13. Section 35.86.010, chapter 7, Laws of 1965 and RCW 35.86.010 are each amended to read as follows:

Cities of the first, second, and third classes are authorized to provide off-street parking space and facilities for motor vehicles, and the use of real property for such purpose is declared to be a public use. *Notwithstanding the provisions of RCW 35.86.040 such cities shall call for competitive bids for the operation of any off-street parking space and facilities for motor vehicles in or beneath a public park by any private person, firm or corporation, upon such reasonable notice, bidder qualifications and bid conditions as the city shall determine. In the case of off-street parking space in, upon or beneath a public park the term "facilities" as used hereafter in this chapter may include public parks thereon.*

Sec. 14. Section 35.86.020, chapter 7, Laws of 1965 and RCW 35.86.020 are each amended to read as follows:

In order to provide for off-street parking space and/or facilities, such cities are authorized, in addition to their powers for financing public improvements, to finance their acquisition and construction through the issuance and sale of revenue [.] bonds or general [fund] obligation [and on street parking revenue] bonds or both. Any bonds issued by such cities pursuant to this section shall be issued in the manner and within the limitations prescribed by the Constitution and the laws of this state.

In addition local improvement districts may be created and their financing procedures used for this purpose in accordance with the provisions of Title 35 as now or hereafter amended.

Such cities may authorize and finance the economic and physical surveys and plans, and construction, for off-street parking, and the maintenance and management of such off-street parking spaces and facilities either within their general budget or by issuing revenue bonds or general [fund] obligation bonds [and on street parking revenue bonds] or both.

General obligation bonds issued hereunder may additionally be made payable from any otherwise unpledged revenue, fees or charges which may be derived from the ownership, operation, lease or license of off-street parking space or facilities or which may be derived from the license of on-street parking space.

Sec. 15. Section 36.32.240, chapter 4, Laws of 1963 and RCW 36.32.240 are each amended to read as follows:

In any county the board of county commissioners may by resolution establish a county purchasing department and thereafter such department shall contract on a competitive basis for all public works and purchase or lease on a competitive basis all supplies, materials, and equipment, for all departments of the county, exclusive of the county hospital, pursuant to the provisions hereof and under such rules as the board shall by resolution adopt, except for such contracts and purchases as shall be made pursuant to RCW 36.77.060, 36.77.070 and 36.82.130: *Provided*, That in all class AA or class A counties or in any county of the first class it shall be mandatory that a purchasing department be established.

Sec. 16. Section 36.32.250, chapter 4, Laws of 1963 as last amended by section 1, chapter 97, Laws of 1967, and RCW 36.32.250 are each amended to read as follows:

No contract, *lease* or purchase shall be entered into by the board of county commissioners or by any elected or appointed officer of such county until after bids have been submitted to the board of county commissioners upon specifications therefor. Such specifications shall be in writing and shall be filed with the clerk of the board for public inspection, and an advertisement thereof stating the date after which bids will not be received, the character of the work to be done, or material, equipment, or service to be purchased, and that specifications therefor may be seen at the office of the clerk of the board, shall be published in the county official newspaper. Such advertisement shall be published at least once in each week for two consecutive weeks prior to the last date upon which bids will be received and as many additional publications as shall be determined by the board. The bids shall be in writing, shall be filed with the clerk, shall be opened and read in public at a meeting of the board on the date named therefor in said advertisement, and after being opened, shall be filed for public inspection. No bid shall be considered for public work unless it is accompanied by a bid deposit in the form of a surety bond, postal money order, cash, cashier's check, or certified check in an amount equal to five percent of the amount of the bid proposed. The contract for the public work, *lease* or purchase shall be awarded to the lowest responsible bidder; taking into consideration the quality of the articles or equipment to be purchased or *leased*. Any or all bids may be rejected for good cause. The board shall require from the successful bidder for such public work a contractor's bond in the amount and with the conditions imposed by law. Should the bidder to whom the contract is awarded fail to enter into the contract and furnish the contractor's bond as required within ten days after notice of the award, exclusive of the day of notice, the amount of the bid deposit shall be forfeited to the county and the contract awarded to the next lowest and best bidder. The bid deposit of all unsuccessful bidders shall be returned after the contract is awarded and the required contractor's bond given by the successful bidder is accepted by the board. In the letting of any contract, *lease* or purchase involving less than one thousand dollars advertisement and competitive bidding may be dispensed with on order of the board of county commissioners. Notice of intention to let contracts, *enter into lease agreements* or to make purchases involving amounts exceeding five hundred dollars and less than one thousand dollars, shall be posted by the board of county commissioners on a bulletin board in its office not less than three days prior to making such purchase, *lease* or contract. Wherever possible, supplies shall be purchased in quantities for a period of at least three months, and not to exceed one year. Supplies generally used throughout the various departments shall be standardized insofar as possible, *and may be purchased and stored for general use by all of the various departments which shall be charged for the supplies when withdrawn from the purchasing department.*

NEW SECTION. Sec. 17. There is added to chapter 4, Laws of 1963 and to chapter 36.32 RCW a new section to read as follows:

The board of county commissioners may elect to adopt the provisions of sections 18, 19 and 20 of this 1967 amendatory act and may, by resolution, designate the kinds of equipment subject thereto.

NEW SECTION. Sec. 18. There is added to chapter 4, Laws of 1963 and to chapter 36.32 RCW a new section to read as follows:

In accordance with the provisions of section 17 of this 1967 amendatory act, in every county in which there is now or is hereafter established a county purchasing department, there is created a county fund to be known as the "county equipment and rental revolving fund". On the effective date of this 1967 amendatory act, the county treasurer of such counties shall transfer to said fund all sums remaining in the county current expense fund budgeted for the purchase or lease of capital outlay equipment.

NEW SECTION. Sec. 19. There is added to chapter 4, Laws of 1963 and to chapter 36.32 RCW a new section to read as follows:

In accordance with the provisions of section 17 of this 1967 amendatory act, after the effective date of this 1967 amendatory act, no warrants shall be issued for the purchase or lease of capital outlay equipment unless they have been authorized by the county purchasing agent: *Provided*, That sums allocated to existing contracts for the purchase or lease of such equipment shall be authorized by the purchasing agent upon the written request of the officer or employee who has executed such contract: *Provided, Further*, That no option for purchase or extension of time in such existing contracts may be exercised unless approved by the purchasing agent.

NEW SECTION. Sec. 20. In accordance with the provisions of section 17 of this 1967 amendatory act, the county purchasing agent, subject to the supervision of the board of county commissioners shall establish charges to be paid by county officers and county departments for the use of such equipment. The charge shall be sufficient to amortize the cost of purchasing, maintaining or leasing such equipment, which amounts shall be credited as income to the county equipment and revolving fund and charged on a monthly basis against the account of the officer or agent using such equipment. Moneys derived from the charges for such equipment shall be disbursed from the county equipment and revolving fund by the county treasurer by warrants drawn by the county auditor on vouchers duly authorized by the purchasing agent.

NEW SECTION. Sec. 21. If any provision of this 1967 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances, shall not be affected.

Senate Members:

R. R. Bob Greive
Ted G. Peterson
Frank Connor

House Members:

Jonathan Whetzel
Dave Ceccarelli
Jerry C. Kopet

MOTIONS

On motion of Senator Greive, the report of the Free Conference Committee on Senate Bill No. 261 was adopted.

On motion of Senator Rasmussen, Senate Bill No. 261 as amended by the Free Conference Committee was ordered to retain its place on the calendar for tomorrow.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 9:50 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Saturday, April 29, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-FIRST DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Saturday, April 29, 1967.

The Senate was called to order at 10:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Ridder.

On motion of Senator Bailey, Senator Ridder was excused.

The Color Guard, consisting of Pages Robert Lisk, Color Bearer, and Janet Holbrook, presented the Colors.

Senator Nat Washington offered prayer.

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

The Secretary read:

SENATE RESOLUTION
1967 EX - 54

By Senators Ridder, Uhlman and Metcalf:

Whereas, The present pattern of school district organization has contributed to financing problems for schools; and

Whereas, To help resolve these problems, it is essential that consideration be given to available resources and tax base of school districts;

Now, Therefore, Be It Resolved, By the Senate, that the Interim Committee on Education be directed to study the problems of school district organization in this state; and

Be It Further Resolved, That the results of this study and any recommendations pursuant thereto be presented to the next regular session of the legislature for its consideration.

On motion of Senator Metcalf, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 55

By Senators Metcalf, Redmon and Mardesich:

Whereas, The members of the school safety patrol throughout the state are quietly and tirelessly working day in and day out, fair weather and foul, with constant alertness for the care and protection of the lives and welfare of school children and preschool children; and

Whereas, The members of the school safety patrol throughout the state serve on a volunteer basis and receive little recognition or thanks for their tireless service and dedication except in rare cases; and

Whereas, Gregg Holmes, son of Mr. and Mrs. Vincent Holmes, 1620 Locust Way, Alderwood Manor, and a member of the school safety patrol for Cypress Elementary School, Alderwood is about to receive national recognition for an act of heroism above and beyond the dedication usually demonstrated by members of that fine body; and

Whereas, Gregg Holmes, twelve years of age and a sixth grade student, saw the peril when two year old Tracy Miller stepped into the path of a school bus as it was turning a corner, and rescued the child from the peril; and

Whereas, Gregg Holmes will be in Washington, D. C. May 10th, 1967 to receive the National American Automobile Association National School Patrol Life Saving Medal to

be presented by Alan F. Boyd, Secretary of Transportation as one of nine members in the nation so selected, and the first boy in Washington State so selected since the inception of the AAA in 1904;

Now, Therefore, Be It Resolved, By the Senate that all members of the school safety patrol be given a heartfelt thanks for the job that they are doing in preserving the lives of school and preschool children; and

Be It Further Resolved, That a special commendation be given to Gregg Holmes for his special act of bravery in saving the life of the little child; and

Be It Further Resolved, That the Secretary of the Senate transmit copies of this resolution to Gregg Holmes, to his parents, and to the Superintendent of Public Instruction for distribution to all the school safety patrols in the state of Washington.

On motion of Senator Metcalf, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 56

By Senators Sandison, Freise, Knoblauch and Talley:

Whereas, During the fortieth session of the legislature, Hazel L. Matheny has served as chef de cuisine in the Senate dining room; and

Whereas, Hazel L. Matheny has performed these duties in a magnificent manner, ministering to the gustatory needs of the members of the Senate with exquisite success; and

Whereas, Her success in preparing the most delectable dishes from the fare offered has turned the ordinary eating habits of the senators into such a state of perfection that they are all now qualified gourmands; and

Whereas, It is fitting that the Senate show its gratitude for such successful culinary perfection;

Now, Therefore, Be It Resolved, By the Senate that Hazel L. Matheny be commended for her excellent and meritorious service in the Senate dining room; and

Be It Further Resolved, That a copy of this resolution be suitably inscribed and presented to Hazel L. Matheny forthwith, with the solicitation and kindest feelings of the members of the Senate.

On motion of Senator Kupka, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Sandison, Knoblauch and Freise to escort the Senate cafeteria waitresses to the rostrum.

SENATE RESOLUTION
1967 EX - 57

By Senators Sandison, Freise, Knoblauch and Talley:

Whereas, During the fortieth session of the legislature, Lillian A. Anderson and Ruby Milliron have faithfully served on the staff of the Senate dining room; and

Whereas, In spite of sessions of the Senate, early and late, Lillian A. Anderson and Ruby Milliron have served with the utmost of cheerfulness and efficiency; and

Whereas, It is fitting that the Senate show its gratitude for this outstanding and faithful service;

Now, Therefore, Be It Resolved, By the Senate that Lillian A. Anderson and Ruby Milliron be commended and that they accept this token of appreciation for their untiring devotion and service in the Senate dining room; and

Be It Further Resolved, That copies of this resolution be suitably inscribed and presented to Lillian A. Anderson and Ruby Milliron forthwith with the solicitation and kindest feelings of the members of the Senate.

On motion of Senator Kupka, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 29, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 261, have inspected same, and find it correctly engrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: Fred H. Dore, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., April 29, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 532, have inspected same, and find it correctly reengrossed.

Martin J. Durkan, *Chairman*.

We concur in this report: Fred H. Dore, R. R. Bob Greive.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The Speaker has signed: Substitute House Bill No. 713,
House Bill No. 965,
House Bill No. 980,
House Concurrent Resolution No. 44,
House Concurrent Resolution No. 53,
House Concurrent Resolution No. 54, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 419,
Senate Bill No. 651,
Senate Concurrent Resolution No. 15, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 269, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has concurred in the Senate amendments to Reengrossed House Bill No. 946, and has passed the bill as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on House Bill No. 686, and has passed the bill as amended by the Free Conference.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The Speaker has signed: House Bill No. 686,
Substitute House Bill No. 722,

House Bill No. 946,
House Joint Resolution No. 1,
House Concurrent Resolution No. 47, and the same are herewith transmitted.
Sidney Snyder, *Asst. Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 462,
Senate Joint Resolution No. 23,
House Bill No. 686,
Substitute House Bill No. 713,
Substitute House Bill No. 722,
House Bill No. 946,
House Bill No. 965,
House Bill No. 980,
House Joint Resolution No. 1,
House Concurrent Resolution No. 44,
House Concurrent Resolution No. 47,
House Concurrent Resolution No. 53,
House Concurrent Resolution No. 54.**

SPECIAL ORDER OF BUSINESS

The time having arrived, on motion of Senator Greive, the Senate resumed consideration of Senate Bill No. 261 as amended by the Free Conference Committee.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 261 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 3; excused, 1.

Those voting yea were: Senators Andersen, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Redmon, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Wood—all—43.

Those voting nay were: Senators Atwood, Rasmussen—2.

Absent or not voting: Senators Gissberg, Pritchard, Twigg—3.

Excused: Senator Ridder—1.

Senate Bill No. 261 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate advanced to the seventh order of business.

SECOND READING OF BILLS

Senate Bill No. 650, by Senator Durkan:

Limiting indebtedness by taxing districts.

The bill was read the second time by sections.

On motion of Senator Gissberg, the following amendment was adopted:

On page 2, line 1 add a new Section 2 to read as follows and renumber the remaining section accordingly:

"NEW SECTION. Sec. 2. There is added to chapter 56, Laws of 1967 extraordinary session, and to chapter 28.47 RCW a new section to read as follows:

Uniform percentage increases in assessed valuation directly resulting from the enforcement, by court order or order of the department of revenue, of the requirements of the fourteenth amendment to the state Constitution relating to the assessment level for property tax purposes shall not affect the dollar amount of bond indebtedness or excess levies to be used as criteria in determining the eligibility of a school district for allotments of state matching funds for school building construction."

On motion of Senator Williams, the following amendment was adopted:

On page 1, section 1, line 19, after "RCW 39.36.020," and before "the" insert "and in the case of percentage rates of metropolitan municipal corporations authorized by compliance with the conditions set forth in section 35.58.450, chapter 7, Laws of 1965 as amended by section 13, chapter, Laws of 1967, and RCW 35.58.450."

On motion of Senator Gissberg, the following amendment to the title was adopted.

On page 1, line 1 of the title strike everything after "to" and insert "the support of local government; prescribing additional limitations on indebtedness of taxing districts; clarifying conditions for state aid for public school construction; adding a new section to chapter 143, Laws of 1917 and to chapter 39.36 RCW; adding a new section to chapter 56, Laws of 1957 extraordinary session, and to chapter 28.47 RCW; and declaring an emergency."

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 650 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 650 and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Huntley, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, McMillan, Marquardt, Metcalf, Morgan, Peterson (Lowell), Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Absent or not voting: Senators Andersen, Herrmann, Lennart, McCormack, Mardesich, Peterson (Ted), Pritchard—7.

Excused: Senator Ridder—1.

Engrossed Senate Bill No. 650 having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Durkan, the Senate returned to the fifth order of business.

The Secretary read:

MESSAGE FROM THE HOUSE HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 532 with the following amendments:

Beginning on line 1 of the title, strike all the title and insert the following:

"An Act Relating to state government and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for needful land acquisition and buildings for the department of general administration, institutions of higher education and the department of institutions; providing ways and means to pay said bonds; making appropriations; and providing for submission of this act to a vote of the people."

Strike everything after the enacting clause in both the printed and engrossed bills and insert the following:

"NEW SECTION. Section 1. For the purpose of providing needed capital improvements for the department of general administration, the institutions of higher education and the department of institutions, the state finance committee is authorized to issue, at any time prior to January 1, 1972, general obligation bonds of the state of Washington in the sum of sixty-three million fifty-nine thousand dollars or so much thereof as shall be required to finance the capital projects set forth in section 6 of this act, to be paid and discharged within twenty years of the date of issuance.

The state finance committee is authorized to prescribe the form of such bonds, and the time of sale of all or any portion or portions of such bonds, and the conditions of sale and issuance thereof: *Provided*, That none of the bonds herein authorized shall be sold for less than the par value thereof nor shall they bear interest at a rate in excess of six percent per annum.

The bonds shall pledge the full faith and credit of the state of Washington and contain an unconditional promise to pay the principal and interest when due. The committee may provide that the bonds, or any of them, may be called prior to the due date thereof under such terms and conditions as it may determine. The state finance committee may authorize the use of facsimile signatures in the issuance of the bonds.

NEW SECTION. Sec. 2. The proceeds from the sale of the bonds authorized herein, together with all grants, donations, transferred funds and all other moneys which the state finance committee may direct the state treasurer to deposit therein shall be deposited in the state building and higher education construction account created in the state general fund.

NEW SECTION. Sec. 3. The state building and higher education bond redemption fund is created in the state treasury, which fund shall be exclusively devoted to the payment of interest on and retirement of the bonds authorized by this act. The state finance committee shall, on or before June 30th of each year, certify to the state treasurer the amount needed in the ensuing twelve months to meet bond retirement and interest requirements, and on July 1st of each year the state treasurer shall deposit such amount in the state building and higher education bond redemption fund from moneys transmitted to the state treasurer by the tax commission and certified by the tax commission to be sales tax collections; and such amount certified by the state finance committee to the state treasurer shall be a prior charge against all retail sales tax revenues of the state of Washington, except that portion thereof which has been heretofore pledged for the payment of bond principal and interest.

The owner and holder of each of the bonds or the trustee for any of the bonds may by mandamus or other appropriate proceeding require and compel the transfer and payment of funds as directed herein.

NEW SECTION. Sec. 4. The legislature may provide additional means for raising moneys for the payment of the interest and principal of the bonds authorized herein and this act shall not be deemed to provide an exclusive method for such payment.

NEW SECTION. Sec. 5. The bonds herein authorized shall be a legal investment for all state funds or for funds under state control and all funds of municipal corporations.

NEW SECTION. Sec. 6. The following sums, or so much thereof as may be necessary, are appropriated from the state building and higher education construction account: *Provided*, That the legislature may reappropriate the unexpended balance from any project for other projects within the scope of section 1 of this act.

For the Department of General Administration

Construct and equip addition to state library.....\$ 562,113

For the Washington Correction Center

Construct and equip honor housing for 270 inmates.....\$ 1,875,630

For the Maple Lane School

Construct and equip treatment security unit.....\$ 264,970

For the Spruce Canyon Youth Camp

Construct and equip vocational-gymnasium building.....	\$ 194,411
For the School for the Blind	
Construct and equip student residence hall.....	\$ 373,000
For the School for the Deaf	
Construct and equip field house.....	\$ 150,000
For the Rainier School	
Construct and equip training and service building.....	\$ 650,000
Construct and equip volunteer services building.....	\$ 150,000
For the Fircrest School	
Replace Redwood Hall, Phase II.....	\$ 2,550,000
For the University of Washington	
Construct and equip law school center.....	\$ 5,100,000
Construct and equip psychology building.....	\$ 3,500,000
Construct and equip performing arts building.....	\$ 3,700,000
Construct and equip computer center addition.....	\$ 1,300,000
Construct and equip electrical engineering addition.....	\$ 650,000
Enlarge plant services building	\$ 1,900,000
Expand and equip radiation therapy and hospital clinic.....	\$ 2,050,000
For Washington State University	
Construct and equip agricultural services building.....	\$ 3,934,775
Construct and equip physical sciences building.....	\$ 3,148,630
For Western Washington State College	
Construct additional instruction facilities	\$ 1,883,500
Construct and equip physical education addition.....	\$ 490,000
Construct and equip administration building.....	\$ 1,650,000
Renovation of Old Main	\$ 975,000
Complete construction and equipment of education-psychology building..	\$ 850,000
For Central Washington State College	
Construct and equip instructional center.....	\$ 3,009,500
Construct and equip library addition	\$ 2,070,000
For Eastern Washington State College	
Construct and equip health and physical education building.....	\$ 1,125,000
Construct and equip classroom building	\$ 1,500,000
Construct and equip radio-television building.....	\$ 500,000
Construct and equip drama building	\$ 800,000
Construct and equip art building	\$ 1,090,000
For the Fourth State College	
Construction Phase I	\$15,000,000
For the Finance Committee	\$ 62,471
<i>NEW SECTION. Sec. 7. The words "capital improvement" or "capital project" used herein shall mean acquisition of sites, easements, rights of way or improvements thereon or appurtenances thereto, construction and initial equipment, reconstruction, demolition or major alteration of new or presently owned capital assets.</i>	
<i>NEW SECTION. Sec. 8. This act shall be submitted to the people for their adoption and ratification, or rejection, at the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1968, in accordance with the provisions of section 3, Article VIII of the state Constitution; and in accordance with the provisions of section 1, Article II of the state Constitution as amended, and the laws adopted to facilitate the operation thereof.</i>	
<i>NEW SECTION. Sec. 9. Anything in this act to the contrary notwithstanding, if the constitutional amendment proposed in Senate Joint Resolution No. 17 shall be adopted by the electorate in the 1967 general election</i>	
(1) the sum of sixty-three million fifty-nine thousand dollars authorized for issue as general obligation bonds in section 1 of this act shall be reduced to the sum of twelve million six hundred seven thousand five hundred ninety-five dollars, and	
(2) each of the following capital projects shall be deleted from section 6 of this act:	
For the University of Washington	
Law school center	\$ 5,100,000
Psychology building	\$ 3,500,000
Performing arts building	\$ 3,700,000
Computer center addition	\$ 1,300,000
Electrical engineering addition	\$ 650,000

For Washington State University	
Agricultural sciences building	\$ 3,934,775
Physical sciences building	\$ 3,148,630
For Western Washington State College	
Additional instructional facilities	\$ 1,883,500
Physical education building	\$ 490,000
Administration building	\$ 1,650,000
For Central Washington State College	
Instructional center	\$ 3,009,500
Library Addition	\$ 2,070,000
For Eastern Washington State College	
Health and physical education building	\$ 1,125,000
Classroom building	\$ 1,500,000
Radio-television building	\$ 500,000
Drama building	\$ 800,000
Art building	\$ 1,090,000
For the Fourth State College	
Construction Phase I.....	\$15,000,000.",

and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

On motion of Senator Durkan, the Senate concurred in the House amendments to Engrossed Senate Bill No. 532.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 532, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—41.

Voting nay was: Senator Chytil—1.

Absent or not voting: Senators Herrmann, Huntley, Lennart, Morgan, Peterson (Ted), Pritchard—6.

Excused: Senator Ridder—1.

Engrossed Senate Bill No. 532, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The Secretary read:

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 29, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 269, establishing traffic safety commission, have had the same under consideration, and we recommend that the attached substitute bill be passed.

An Act Relating to state government; establishing the Washington traffic safety commission; providing for succession of powers and duties of the Washington state safety council to the Washington state traffic safety commission; providing for administration of the driver education program; providing for the transfer of certain books, records, accounts, files and personal property; prescribing powers, duties and functions of certain state officers and agencies; enabling the state to secure the benefits of the federal Highway Safety Act of 1966; amending section 8, chapter 39, Laws of 1963 and

RCW 46.81.070; adding a new chapter to chapter 8, Laws of 1965 and to Title 43; repealing sections 43.60.010 through 43.60.220, chapter 8, Laws of 1965 and RCW 43.60.010 through 43.60.220; providing for the termination of certain sections hereof; and declaring an emergency.

Be It Enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. The purpose of this act is to establish a new agency of state government to be known as the Washington traffic safety commission. The functions and purpose of this commission shall be to find solutions to the problems that have been created as a result of the tremendous increase of motor vehicles on our highways and the attendant traffic death and accident tolls; to plan and supervise programs for the prevention of accidents on streets and highways including but not limited to educational campaigns designed to reduce traffic accidents in cooperation with all official and unofficial organizations interested in traffic safety; to coordinate the activities at the state and local level in the development of state-wide and local traffic safety programs; to promote a uniform enforcement of traffic safety laws and establish standards for investigation and reporting of traffic accidents; to promote and improve driver education; and to authorize the governor to perform all functions required to be performed by him under the federal Highway Safety Act of 1966 (Public Law 89-564; 80 Stat 731).

NEW SECTION. Sec. 2. The governor shall be responsible for the administration of the traffic safety program of the state and shall be the official of the state having ultimate responsibility for dealing with the federal government with respect to all programs and activities of the state and local governments pursuant to the Highway Safety Act of 1966 (Public Law 89-564; 80 Stat 731). The governor is authorized and empowered to accept and disburse federal grants or other funds or donations from any source for the purpose of improving traffic safety programs in the state of Washington, and is hereby empowered to contract and to do all other things necessary in behalf of this state to secure the full benefits available to this state under the federal Highway Safety Act of 1966 (Public Law 89-564; 80 Stat 731) and in so doing, to cooperate with federal and state agencies, agencies private and public, interested organizations, and with individuals, to effectuate the purposes of that enactment, and any and all subsequent amendments thereto.

NEW SECTION. Sec. 3. The governor shall be assisted in his duties and responsibilities by the Washington state traffic safety commission. The Washington traffic safety commission shall be comprised of the governor as chairman, the superintendent of public instruction, the director of motor vehicles, the director of highways, the chief of the state patrol, a representative of the association of Washington cities to be appointed by the governor, a member of the association of county commissioners to be appointed by the governor, the county road administration engineer and a representative of the judiciary to be appointed by the governor. Appointments to any vacancies among appointee members shall be as in the case of original appointment.

NEW SECTION. Sec. 4. In addition to other responsibilities set forth in this act the commission shall:

(1) Advise and confer with the governing authority of any political subdivision of the state deemed eligible under the federal Highway Safety Act of 1966 (Public Law 89-564; 80 Stat 731) for participation in the aims and programs and purposes of that act;

(2) Advise and confer with all agencies of state government whose programs and activities are within the scope of said Highway Safety Act including those agencies that are not subject to direct supervision, administration and control by the governor under existing laws;

(3) Succeed to and be vested with all powers, duties and jurisdictions previously vested in the Washington state safety council;

(4) Require all counties and municipalities to prepare a comprehensive traffic safety plan consistent with the standards established by rule and regulation by the commission and the federal Highway Safety Act of 1966 (Public Law 89-564; 80 Stat 731);

(5) Carry out such other responsibilities as may be consistent with this act.

NEW SECTION. Sec. 5. Section 8, chapter 39, Laws of 1963 and RCW 46.81.070 are each amended to read as follows:

(1) Each school district offering a course in driver education shall, in such manner as the superintendent of public instruction may direct, keep accurate records of the cost thereof. Subject to RCW 46.81.060 each school district shall be reimbursed from the

driver education account [in an amount not to exceed thirty dollars for each pupil who is instructed in the course in accordance with the regulations set forth by the superintendent]: *Provided*, That [beginning June 30, 1964 and on June 30 of each year thereafter] the state superintendent shall determine the approximate per pupil cost of driver education and [may increase to more than thirty dollars the amount of reimbursement to the school district but in no instance shall the amount of reimbursement exceed more than] *may reimburse up to seventy-five percent of the estimated per pupil cost of driver education. Per pupil cost of driver education shall include the per pupil cost of vehicles used exclusively in driver education programs and simulators used in such programs amortized by school districts over a [twenty-four] sixty-month period.*

A simulator is any automobile driver training device approved by the superintendent of public instruction to be used for purposes of driver education instruction under simulated driving conditions.

(2) The directors of any school district or combination of school districts shall establish a driver education fee, which fee when imposed shall be required to be paid by any duly enrolled student in such school district prior to the enrollment in a driver education course. Driver education fees collected by a school district shall be deposited with the county treasurer to the credit of such school district, to be used to pay costs of the driver education course.

NEW SECTION. Sec. 6. The commission shall meet at least quarterly and shall have such special meetings as may be required. Members of the commission shall receive no additional compensation for their services except that which shall be allowed as actual and necessary expenses as limited by chapter 43.03 RCW in the performance of their official duties.

NEW SECTION. Sec. 7. The governor as chairman of the commission shall appoint a person to be director of the Washington traffic safety commission which director shall be paid such salary as shall be deemed reasonable and shall serve at the pleasure of the governor.

NEW SECTION. Sec. 8. The director shall be secretary of the commission and shall be responsible for carrying into effect the commission's orders and rules and regulations promulgated by the commission. The director shall also be authorized to employ such staff as is necessary pursuant to the provisions of chapter 41.06 RCW. The commission shall adopt such rules and regulations as shall be necessary to carry into effect the purposes of this act.

NEW SECTION. Sec. 9. The governor as chairman of said commission shall have the authority to appoint advisory committees as he may deem advisable to aid, advise and assist the commission in carrying out the purposes of this act. All actions and decisions, however, shall be made by the commission.

NEW SECTION. Sec. 10. The commission shall delegate all non-traffic safety responsibilities previously under the jurisdiction of the Washington state safety council to such other state agencies as the commission shall determine.

NEW SECTION. Sec. 11. All terms of the members of the executive board and members of the advisory committee of the Washington state safety council shall be terminated upon the effective date of this act.

NEW SECTION. Sec. 12. On the effective date of this act, all records, books, accounts, equipment, funds and all other personal property now or hereafter held for the use of the Washington state safety council in performing their functions and duties as set forth in chapter 43.60 RCW shall be transferred to the possession and control of the Washington traffic safety commission.

NEW SECTION. Sec. 13. All employees of the Washington state safety council who are employed exclusively or principally in performing the powers, duties and functions transferred by this act to the Washington state traffic safety commission shall, upon the effective date of this act, be transferred to the Washington state traffic safety commission. All such employees so transferred shall continue to be governed by the provisions of chapter 41.06 RCW, the state civil service law, without any loss of rights granted by said law.

NEW SECTION. Sec. 14. The Washington state traffic safety commission shall submit a report outlining programs planned and steps taken toward improving traffic safety to the joint committee on highways by July 1, 1968.

NEW SECTION. Sec. 15. Sections 43.60.010 through 43.60.220, chapter 8, Laws of 1965 and RCW 43.60.010 through 43.60.220 are each hereby repealed.

NEW SECTION. Sec. 16. Sections 1 through 4 and 6 through 13 of this act shall expire on July 1, 1969.

NEW SECTION. Sec. 17. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and existing public institutions and shall take effect immediately.

Senate Members:

Nat Washington
Ernest W. Lennart
Al Henry

House Members:

Alfred E. Leland
Jonathan Whetzel
David G. Sprague

On motion of Senator Washington, the report of the Free Conference Committee was adopted.

Debate ensued.

POINT OF INQUIRY

Senator Uhlman:

"Senator Washington, could you tell me what the general effect of Section 5 is and what the fiscal impact of Section 5 would be in taking out the maximum of thirty dollars?"

Senator Washington:

"This is an area where there has been no statistics set up. There were a few districts that charged an increase. Well, what we have done—we have increased the amount of money that will go into the fund by the increase in the amount that come from the drivers' licenses and it was felt that the amount that would come in would fully take care of it."

Senator Uhlman:

"Do you have any figures at all as to what the cost impact would be?"

Senator Washington:

"Frankly, I don't have that figure."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 269 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 6; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Huntley, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—42.

Absent or not voting: Senators Bailey, Herrmann, Lennart, Peterson (Ted), Pritchard, Rasmussen—6.

Excused: Senator Ridder—1.

Engrossed House Bill No. 269 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 261.

MOTION

On motion of Senator Greive, the Senate returned to the fourth order of business.

The Secretary read:

**MESSAGES FROM THE GOVERNOR
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS**

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Parks and Recreation Commission, subject to your confirmation:

Ralph Mackey, appointed December 31, 1966, for a term ending December 31, 1972, succeeding Howard Martin.

Sincerely,

DANIEL J. EVANS,
Governor.

It was moved by Senator Atwood that the rules be suspended and that the appointment of Ralph Mackey to the position of member of the State Parks and Recreation Commission, be now confirmed.

PERSONAL PRIVILEGE

Senator Metcalf:

"Mr. President, members of the Senate:

"I first met Ralph Mackey seven years ago when I was scheduled to go to the National Boy Scout Jamboree and was unable to do so, Ralph filled in for me and went as a counsellor. He is a good personal friend of mine. He is a member of the Mountain Rescue Unit and has been for years in the Snohomish county area, and has participated in many of the searches and rescues that have taken place there. As a member of the Mountaineers' Club and as a mountaineer, I have to tell you about Ralph because he and another group climbed the highest mountain in North America, among others. They climbed Mt. McKinley and then that wasn't good enough. There's a higher mountain in South America, and Ralph and his group went to South America. You should hear the story of some of the problems they had there. Their gear was on the wrong ship and they had to use some improvised equipment that they borrowed. But they climbed the highest peak in South America which is the highest in the Western Hemisphere. Ralph is very interested in this kind of thing. This is his whole life. As a member of the Parks and Recreation Commission, he will do an outstanding job and I urge you to support the appointment."

The motion was carried.

APPOINTMENT OF RALPH MACKEY

The Secretary called the roll and the appointment of Ralph Mackey to the position of member of the State Parks and Recreation Commission, was confirmed by the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 9; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Pritchard, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—39.

Absent or not voting: Senators Bailey, Durkan, Herrmann, McCutcheon, McMillan, Morgan, Peterson (Ted), Rasmussen, Williams—9.

Excused: Senator Ridder—1.

Having received the approval of the Senate, the appointment of Ralph Mackey to the position of member of the State Parks and Recreation Commission was confirmed.

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Personnel Board, subject to your confirmation:

Chester W. Ramage, appointed February 8, 1967, for a term ending January 4, 1973, succeeding himself.

Sincerely,

DANIEL J. EVANS,
Governor.

It was moved by Senator Greive that the rules be suspended and that the appointment of Chester W. Ramage to the position of member of the State Personnel Board, be now confirmed.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President:

"Senator Metcalf explained how he knew Ralph Mackey. Well, it will be interesting I'm sure to all of the Republicans that I first knew Chet Ramage when he was active, as I was, in the first campaign of Al Rosellini for Governor. He had a four piece band and went from one end of the state to the other. He is a member of the musicians' union. He played tunes on the back of a flat bed truck and was active in those days politically for a man who later became Governor. He was subsequently appointed to the personnel board by Governor Rosellini. He served with distinction, being the labor member, and apparently his services were satisfactory from the standpoint of the incoming Governor and so he has been reappointed by Governor Evans. He serves as the labor member on the State Personnel Board which all of us know, while it may not be great in pay, being merely an extra board, it has considerable power with reference to the people who are hired and the standards which are set for our state employees. I think that his talent is recognized, obviously, by both sides of the aisle. He is certainly not a non-partisan, but it seems in this particular instance he almost has been a bipartisan and he has found support from his recognized ability. I think that this is an excellent appointment of a man who has served long as the secretary of the King county central labor council and has distinguished himself in the field of labor. I think this is an excellent appointment and I'm delighted that the Governor of the state of Washington, Dan Evans, has seen the light and reappointed him."

Senator Kupka:

"Mr. President:

"It's always nice to have musicians around. We lost our best musician when we retired Vic Meyers. I had nothing to do with that of course. I voted for him. We have always had somebody around who understood music and music problems in the state of Washington and I am sure now that Chester Ramage is on the job that if we have any music problems, we can always call on him."

The motion was carried.

APPOINTMENT OF CHESTER W. RAMAGE

The Secretary called the roll and the appointment of Chester W. Ramage to the position of member of the Washington State Personnel Board, was confirmed by the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 8; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herr, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Marquardt, Metcalf, Peterson (Lowell), Redmon, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—39.

Voting nay was: Senator Hallauer—1.

Absent or not voting: Senators Herrmann, McCutcheon, Mardesich, Morgan, Peterson (Ted), Pritchard, Rasmussen, Talley—8.

Excused: Senator Ridder—1.

Having received the approval of the Senate, the appointment of Chester W. Ramage to the position of member of the State Personnel Board, was confirmed.

State of Washington, Office of the Governor,
Olympia, March 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Personnel Board, subject to your confirmation:

Robert H. Putman, appointed February 8, 1967, for a term ending January 4, 1973, succeeding John T. Conlin.

Sincerely,

DANIEL J. EVANS,
Governor.

It was moved by Senator Atwood that the rules be suspended and that the appointment of Robert H. Putman to the position of member of the State Personnel Board, be now confirmed.

PERSONAL PRIVILEGE

Senator Atwood:

"Mr. President and members of the Senate:

"Mr. Putman, I notice, comes from Senator Gissberg's country and he has long been active in personnel management. He is the present personnel manager of the West Coast Telephone Company in Everett. He is a graduate of Oregon State University and holds a B.S. degree in industrial administration. He is a member of the Seattle chapter of the Northwest Personnel Management Association. He is a veteran and he is a past president of the United Health Foundation and an active member in many other civic organizations in Snohomish county. He is eminently qualified for this position and I urge your support in confirming him."

Senator Gissberg:

"Mr. President:

"Anybody from the strawberry country in Marysville has to be good."

The motion was carried.

APPOINTMENT OF ROBERT H. PUTMAN

The Secretary called the roll and the appointment of Robert H. Putman to the position of member of the State Personnel Board, was confirmed by the Senate by the following vote: Yeas, 37; nays, 0; absent or not voting, 11; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Huntley, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Marquardt, Metcalf, Peterson (Lowell), Redmon, Ryder, Sandison, Stender, Twigg, Uhlman, Washington, Williams, Woodall—37.

Absent or not voting: Senators Durkan, Herr, Herrmann, Keefe, McCutcheon, Mardesich, Morgan, Peterson (Ted), Pritchard, Rasmussen, Talley—11.

Excused: Senator Ridder—1.

Having received the approval of the Senate, the appointment of Robert H. Putman to the position of member of the State Personnel Board, was confirmed.

State of Washington, Office of the Governor,
Olympia, April 15, 1967.

To The Honorable, The Senate of the State of Washington.
Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Member, State Board of Prison Terms and Paroles, subject to your confirmation:

Ronald N. Hatten, appointed April 15, 1967, for a term ending April 15, 1972, succeeding George F. Parks.

Sincerely yours,
DANIEL J. EVANS,
Governor.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 21, 1967.

Ronald N. Hatten, to the position of member of the State Board of Prison Terms and Paroles, appointed April 15, 1967, for the term ending April 5, 1972, succeeding George F. Parks (reported by Committee on Public Institutions):

Recommends that said appointment be confirmed.

Frances Haddon Morgan, *Chairman*.

We concur in this report: Damon R. Canfield, Larry Faulk, Herbert H. Freise, James E. Keefe, Reuben A. Knoblauch, George Kupka, Jack Metcalf, Lowell Peterson, Fred G. Redmon, Robert C. Ridder, Gordon Sandison.

It was moved by Senator Atwood that the rules be suspended and that the appointment of Ronald H. Hatten to the position of member of the State Board of Prison Terms and Paroles, be now confirmed.

PERSONAL PRIVILEGE

Senator Peterson (Lowell):

"Mr. President and members of the Senate:

"I have personally known Mr. Hatten for a number of years. He has been the director of the probation services in Skagit county for over ten years. He has an outstanding record in our county in juvenile and probation services and as an indication of the esteem in which he is held in our area, with your permission I would like to read a paragraph from a letter written by Superior Court Judge Charles Stafford:

"I can say without qualification that Mr. Hatten has developed one of the best juvenile departments and juvenile detention programs in the state, regardless of size. He has been a definite leader in the professional field.

"He has an unusual ability to interview and evaluate people as well as to make a critical analysis of files concerning them. He is realistic in his approach to human problems as well as his expectation of human capabilities in the field of rehabilitation. As a result, the local juvenile court program has been successful, not only statistically but in the regard of the community as a whole."

"I urge you to confirm Mr. Hatten to this position."

Senator Kupka:

"Mr. President and lady and gentlemen of the Senate:

"Mr. Hatten was at the seminar held by juvenile judges at Port Angeles last year and I was very much impressed with his interest in parole work and his background up in Skagit county. Everyone at the seminar spoke very highly of him. I didn't recall him by name when there was some question about his nomination until I met him and then I realized just exactly who he was. I am sure that he is going to contribute a great deal to the efficiency of the parole board. The judges who work with him in juvenile work all like him. I'm sure he knows what it's all about and will do an outstanding job."

The motion was carried.

APPOINTMENT OF RONALD N. HATTEN

The Secretary called the roll and the appointment of Ronald N. Hatten to the position of member of the State Board of Prison Terms and Paroles, was confirmed by the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 9; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herr, Huntley, Knoblauch, Kupka, Lennart, Lewis, McCormack, McMillan, Mardesich, Metcalf, Peterson (Lowell), Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall—39.

Absent or not voting: Senators Donohue, Henry, Herrmann, Keefe, McCutcheon, Marquardt, Morgan, Peterson (Ted), Pritchard—9.

Excused: Senator Ridder—1.

Having received the approval of the Senate, the appointment of Ronald N. Hatten to the position of member of the State Board of Prison Terms and Paroles, was confirmed.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Senate Bill No. 649, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Mr. President:

Olympia, Wash., April 29, 1967.

Mr. Speaker:

We, of your Conference Committee, to whom was referred Senate Bill No. 649, increasing salary of administrator for the courts and making an appropriation, have had the same under consideration, and we are unable to agree and ask for powers of Free Conference.

Senate Members:

William A. Gissberg
Wes C. Uhlman
Harry B. Lewis

House Members:

Hal Wolf
Newman A. Clark
Richard A. King

MOTIONS

On motion of Senator Greive, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

At 11:50 a.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

REPORT OF STANDING COMMITTEE

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 650, have inspected same, and find it correctly engrossed.

Martin J. Durkan, *Chairman.*

We concur in this report: Fred H. Dore, Perry B. Woodall.

MOTION

On motion of Senator Greive, Engrossed Senate Bill No. 650 was ordered immediately transmitted to the House.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 28, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

Senate Bill No. 294:

Authorizing a permanent single document program for registration of interstate commercial vehicles.

Senate Bill No. 507:

Prohibiting certain wiretapping and eavesdropping.

Substitute Senate Bill No. 604:

Providing method of obtaining surplus food for use in school district hot lunch program.

Senate Bill No. 447:

Enlarging scope for investment of moneys in pension fund of firemen of cities and towns.

Senate Bill No. 5:

Reducing state parks purchase options to \$1.00.

Senate Bill No. 254:

Pertaining to changes in manufacturing tax credit and other changes in administration of excise tax.

Senate Bill No. 338:

Revising Uniform Gifts to Minors Act.

Senate Bill No. 466:

Providing for the appointment of court commissioners.

Senate Bill No. 643:

Preferring labor claims over claims of state agency when distraint or insolvency proceedings.

Very truly yours,

Raymond W. Haman,

Legal Counsel to the Governor.

MOTION

On motion of Senator Greive, the Senate returned to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,

Mr. President:

Olympia, Wash., April 29, 1967.

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 261,

Senate Bill No. 462,

Senate Bill No. 532, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman.*

We concur in this report: Frank W. Foley, R. R. Bob Greive.

MOTIONS

On motion of Senator Keefe, Senator Hanna was excused.

On motion of Senator Greive, Senator Ridder was excused.

On motion of Senator Ryder, Senator Lennart was excused.

The President declared the Senate to be at ease.

The President called the Senate to order at 4:00 p.m.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 532,

Substitute House Bill No. 77,

House Bill No. 133,

House Bill No. 365,

House Bill No. 387.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 269, and has passed the bill as amended by the Free Conference Committee.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 261,
Senate Bill No. 462,
Senate Joint Resolution No. 23, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

MOTIONS

It was moved by Senator Greive that the Senate recess until 7:00 p.m.

It was moved by Senator Marquardt that the motion by Senator Greive be amended and that the Senate recess until 8:00 p.m.

The motion by Senator Marquardt was lost on a rising vote.

At 4:10 p.m., on motion of Senator Greive, the Senate recessed until 7:00 p.m.

EVENING SESSION

The President called the Senate to order at 7:00 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 8:15 p.m.

Senators Durkan, Mardesich and Washington demanded a Call of the Senate.

The demand was sustained on a rising vote.

MOTIONS

On motion of Senator Gissberg, the Senate dispensed with the Call of the Senate.

It was moved by Senator Greive that the Senate adjourn until noon, tomorrow.

The motion was lost.

The Secretary read:

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 29, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred House Bill No. 150, providing for creation and operation of the Washington correctional institution for women, have had the same under consideration, and we recommend that the Senate amendments be stricken and that House Bill No. 150 be amended to read as follows:

On line 4 of the title after the semicolon following "contracts" and before "amending" insert "; providing for reimbursement of certain expenses;"

On page 5 add a new section following section 12 to read as follows:

"NEW SECTION. Sec. 13. There is added to chapter 28, Laws of 1959, and to Title 72 RCW, a new section to read as follows:

There is hereby established a site selection commission which is authorized and directed to designate a suitable site and/or facility for the location of the state

correctional institution for women. The members of the site selection commission shall be composed of the director of institutions, director of central budget agency who shall serve in advisory capacity, and six additional members, three of which shall be appointed by the president of the senate from the senate membership and three by the speaker of the house from the membership of the house of representatives, not more than two members from either the senate or the house of representatives to be of the same political party. The members of the commission, as soon as may be convenient after their appointment, shall elect one of their number to serve as chairman. The site selection commission shall make a report of its designation of such site in writing and file such report on or before September 1, 1967, with the secretary of the senate, the clerk of the house of representatives and the director of institutions.

As reimbursement for their expenses incurred while serving as members of the site selection commission, the legislative members thereof shall be entitled to the allowances provided in RCW 44.04.120, to be vouchered by them and paid from whichever of the department of institution's appropriations as the director of institutions shall deem most appropriate.

Senate Members:

George W. Kupka
John L. Cooney
Sam C. Guess

House Members:

Gladys Kirk
William J. S. "Bill" May
Hal Wolf

On motion of Senator Kupka, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 150 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lewis, McCutcheon, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Washington, Woodall—41.

Absent or not voting: Senators Bailey, McCormack, McMillan, Pritchard, Uhlman, Williams—6.

Excused: Senators Lennart, Ridder—2.

House Bill No. 150 as amended by the Free Conference Committee having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Kupka, the report of the Free Conference Committee on House Bill No. 150 was ordered immediately transmitted to the House. The Secretary read:

REPORT OF STANDING COMMITTEE

House Joint Memorial No. 20:

Senate Chamber,
Olympia, Wash., April 27, 1967.

Memorializing Congress to assist the states to combat alcoholism (reported by Committee on Liquor Control):
Recommends that it do pass.

Frank Connor, *Chairman.*

We concur in this report: James Andersen, Fred H. Dore, Al Henry, George Kupka, Robert W. Twigg, Perry B. Woodall.

On motion of Senator Kupka, the rules were suspended, House Joint Memorial No. 20 was advanced to second reading and read the second time in full.

On motion of Senator Kupka, the rules were suspended, House Joint Memorial No. 20 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 20 and the memorial passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 5; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Washington, Woodall—42.

Absent or not voting: Senators McMillan, Mardesich, Pritchard, Uhlman, Williams—5.

Excused: Senators Lennart, Ridder—2.

House Joint Memorial No. 20 having received the constitutional majority, was declared passed.

On motion of Senator Kupka, House Joint Memorial No. 20 was ordered immediately transmitted to the House.

The President declared the Senate to be at ease.

The President called the Senate to order at 9:20 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 9:40 p.m.

MOTION

It was moved by Senator Greive that the Senate adjourn until 11:00 a.m., Sunday, April 30, 1967.

Senator McCutcheon demanded a Call of the Senate but the demand was not sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators Dore, Connor, Mardesich, Rasmussen, McCutcheon, Bailey, Atwood and Gissberg.

ROLL CALL

The Secretary called the roll and the motion to adjourn was carried by the following vote: Yeas, 25; nays, 20; absent or not voting, 2; excused, 2.

Those voting yea were: Senators Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson (Lowell), Rasmussen, Sandison, Washington—25.

Those voting nay were: Senators Andersen, Atwood, Canfield, Chytil, Faulk, Freise, Guess, Huntley, Kupka, Lewis, Marquardt, Metcalf, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Talley, Twigg, Woodall—20.

Absent or not voting: Senators Uhlman, Williams—2.

Excused: Senators Lennart, Ridder—2.

At 9:50 p.m., the Senate adjourned until 11:00 a.m., Sunday, April 30, 1967.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

FIFTY-SECOND DAY

MORNING SESSION

Senate Chamber,
Olympia, Wash., Sunday, April 30, 1967.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Herr, Ridder and Woodall.

On motion of Senator Bailey, Senator Ridder was excused.

The Color Guard, consisting of Pages Carl Seltice, Color Bearer, and Jenny Parker, presented the Colors.

Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"O Lord, our Lord, how excellent is Thy Name in all the earth. Before the mountains were brought forth or ever Thou hadst formed the earth and the world, even from everlasting to everlasting Thou art God.

"We lift our hearts in humble gratitude to Thee for this another day in which to live and serve, and for Thy gracious presence during the days past.

"As we look over these past days, we lay our achievements before Thee, with thanksgiving for Thy help.

"We lay our failures before Thee with a prayer of forgiveness for every word spoken in haste, for any attitude expressed in unkindness.

"We lay our hopes and longings before Thee for a world that shall be free, for a world that shall be free from want and for a world that shall be free from hostility.

"We lay our unfinished tasks before Thee with a prayer for guidance and strength through Christ our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION

1967 EX - 58

By Senators Greive and Gissberg:

Whereas, It is highly desirable that the electorate of the state of Washington be well informed when voting on candidates and issues; and

Whereas, It is increasingly common for large corporations or business firms to sponsor candidacies of employees or officers or other individuals, to grant employees or officers leave for campaigning, while continuing to pay them wages or salaries, and to influence ballot issues; and

Whereas, It is clearly in the public interest to be advised of such relationships so as to permit evaluation by the voters;

Now, Therefore, Be It Resolved, By the Senate, That the legislative council be and hereby is requested to study such activities, to consider the drafting of a disclosure or other type of statute to regulate such activities and a memorial to Congress in connection with the relation of federal tax laws to such financial expenditures.

Be It Further Resolved, That the legislative council report to the forty-first regular session of the Legislature its findings and recommendations.

Be It Further Resolved, That the secretary of the senate transmit a copy of this Senate resolution to the executive secretary of the legislative council.

It was moved by Senator Greive that the resolution be adopted.

Debate ensued.

MOTIONS

On motion of Senator Lewis, Senate Resolution 1967 EX - 58 was made a special order of business immediately following the noon recess.

It was moved by Senator Greive that copies of Senate Resolution 1967 EX - 58 be distributed to the members of the Senate.

The motion was carried.

The Senate advanced to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The Speaker has signed: House Bill No. 269, and the same is herewith transmitted.
Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on House Bill No. 150 and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The House has passed: Senate Concurrent Resolution No. 26,
Senate Concurrent Resolution No. 27, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 532, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed Senate Bill No. 122, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

Sidney Snyder, *Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 29, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed Senate Bill No. 122, regulating legislative lobbying, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to legislative lobbying; providing for the registration and regulation of lobbyists; and providing penalties.

Be It Enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. When used in this act:

(1) The term "contribution" includes a gift, subscription, loan, advance or deposit of money or anything of value and includes a contract, promise or agreement, whether or not legally enforceable, to make a contribution, given with the intent of influencing the passage or defeat of any pending or proposed legislation;

(2) The term "expenditure" includes a payment, distribution, loan, advance, deposit, or gift of money or anything of value, and includes a contract, promise or agreement, whether or not legally enforceable, to make an expenditure.

(3) The term "person" includes an individual, partnership, committee, association, corporation, and any other organization or group of persons. The term does not include a member or member-elect of either house of the state legislature;

(4) The term "legislation" means bills, resolutions, amendments, nominations, and other matters pending or proposed in either house of the legislature.

NEW SECTION. Sec. 2. (1) Any person who shall be engaged for pay or for any consideration for the purpose of attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington or the approval or veto of any legislation by the governor of the state of Washington shall register with the president of the senate and the speaker of the house before doing anything in furtherance of such object and shall give to such officers in writing and under oath a statement showing:

(a) Name and business address;

(b) Name and address of the person or persons by whom he is employed and in whose interest he appears or works and by whom he is compensated;

(c) The duration of such employment;

(d) Whether he is paid on a permanent basis with a lobbying assignment as a partial, temporary or incidental part of his duties, or whether his compensated employment is solely for lobbying purposes;

(e) A written authorization from each person by whom he is so employed;

(f) The general area or areas of his legislative interest.

(2) In addition, any person as described in subsection (1) above shall similarly file not later than sixty days after the adjournment of each regular and extraordinary session of the legislature a statement which shall contain the total of all contributions and expenditures made, incurred, or expended for the purposes described in this section exclusive of personal living and travel expenses: *Provided, However, That* when an extraordinary session follows immediately after a regular session such statement shall be filed not later than sixty days after the adjournment of the extraordinary session.

(3) Each statement required by this section shall be made on forms agreed upon by the president of the senate and the speaker of the house, a duplicate copy of which shall be filed with and preserved by the secretary of state for a period of three years as a public record open to public inspection.

NEW SECTION. Sec. 3. The following activities shall not be deemed to require compliance with section 2 of this act:

(1) The activities or appearance of a person promoting or opposing the passage of any legislation or its approval or veto by the governor, in his own behalf and not as a representative, agent or employee of another person;

(2) Providing professional services in the drafting of legislative measures or in advising clients and rendering opinions as to the construction and effect of proposed or pending legislation, or in communicating with members of the legislature or the governor in connection therewith;

(3) Appearing or testifying before a committee of the legislature in support of or in opposition to any legislation;

(4) Giving testimony at committee hearings upon the request of the legislature or a committee or a member thereof;

(5) Giving testimony or contacting legislators by government employees as a part of their official duties; or

(6) News or feature reporting activities by working members of the press, radio, or television.

NEW SECTION. Sec. 4. No agreement to accomplish any purpose set forth in section 2 of this act shall be enforceable and no action shall be brought thereon where payment of all or any part of the compensation under said agreement depends in any manner upon the passage or defeat or executive approval or veto of any legislation, or upon any other contingency in connection with legislation: *Provided, That* this section shall not apply to those agreements made between attorney and client in connection with claims against the state of Washington.

NEW SECTION. Sec. 5. (1) Any person who:

(a) Fails to file a statement required by section 2 of this act;

(b) Fails to comply with any other provision of this act; or

(c) Files a statement required by this act containing false information;

Shall be guilty of a gross misdemeanor and shall be punished by a fine of not more than five thousand dollars or imprisonment in the county jail for not more than twelve months, or by both such fine and imprisonment.

(2) Any person who wilfully files a false statement with knowledge of its falsity shall be guilty of a felony.

Any person convicted of a violation of this act shall be prohibited for a period of ten years from the date of such conviction from being registered as a lobbyist in either the senate or the house of representatives; and in addition thereto, shall be liable for damage caused by such violation to any person or persons adversely affected thereby including members and members-elect of the Washington state legislature.

NEW SECTION. Sec. 6. The attorney general shall enforce the provisions of this act and shall prosecute, or may delegate to the appropriate prosecuting attorney the prosecution of all violations of this act: *Provided*, That this section shall not preclude actions for the recovery of damages.

Senate Members:

Fred H. Dore
Perry B. Woodall
Dewey C. Donohue

House Members:

Norwood Cunningham
Thomas A. Swayze, Jr.
R. Ted Bottiger

On motion of Senator Dore, the report of the Free Conference Committee on Engrossed Senate Bill No. 122 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 122 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams—46.

Absent or not voting: Senators Herr, Woodall—2.

Excused: Senator Ridder—1.

Engrossed Senate Bill No. 122 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House of Representatives,
Olympia, Wash., April 29, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed Senate Bill No. 255, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 29, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed Senate Bill No. 255, changing excise tax laws, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to revenue and taxation; amending section 3, chapter 19, Laws of 1951 second extraordinary session as amended by section 1, chapter 208, Laws of 1959 and RCW 28.45.035; amending section 1, chapter 11, Laws of 1951 first extraordinary

session as last amended by section 2, chapter 171, Laws of 1965 extraordinary session and RCW 28.45.040; adding new sections to chapter 28.45 RCW; amending section 1, chapter 7, Laws of 1963 as amended by section 1, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.050; amending section 82.04.130, chapter 15, Laws of 1961 and RCW 82.04.130; amending section 82.04.190, chapter 15, Laws of 1961 as amended by section 4, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.190; amending section 82.04.230, chapter 15, Laws of 1961 and RCW 82.04.230; amending section 82.04.240, chapter 15, Laws of 1961 as amended by section 5, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.240; amending section 82.04.250, chapter 15, Laws of 1961 and RCW 82.04.250; amending section 82.04.260, chapter 15, Laws of 1961 as amended by section 6, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.260; amending section 82.04.270, chapter 15, Laws of 1961 and RCW 82.04.270; amending section 82.04.275, chapter 15, Laws of 1961 and RCW 82.04.275; amending section 82.04.280, chapter 15, Laws of 1961 as amended by section 1, chapter 168, Laws of 1963 and RCW 82.04.280; amending section 82.04.290, chapter 15, Laws of 1961 as amended by section 2, chapter 28, Laws of 1963 extraordinary session and RCW 82.04.290; amending section 82.04.410, chapter 15, Laws of 1961 and RCW 82.04.410; amending section 82.04.440, chapter 15, Laws of 1961 as amended by section 12, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.440; adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; amending section 82.08.010, chapter 15, Laws of 1961 as amended by section 1, chapter 244, Laws of 1963 and RCW 82.08.010; amending section 82.08.020, chapter 15, Laws of 1961 as last amended by section 13, chapter 173, Laws of 1965 extraordinary session and RCW 82.08.020; amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 87, Laws of 1967 and RCW 82.08.030; amending section 82.12.010, chapter 15, Laws of 1961 as last amended by section 17, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.010; amending section 82.12.020, chapter 15, Laws of 1961 as last amended by section 18, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.020; amending section 82.12.030, chapter 15, Laws of 1961 as last amended by section 19, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.030; amending section 82.16.020, chapter 15, Laws of 1961 as last amended by section 21, chapter 173, Laws of 1965 extraordinary session and RCW 82.16.020; amending section 82.16.050, chapter 15, Laws of 1961 as amended by section 22, chapter 173, Laws of 1965 extraordinary session and RCW 82.16.050; amending section 82.32.090, chapter 15, Laws of 1961 as last amended by section 3, chapter 141, Laws of 1965 extraordinary session and RCW 82.32.090; amending section 82.48.020, chapter 15, Laws of 1961 as amended by section 2, chapter 9, Laws of 1967 first extraordinary session and RCW 82.48.020; adding a new section to chapter 15, Laws of 1961, and to chapter 82.50 RCW; adding new sections to chapter 15, Laws of 1961 and to Title 82 RCW; amending section 83.44.010, chapter 15, Laws of 1961 and RCW 83.44.010; amending section 84.08.030, chapter 15, Laws of 1961 and RCW 84.08.030; amending section 84.36.010, chapter 15, Laws of 1961 and RCW 84.36.010; amending section 84.36.150, chapter 15, Laws of 1961 and RCW 84.36.150; amending section 3, chapter 168, Laws of 1961 as amended by section 13, chapter 28, Laws of 1963 extraordinary session and RCW 84.36.171; adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW; amending section 84.40.020, chapter 15, Laws of 1961 and RCW 84.40.020; amending section 84.40.040, chapter 15, Laws of 1961 and RCW 84.40.040; amending section 84.40.060, chapter 15, Laws of 1961 and RCW 84.40.060; amending section 84.40.130, chapter 15, Laws of 1961 and RCW 84.40.130; amending section 84.40.190, chapter 15, Laws of 1961 and RCW 84.40.190; amending section 6, chapter 24, Laws of 1961 extraordinary session and RCW 84.40.340; adding new sections to chapter 15, Laws of 1961 and to chapter 84.40 RCW; adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW; amending section 82.50.010, chapter 15, Laws of 1961 and RCW 82.50.010; amending section 82.50.020, chapter 15, Laws of 1961 and RCW 82.50.020; amending RCW 82.50.030, chapter 15, Laws of 1961 as last amended by section 29, chapter 173, Laws of 1965 extraordinary session and RCW 82.50.030; amending section 82.50.040, chapter 15, Laws of 1961 and RCW 82.50.040; amending section 82.50.050, chapter 15, Laws of 1961 and RCW 82.50.050; amending section 82.50.070, chapter 15, Laws of 1961 and RCW 82.50.070; amending section 82.50.101, chapter 15, Laws of 1961 and RCW 82.50.101; amending section 82.50.105, chapter 15, Laws of 1961 as last amended by section 1, chapter 92, Laws of 1965 extraordinary session and RCW 82.50.105; amending section 82.50.110, chapter 15, Laws of 1961 as amended by section 2, chapter 92, Laws of 1965 extraordinary session and RCW 82.50.110; amending section 82.50.120, chapter

15, Laws of 1961 as amended by section 9, chapter 199, Laws of 1963 and RCW 82.50.120; amending section 82.50.130, chapter 15, Laws of 1961 and RCW 82.50.130; amending section 82.50.140, chapter 15, Laws of 1961 and RCW 82.50.140; amending section 82.50.180, chapter 15, Laws of 1961 and RCW 82.50.180; amending section 82.50.190, chapter 15, Laws of 1961 and RCW 82.50.190; amending section 82.50.200, chapter 15, Laws of 1961 and RCW 82.50.200; adding a new section to chapter 15, Laws of 1961 and to chapter 82.50 RCW; creating new sections; adding new sections to chapter 15, Laws of 1961 and to Title 82 RCW; repealing section 82.04.295, chapter 15, Laws of 1961 and RCW 82.04.295; repealing section 82.04.296, chapter 15, Laws of 1961, section 2, chapter 293, Laws of 1961, and RCW 82.04.296; repealing section 82.16.025, chapter 15, Laws of 1961 and RCW 82.16.025; repealing section 82.16.026, chapter 15, Laws of 1961 and RCW 82.16.026; repealing section 84.40.050, chapter 15, Laws of 1961 and RCW 84.40.050; repealing section 84.40.140, chapter 15, Laws of 1961 and RCW 84.40.140; repealing section 84.40.180, chapter 15, Laws of 1961 and RCW 84.40.180; repealing section 84.40.260, chapter 15, Laws of 1961 and RCW 84.40.260; prescribing penalties; declaring an emergency; and prescribing an effective date.

Be It Enacted by the Legislature of the State of Washington:

Section 1. Section 3, chapter 19, Laws of 1951 second extraordinary session as amended by section 1, chapter 208, Laws of 1959 and RCW 28.45.035 are each amended to read as follows:

The [board of county commissioners] *state department of revenue* shall provide by [ordinance] *rule* for the determination of the selling price in the case of leases with option to purchase, and shall further provide that the tax shall not be payable, where inequity will otherwise result, until and unless the option is exercised and accepted. [In counties in which mining property is located the board of county commissioners shall provide by ordinance that] A conditional sale of mining property in which the buyer has the right to terminate the contract at any time, and a lease and option to buy mining property in which the lessee-buyer has the right to terminate the lease and option at any time, shall be taxable at the time of execution only on the consideration received by the seller or lessor for execution of such contract, but the [ordinance] *rule* shall further provide that the tax due on any additional consideration paid by the buyer and received by the seller shall be paid to the county treasurer (1) at the time of termination, or (2) at the time that all of the consideration due to the seller has been paid and the transaction is completed except for the delivery of the deed to the buyer, or (3) at the time when the buyer unequivocally exercises an option to purchase the property, whichever of the three events occurs first.

The term "mining property" means property containing or believed to contain metallic minerals and sold or leased under terms which require the purchaser or lessor to conduct exploration or mining work thereon and for no other use. The term "metallic minerals" does not include clays, coal, sand and gravel, peat, gypsite, or stone, including limestone.

The [board] *state department of revenue* shall further provide by [ordinance] *rule* for cases where the selling price is not separately stated or is not ascertainable at the time of sale, for the payment of the tax at a time when the selling price is ascertained, in which case suitable security may be required for payment of the tax, and may further provide for the determination of the selling price by an appraisal by the county assessor, based on the full and true market value, which appraisal shall be prima facie evidence of the selling price of the real property.

Sec. 2. Section 1, chapter 11, Laws of 1951 first extraordinary session as last amended by section 2, chapter 171, Laws of 1965 extraordinary session and RCW 28.45.040 are each amended to read as follows:

[Whenever the boards of directors of more than a majority of the school districts in any county shall adopt resolutions declaring that a need exists for additional funds for the support of the schools, such resolution to be adopted after a public hearing after reasonable notice in each of the respective districts, and shall file the same with the board of county commissioners prior to the first day of May of any year,] It shall be the duty of the board of county commissioners of *each county* to pay to each school district [during the ensuing year] a sum equal to seventeen cents per day for each weighted student enrolled, based upon a full school year of one hundred eighty days. The year during which the payments herein required are to be made shall be from the first day of May to the last day of April, inclusive: *Provided*, That in the event a county [, for a period of twelve months prior to the first day of May of any year,] levies a tax of not less than one percent on the sales of real estate in the

county as permitted and provided for in this chapter and assigns the entire proceeds of one percent or so much as necessary to make the above payment to the county school fund for distribution to the various school districts, there shall be no further liability upon the county for this purpose.

NEW SECTION. Sec. 3. There is added to chapter 28.45 RCW a new section to read as follows:

The [tax commission] *department of revenue* is authorized and directed to prescribe minimum standards for uniformity in reporting, application, and collection of the real estate excise tax imposed by this chapter.

Sec. 4. Section 1, chapter 7, Laws of 1963 as amended by section 1, chapter 173, Laws of 1965 extraordinary session, and RCW 82.04.050 are each amended to read as follows:

"Sale at retail" or "retail sale" means every sale of tangible personal property (including articles produced, fabricated, or imprinted) to all persons irrespective of the nature of their business and including, among others, without limiting the scope hereof, persons who install, repair, clean, alter, improve, construct, or decorate real or personal property of or for consumers other than a sale to a person who (a) purchases for the purpose of resale as tangible personal property in the regular course of business without intervening use by such person, or (b) installs, repairs, cleans, alters, imprints, improves, constructs, or decorates real or personal property of or for consumers, if such tangible personal property becomes an ingredient or component of such real or personal property without intervening use by such person, or (c) purchases for the purpose of consuming the property purchased in producing for sale a new article of tangible personal property or substance, of which such property becomes an ingredient or component or is a chemical used in processing, when the primary purpose of such chemical is to create a chemical reaction directly through contact with an ingredient of a new article being produced for sale. The term shall include every sale of tangible personal property which is used or consumed or to be used or consumed in the performance of any activity classified as a "sale at retail" or "retail sale" even though such property is resold or utilized as provided in (a), (b), or (c) above following such use. The term also means every sale of tangible personal property to persons engaged in any business which is taxable under RCW 82.04.280, subsection (2), and 82.04.290.

The term "sale at retail" or "retail sale" shall include the sale of or charge made for tangible personal property consumed and/or for labor and services rendered in respect to the following: (a) The installing, repairing, cleaning, altering, imprinting, or improving of tangible personal property of or for consumers, including charges made for the mere use of facilities in respect thereto, but *excluding charges made for the use of coin operated laundry facilities when such facilities are situated in an apartment house, hotel, motel, rooming house, trailer camp or tourist camp for the exclusive use of the tenants thereof, and excluding services rendered in respect to live animals, birds and insects;* (b) the constructing, repairing, decorating, or improving of new or existing buildings or other structures under, upon, or above real property of or for consumers, including the installing or attaching of any article of tangible personal property therein or thereto, whether or not such personal property becomes a part of the realty by virtue of installation, and shall also include the sale of services or charges made for the clearing of land and the moving of earth excepting the mere leveling of land used in commercial farming or agriculture; (c) the sale of or charge made for labor and services rendered in respect to the cleaning, fumigating, razing or moving of existing buildings or structures, but shall not include the charge made for janitorial services; (d) the sale of or charge made for labor and services rendered in respect to automobile towing and similar automotive transportation services, but not in respect to those required to report and pay taxes under chapter 82.16; (e) the sale of and charge made for the furnishing of lodging and all other services by a hotel, rooming house, tourist court, motel, trailer camp, and the granting of any similar license to use real property, as distinguished from the renting or leasing of real property, and it shall be presumed that the occupancy of real property for a continuous period of one month or more constitutes a rental or lease of real property and not a mere license to use or enjoy the same; (f) the sale of or charge made for tangible personal property, labor and services to persons taxable under (a), (b), (c), (d), and (e) above when such sales or charges are for property, labor and services which are used or consumed in whole or in part by such persons in the performance of any activity defined as a "sale at retail" or "retail sale" even though such property,

labor and services may be resold after such use or consumption. Nothing contained in this paragraph shall be construed to modify the first paragraph of this section and nothing contained in the first paragraph of this section shall be construed to modify this paragraph.

The term "sale at retail" or "retail sale" shall include the sale of or charge made for personal business or professional services, including amounts designated as interest, rents, fees, admission, and other service emoluments however designated, received by persons engaging in the following business activities: (a) amusement and recreation businesses including but not limited to golf, pool, billiards, skating, bowling, ski lifts and tows and others; (b) abstract, title insurance and escrow businesses; (c) credit bureau businesses; (d) automobile parking and storage garage businesses.

The term shall also include the renting or leasing of tangible personal property to consumers.

The term shall not include the sale of or charge made for labor and services rendered in respect to the building, repairing, or improving of any publicly owned street, place, road, highway, bridge, or trestle which is used or to be used primarily for foot or vehicular traffic, nor shall it include sales of feed, seed, fertilizer, and spray materials to persons for the purpose of producing for sale any agricultural product whatsoever, including milk, eggs, wool, fur, meat, honey, or other substances obtained from animals, birds, or insects *but only when such production and subsequent sale are exempt from tax under RCW 82.04.330, nor shall it include sales of chemical sprays or washes to persons for the purpose of post-harvest treatment of fruit for the prevention of scald, fungus, mold, or decay.*

Sec. 5. Section 82.04.130, chapter 15, Laws of 1961 and RCW 82.04.130 are each amended to read as follows:

"Commercial or industrial use" means the following uses of products, including byproducts, by the extractor or manufacturer thereof:

- (1) Any use as a consumer; and
- (2) The manufacturing of articles, substances or commodities [from extracted products, including byproducts].

Sec. 6. Section 82.04.190, chapter 15, Laws of 1961 as amended by section 4, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.190 are each amended to read as follows:

"Consumer" means the following:

- (1) Any person who purchases, acquires, owns, holds, or uses any article of tangible personal property irrespective of the nature of his business and including, among others, without limiting the scope hereof, persons who install, repair, clean, alter, improve, construct, or decorate real or personal property of or for consumers other than for the purpose (a) of resale as tangible personal property in the regular course of business or (b) of incorporating such property as an ingredient or component of real or personal property when installing, repairing, cleaning, altering, imprinting, improving, constructing, or decorating such real or personal property of or for consumers or (c) of consuming such property in producing for sale a new article of tangible personal property or a new substance, of which such property becomes an ingredient or component or as a chemical used in processing, when the primary purpose of such chemical is to create a chemical reaction directly through contact with an ingredient of a new article being produced for sale;

- (2) Any person engaged in any business activity taxable under RCW 82.04.290;

- (3) Any person engaged in the business of contracting for the building, repairing or improving of any publicly owned street, place, road, highway, bridge or trestle which is used or to be used primarily for foot or vehicular traffic as defined in RCW 82.04.280, in respect [, however, only] to tangible personal property [used or consumed in such business.] *when such person incorporates such property as an ingredient or component of such publicly owned street, place, road, highway, bridge or trestle by installing, placing or spreading the property in or upon the right of way of such street, place, road, highway, bridge or trestle;*

- (4) Any person who is an owner, lessee or has the right of possession to or an easement in real or personal property which is being constructed, repaired, improved, cleaned, imprinted, or otherwise altered by a person engaged in business, excluding only the United States, the state, and its political subdivisions in respect to labor and services rendered to their real property which is used or held for public road purposes. Nothing contained in this or any other subsection of this definition shall be construed to modify any other definition of "consumer".

Sec. 7. Section 82.04.230, chapter 15, Laws of 1961 and RCW 82.04.230 are each amended to read as follows:

Upon every person engaging within this state in business as an extractor; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products, including byproducts, extracted for sale or for commercial or industrial use, multiplied by the rate of [one-quarter] *forty-four one-hundredths* of one percent;

The measure of the tax is the value of the products, including byproducts, so extracted, regardless of the place of sale or the fact that deliveries may be made to points outside the state.

Sec. 8. Section 82.04.240, chapter 15, Laws of 1961 as amended by section 5, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.240 are each amended to read as follows:

Upon every person except persons taxable under subsections (2), (3), (4), [or] (5), (6), or (8) of RCW 82.04.260 engaging within this state in business as a manufacturer; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products, including byproducts, manufactured, multiplied by the rate of [one-quarter] *forty-four one-hundredths* of one percent.

The measure of the tax is the value of the products, including byproducts, so manufactured regardless of the place of sale or the fact that deliveries may be made to points outside the state.

Sec. 9. Section 82.04.250, chapter 15, Laws of 1961 and RCW 82.04.250 are each amended to read as follows:

Upon every person engaging within this state in the business of making sales at retail, as to such persons, the amount of tax with respect to such business shall be equal to the gross proceeds of sales of the business, multiplied by the rate of [one-quarter] *forty-four one-hundredths* of one percent.

Sec. 10. Section 82.04.260, chapter 15, Laws of 1961 as amended by section 6, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.260 are each amended to read as follows:

(1) Upon every person engaging within this state in the business of buying wheat, oats, dry peas, corn, and barley, but not including any manufactured or processed products thereof, and selling the same at wholesale; the tax imposed shall be equal to the gross proceeds derived from such sales multiplied by the rate of one one-hundredth of one percent.

(2) Upon every person engaging within this state in the business of manufacturing wheat into flour; as to such persons the amount of tax with respect to such business shall be equal to the value of the flour manufactured, multiplied by the rate of one-eighth of one percent.

(3) *Upon every person engaging within this state in the business of splitting or processing dried peas; as to such persons the amount of tax with respect to such business shall be equal to the value of the peas split or processed, multiplied by the rate of one-quarter of one percent.*

(4) Upon every person engaging within this state in the business of manufacturing seafood products which remain in a raw, raw frozen, or raw salted state at the completion of the manufacturing by that person; as to such persons the amount of tax with respect to such business shall be equal to the value of the products manufactured, multiplied by the rate of one-eighth of one percent.

[(4)] (5) Upon every person engaging within this state in the business of manufacturing by canning, preserving, freezing or dehydrating fresh fruits and vegetables; as to such persons the amount of tax with respect to such business shall be equal to the value of the products canned, preserved, frozen or dehydrated multiplied by the rate of three-tenths of one percent.

[(5)] (6) Upon every person engaging within this state in the business of manufacturing aluminum pig, ingot, billet, plate, sheet (flat or coiled), rod, bar, wire, cable or extrusions; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products manufactured multiplied by the rate of four-tenths of one percent.

[(6)] (7) Upon every nonprofit corporation and nonprofit association engaging within this state in research and development, as to such corporations and associations, the amount of tax with respect to such activities shall be equal to the gross income derived from such activities multiplied by the rate of forty-four one-hundredths of one percent.

(8) Upon every person engaging within this state in the business of slaughtering, breaking and/or processing perishable meat products and/or selling the same at wholesale; as to such persons the tax imposed shall be equal to the gross proceeds derived from such sales multiplied by the rate of thirty-three one-hundredths of one percent.

Sec. 11. Section 82.04.270, chapter 15, Laws of 1961 and RCW 82.04.270 are each amended to read as follows:

(1) Upon every person except persons taxable under subsection (1) of RCW 82.04.260 engaging within this state in the business of making sales at wholesale; as to such persons the amount of tax with respect to such business shall be equal to the gross proceeds of sales of such business multiplied by the rate of [one-quarter] *forty-four one-hundredths* of one percent.

(2) The tax imposed by this section is levied and shall be collected from every person engaged in the business of distributing in this state articles of tangible personal property, owned by them from their own warehouse or other central location in this state to two or more of their own retail stores or outlets, where no change of title or ownership occurs, the intent hereof being to impose a tax equal to the wholesaler's tax upon persons performing functions essentially comparable to those of a wholesaler, but not actually making sales: *Provided*, That the tax designated in this section may not be assessed twice to the same person for the same article. The amount of the tax as to such persons shall be computed by multiplying [one-quarter] *forty-four one-hundredths* of one percent of the value of the article so distributed as of the time of such distribution: *Provided*, That persons engaged in the activities described in this subsection shall not be liable for the tax imposed if by proper invoice it can be shown that they have purchased such property from a wholesaler who has paid a business and occupation tax to the state upon the same articles. This proviso shall not apply to purchases from manufacturers as defined in RCW 82.04.110. The [tax commission] *department of revenue* shall prescribe uniform and equitable rules for the purpose of ascertaining such value, which value shall correspond as nearly as possible to the gross proceeds from sales at wholesale in this state of similar articles of like quality and character, and in similar quantities by other taxpayers: *Provided Further*, That delivery trucks or vans will not under the purposes of this section be considered to be retail stores or outlets.

Sec. 12. Section 82.04.275, chapter 15, Laws of 1961 and RCW 82.04.275 are each amended to read as follows:

Upon every person engaging within this state in the business of wholesale sales of manufacturer's stock of cigarettes warehoused in this state by the manufacturer and sold by him at wholesale in this state; as to such persons the amount of tax with respect to such business shall be equal to the gross proceeds of sales of such business multiplied by the rate of [one-tenth] *one hundred seventy-six one-thousandths* of one percent.

Persons and activities taxed under this section shall not be liable for the wholesaling tax under the provisions of RCW 82.04.270.

Sec. 13. Section 82.04.280, chapter 15, Laws of 1961 as amended by section 1, chapter 168, Laws of 1963 and RCW 82.04.280 are each amended to read as follows:

Upon every person engaging within this state in the business of: (1) Printing, and of publishing newspapers, periodicals or magazines; (2) building, repairing or improving any publicly owned street, place, road, highway, bridge, or trestle which is used or to be used, primarily for foot or vehicular traffic including any readjustment, reconstruction or relocation of the facilities of any public, private or cooperatively owned utility or railroad in the course of such building, repairing or improving, the cost of which readjustment, reconstruction, or relocation, is the responsibility of the public authority whose street, place, road, highway, bridge or trestle is being built, repaired or improved; (3) extracting for hire or processing for hire; (4) operating a cold storage warehouse, but not including the rental of cold storage lockers; (5) representing and performing services for fire or casualty insurance companies as an independent resident managing general agent licensed under the provisions of RCW 48.05.310; (6) radio and television broadcasting, excluding network, national and regional advertising computed as a standard deduction based on the national average thereof as annually reported by the Federal Communications Commission, or in lieu thereof by itemization by the individual broadcasting station, and excluding that portion of revenue represented by the out-of-state audience computed as a ratio to the station's total audience as measured by the 100 micro-volt signal strength and delivery

by wire, if any; as to such persons, the amount of tax on such business shall be equal to the gross income of the business multiplied by the rate of [one-quarter] *forty-four one-hundredths* of one percent.

Sec. 14. Section 82.04.290, chapter 15, Laws of 1961 as amended by section 2, chapter 28, Laws of 1963 extraordinary session and RCW 82.04.290 are each amended to read as follows:

Upon every person engaging within this state in any business activity other than or in addition to those enumerated in RCW 82.04.230, 82.04.240, 82.04.250, 82.04.260, 82.04.270, 82.04.275 and 82.04.280; as to such persons the amount of tax on account of such activities shall be equal to the gross income of the business multiplied by the rate of one percent. This section includes, among others, and without limiting the scope hereof (whether or not title to materials used in the performance of such business passes to another by accession, confusion or other than by outright sale), persons engaged in the business of rendering any type of service which does not constitute a "sale at retail" or a "sale at wholesale." The value of advertising, demonstration, and promotional supplies and materials furnished to an agent by his principal or supplier to be used for informational, educational and promotional purposes shall not be considered a part of the agent's remuneration or commission and shall not be subject to taxation under this section. [The additional tax imposed in RCW 82.04.296 shall not apply to persons or activities taxable under this section.]

Sec. 15. Section 82.04.410, chapter 15, Laws of 1961 and RCW 82.04.410 are each amended to read as follows:

This chapter shall not apply to amounts derived by persons engaged in [operating chick hatcheries from] the production and sale of [chicks and] hatching eggs or poultry for use in the production for sale of poultry or poultry products.

Sec. 16. Section 82.04.440, chapter 15, Laws of 1961 as amended by section 12, chapter 173, Laws of 1965 extraordinary session and RCW 82.04.440 are each amended to read as follows:

Every person engaged in activities which are within the purview of the provisions of two or more of sections RCW 82.04.230 to 82.04.290, inclusive, shall be taxable under each paragraph applicable to the activities engaged in: *Provided*, That persons taxable under RCW 82.04.250 or 82.04.270 shall not be taxable under RCW 82.04.230, 82.04.240 or subsection (2), (3), (4), [or] (5), (6), or (8) of RCW 82.04.260 with respect to extracting or manufacturing of the products so sold, and that persons taxable under RCW 82.04.240 or RCW 82.04.260 subsection (4) shall not be taxable under RCW 82.04.230 with respect to extracting the ingredients of the products so manufactured.

NEW SECTION. Sec. 17. There is added to chapter 15, Laws of 1961 and to chapter 82.04 RCW a new section to read as follows:

In computing the tax imposed by this chapter, municipal sewerage utilities and other public corporations imposing and collecting fees or charges for sewer service may deduct from the measure of the tax, amounts paid to another municipal corporation or governmental agency for sewerage interception, treatment or disposal.

Sec. 18. Section 82.08.010, chapter 15, Laws of 1961 as amended by section 1, chapter 244, Laws of 1963 and RCW 82.08.010 are each amended to read as follows:

For the purposes of this chapter:

(1) "Selling price" means the consideration, whether money, credits, rights, or other property, expressed in the terms of money paid or delivered by a buyer to a seller, all without any deduction on account of the cost of tangible property sold, the cost of materials used, labor costs, interest, discount, delivery costs, taxes, or any other expenses whatsoever paid or accrued and without any deduction on account of losses; but shall not include the amount of cash discount actually taken by a buyer; and shall be subject to modification to the extent modification is provided for in RCW 82.08.080 [;].

When tangible personal property is rented or leased under circumstances that the consideration paid does not represent a reasonable rental for the use of the articles so rented or leased, the "selling price" shall be determined as nearly as possible according to the value of such use at the places of use of similar products of like quality and character under such rules as the department of revenue may prescribe;

(2) "Seller" means every person making sales at retail or retail sales to a buyer or consumer, whether as agent, broker, or principal;

(3) "Buyer" and "consumer" include, without limiting the scope hereof, every individual, receiver, assignee, trustee in bankruptcy, trust, estate, firm, copartnership,

joint venture, club, company, joint stock company, business trust, corporation, association, society, or any group of individuals acting as a unit, whether mutual, cooperative, fraternal, nonprofit, or otherwise, municipal corporation, quasi municipal corporation, and also the state, its departments and institutions and all political subdivisions thereof, irrespective of the nature of the activities engaged in or functions performed, and also the United States or any instrumentality thereof;

(4) The meaning attributed in chapter 82.04 to the terms "tax year," "taxable year," "person," "company," "sale," "sale at retail," "retail sale," "sale at wholesale," "wholesale," "business," "engaging in business," "cash discount," "successor," "consumer," "in this state" and "within this state" shall apply equally to the provisions of this chapter.

Sec. 19. Section 82.08.020, chapter 15, Laws of 1961 as last amended by section 13, chapter 173, Laws of 1965 extraordinary session and RCW 82.08.020 are each amended to read as follows:

There is levied and there shall be collected a tax on each retail sale in this state equal to [three and one-third] *four and one-half* percent of the selling price [; *Provided*, That from June 1, 1965 the tax imposed by this section shall be equal to four and two-tenths percent of the selling price]. The tax imposed under this chapter shall apply to successive retail sales of the same property and to the retail sale of intoxicating liquor by the Washington state liquor stores.

Sec. 20. Section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 87, Laws of 1967 and RCW 82.08.030 are each amended to read as follows:

The tax hereby levied shall not apply to the following sales:

(1) Casual and isolated sales of property or service, unless made by a person who is engaged in a business activity taxable under chapters 82.04, 82.16 or 82.28; *Provided*, That the exemption provided by this paragraph shall not be construed as providing any exemption from the tax imposed by chapter 82.12;

(2) Sales made by persons in the course of business activities with respect to which tax liability is specifically imposed under chapter 82.16, when the gross proceeds from such sales must be included in the measure of the tax imposed under said chapter;

(3) The distribution and newsstand sale of newspapers;

(4) Sales which the state is prohibited from taxing under the Constitution of this state or the Constitution or laws of the United States;

(5) Sales of motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes and sales of motor vehicle fuel taxable under chapter 82.36; *Provided*, That the use of any such fuel upon which a refund of the motor vehicle fuel tax has been obtained shall be subject to the tax imposed by chapter 82.12;

(6) Sales (including transfers of title through decree of appropriation) heretofore or hereafter made of the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, to the state or a political subdivision thereof for use in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10) or (11) of RCW 82.16.010;

(7) Auction sales made by or through auctioneers of tangible personal property (including household goods) which have been used in conducting a farm activity, when the seller thereof is a farmer and the sale is held or conducted upon a farm and not otherwise;

(8) Sales to corporations which have been incorporated under any act of the congress of the United States and whose principal purposes are to furnish volunteer aid to members of armed forces of the United States and also to carry on a system of national and international relief and to apply the same in mitigating the sufferings caused by pestilence, famine, fire, floods, and other national calamities and to devise and carry on measures for preventing the same;

(9) Sales of purebred livestock for breeding purposes where the animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(10) Sales of tangible personal property (other than the type referred to in subdivision (11) hereof) for use by the purchaser in connection with the business of operating as a private or common carrier by air, rail, or water in interstate or foreign commerce; *Provided*, That any actual use of such property in this state shall, at the time of such actual use, be subject to the tax imposed by chapter 82.12;

(11) Sales of airplanes, locomotives, railroad cars, or watercraft for use in

conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or for use in conducting commercial deep sea fishing operations outside the territorial waters of the state; also sales of tangible personal property which becomes a component part of such airplanes, locomotives, railroad cars, or watercraft, and of motor vehicles or trailers used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state, in the course of constructing, repairing, cleaning, altering, or improving the same; also sales of or charges made for labor and services rendered in respect to such constructing, repairing, cleaning, altering, or improving;

(12) Sales of motor vehicles and trailers to be used for the purpose of transporting therein persons or property for hire in interstate or foreign commerce: *Provided*, That the purchaser must be the holder of a carrier permit issued by the Interstate Commerce Commission and that the vehicles will first move upon the highways of this state from the point of delivery in this state to a point outside of this state under the authority of a one-transit permit issued by the director of [licenses] *motor vehicles* pursuant to the provisions of RCW 46.16.100;

(13) Sales of motor vehicles and trailers to nonresidents of this state for use outside of this state, even though delivery be made within this state, but only when (a) the vehicles or trailers will be taken from the point of delivery in this state directly to a point outside this state under the authority of a one-transit permit issued by the director of [licenses] *motor vehicles* pursuant to the provisions of RCW 46.16.100, or (b) said motor vehicles and trailers will be registered and licensed immediately under the laws of the state of the purchaser's residence, will not be used in this state more than three months, and will not be required to be registered and licensed under the laws of this state;

(14) Sales to nonresidents of this state for use outside of this state of tangible personal property which becomes a component part of any machinery or other article of personal property belonging to such nonresident, in the course of installing, repairing, cleaning, altering, or improving the same and also sales of or charges made for labor and services rendered in respect to any installing, repairing, cleaning, altering, or improving, of personal property of or for a nonresident, but this subsection (14) shall apply only when the seller agrees to, and does, deliver the property to the purchaser at a point outside this state, or delivers the property to a common or bona fide private carrier consigned to the purchaser at a point outside this state;

(15) Sales to nonresidents of this state for use outside of this state of watercraft requiring coast guard registration or registration by the state of principal use according to the Federal Boating Act of 1958, even though delivery be made within this state, but only when (a) the watercraft will not be used within this state for more than forty-five days and (b) an appropriate exemption certificate supported by identification ascertaining residence as provided by the [tax commission] *department of revenue* and signed by the purchaser or his agent establishing the fact that the purchaser is a nonresident and that the watercraft is for use outside of this state, one copy to be filed with the [tax commission] *department of revenue* with the regular report and a duplicate to be retained by the dealer.

(16) Sales of poultry for use in the production for sale of poultry or poultry products.

(17) Sales to nonresidents of this state for use outside of this state of machinery and implements for use in conducting a farming activity, when such machinery and implements will be transported immediately outside the state. As proof of exemption, an affidavit or certification in such form as the [tax commission] *department of revenue* shall require shall be made for each such sale, to be retained as a business record of the seller.

(18) Sales for use in states, territories and possessions of the United States which are not contiguous to any other state, but only when, as a necessary incident to the contract of sale, the seller delivers the subject matter of the sale to the purchaser or his designated agent at the usual receiving terminal of the carrier selected to transport the goods, under such circumstances that it is reasonably certain that the goods will be transported directly to a destination in such noncontiguous states, territories and possessions.

(19) Sales to municipal corporations, the state, and all political subdivisions thereof of tangible personal property consumed and/or of labor and services rendered in respect to contracts for watershed protection and/or flood prevention. This exemption

shall be limited to that portion of the selling price which is reimbursed by the United States government according to the provisions of the Watershed Protection and Flood Prevention Act, Public Laws 566, as amended;

(20) Sales of semen for use in the artificial insemination of livestock;

(21) Sales to nonresidents of this state of tangible personal property for use outside this state when the purchaser has applied for and received from the [tax commission] *department of revenue* a permit certifying (1) that he is a bona fide resident of a state or possession or Province of Canada other than the state of Washington, (2) that such state, possession, or Province of Canada does not impose a retail sales tax or use tax of three percent or more or, if imposing such a tax, permits Washington residents exemption from otherwise taxable sales by reason of their residence, and (3) that he does agree, when requested, to grant the [tax commission] *department of revenue* access to such records and other forms of verification at his place of residence to assure that such purchases are not first used substantially in the state of Washington.

Any person claiming exemption from retail sales tax under the provisions of this subsection must display a nonresident permit as herein provided, and any vendor making a sale to a nonresident without collecting the tax must examine such permit, identify the purchaser as the person to whom the nonresident permit was issued, and maintain records which shall show the permit number attributable to each nontaxable sale.

Permits shall be personal and nontransferable, shall be renewable annually, and shall be issued by the [tax commission] *department of revenue* upon payment of a fee of one dollar. The [commission] *department* may in its discretion designate independent agents for the issuance of permits, according to such standards and qualifications as the [commission] *department* may prescribe. Such agents shall pay over and account to the [commission] *department* for all permit fees collected, after deducting as a collection fee the sum of fifty cents for each permit issued.

Any person making fraudulent statements in order to secure a permit shall be guilty of perjury. Any person making tax exempt purchases by displaying a permit not his own, or a counterfeit permit, with intent to violate the provisions of this subsection shall be guilty of a misdemeanor and, in addition, may be subject to a penalty not to exceed the amount of the tax due on such purchases. Any vendor who makes sales without collecting the tax to a person who does not hold a valid permit, and any vendor who fails to maintain records of permit numbers as provided in this section shall be personally liable for the amount of tax due.

(22) Sales of form lumber to any person engaged in the constructing, repairing, decorating, or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: *Provided*, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof.

(23) Sales of, cost of, or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling of sand, gravel and rock when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to sales of, cost of, or charges made for such labor and services, if the sand, gravel, or rock is used for other than public road purposes or is sold otherwise than as provided for in this subsection.

(24) *Sales of wearing apparel to persons who themselves use such wearing apparel only as a sample for display for the purpose of effecting sales of goods represented by such sample.*

(25) *Sales of pollen.*

Sec. 21. Section 82.12.010, chapter 15, Laws of 1961 as last amended by section 17, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.010 are each amended to read as follows:

For the purposes of this chapter:

(1) "Value of the article used" shall mean the consideration, whether money, credit, rights, or other property, expressed in terms of money, paid or given or

contracted to be paid or given by the purchaser to the seller for the article of tangible personal property, the use of which is taxable under this chapter. The term includes, in addition to the consideration paid or given or contracted to be paid or given, the amount of any tariff or duty paid with respect to the importation of the article used. In case the article used is acquired by lease or by gift or is extracted, produced, or manufactured by the person using the same or is sold under conditions wherein the purchase price does not represent the true value thereof, the value of the article used shall be determined as nearly as possible according to the retail selling price at place of use of similar products of like quality and character under such rules and regulations as the [tax commission] *department of revenue* may prescribe.

In case the articles used are acquired by bailment, the value of the use of the articles so used shall be in an amount representing a reasonable rental for the use of the articles so bailed, determined as nearly as possible according to the value of such use at the places of use of similar products of like quality and character under such rules and regulations as the [tax commission] *department of revenue* may prescribe [;

In the case of articles manufactured or produced by the user and used in the manufacture or production of products sold or to be sold to the department of defense of the United States, the value of the articles used shall be determined according to the value of the ingredients of such articles].

(2) "Use," "used," "using," or "put to use" shall have their ordinary meaning, and shall mean the first act within this state by which the taxpayer takes or assumes dominion or control over the article of tangible personal property (as a consumer), and include installation, storage, withdrawal from storage, or any other act preparatory to subsequent actual use or consumption within this state;

(3) "Taxpayer" and "purchaser" include all persons included within the meaning of the word "buyer" and the word "consumer" as defined in chapters 82.04 and 82.08;

(4) "Retailer" means every person engaged in the business of selling tangible personal property at retail and every person required to collect from purchasers the tax imposed under this chapter;

(5) The meaning ascribed to words and phrases in chapters 82.04 and 82.08, insofar as applicable, shall have full force and effect with respect to taxes imposed under the provisions of this chapter. "Consumer," in addition to the meaning ascribed to it in chapters 82.04 and 82.08 insofar as applicable, shall also mean any person who distributes or displays, or causes to be distributed or displayed, any article of tangible personal property, except newspapers, the primary purpose of which is to promote the sale of products or services.

Sec. 22. Section 82.12.020, chapter 15, Laws of 1961 as last amended by section 18, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.020 are each amended to read as follows:

There is hereby levied and there shall be collected from every person in this state a tax or excise for the privilege of using within this state as a consumer any article of tangible personal property purchased at retail, or acquired by lease, gift, *repossession*, or bailment, or extracted or produced or manufactured by the person so using the same. This tax will not apply with respect to the use of any article of tangible personal property purchased, extracted, produced or manufactured outside this state until the transportation of such article has finally ended or until such article has become commingled with the general mass of property in this state. This tax shall apply to the use of every article of tangible personal property, including property acquired at a casual or isolated sale, and including byproducts used by the manufacturer thereof, except as hereinafter provided, irrespective of whether the article or similar articles are manufactured or are available for purchase within this state. Except as provided in subdivision (2) of RCW 82.12.030, payment by one purchaser or user of tangible personal property of the tax imposed by chapter 82.08 or 82.12 shall not have the effect of exempting any other purchaser or user of the same property from the taxes imposed by such chapters. The tax shall be levied and collected in an amount equal to the value of the article used by the taxpayer multiplied by the rate of four and [two-tenths] *one-half* percent.

Sec. 23. Section 82.12.030, chapter 15, Laws of 1961 as last amended by section 19, chapter 173, Laws of 1965 extraordinary session and RCW 82.12.030 are each amended to read as follows:

The provisions of this chapter shall not apply:

(1) In respect to the use of any article of tangible personal property brought into the state by a nonresident thereof for his use or enjoyment while temporarily within

the state unless such property is used in conducting a nontransitory business activity within the state; or in respect to the use by a nonresident of this state of a motor vehicle which is registered or licensed under the laws of the state of his residence and is not used in this state more than three months, and which is not required to be registered or licensed under the laws of this state; or in respect to the use of household goods, personal effects and private automobiles by a bona fide resident of this state, if such articles were acquired and used by such person in another state while a bona fide resident thereof and such acquisition and use occurred more than thirty days prior to the time he entered this state;

(2) In respect to the use of any article of tangible personal property purchased at retail or acquired by lease, gift or bailment if the sale thereof to, or the use thereof by, the present user or his bailor or donor has already been subjected to the tax under chapter 82.08 or 82.12 and such tax has been paid by the present user or by his bailor or donor; or in respect to the use of property acquired by bailment and such tax has once been paid based on reasonable rental as determined by RCW 82.12.060 measured by the value of the article at time of first use multiplied by the tax rate imposed by chapter 82.08 or 82.12 as of the time of first use; or in respect to the use of any article of tangible personal property acquired by bailment, if the property was acquired by a previous bailee from the same bailor for use in the same general activity and such original bailment was prior to June 9, 1961;

(3) In respect to the use of any article of tangible personal property the sale of which is specifically taxable under chapter 82.16;

(4) In respect to the use of any airplane, locomotive, railroad car, or watercraft used primarily in conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or used primarily in commercial deep sea fishing operations outside the territorial waters of the state, and in respect to use of tangible personal property which becomes a component part of any such airplane, locomotive, railroad car, or watercraft, and in respect to the use by the holder of a carrier permit issued by the Interstate Commerce Commission of any motor vehicle or trailer used in substantial part in the normal and ordinary course of the user's business for transporting therein persons or property for hire across the boundaries of this state if the first use of which within this state is actual use in conducting interstate or foreign commerce; and in respect to the use of any motor vehicle or trailer while being operated under the authority of a one-transit permit issued by the director of [licenses] *motor vehicles* pursuant to RCW 46.16.100 and moving upon the highways from the point of delivery in this state to a point outside this state; and in respect to the use of tangible personal property which becomes a component part of any motor vehicle or trailer used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state;

(5) In respect to the use of any article of tangible personal property which the state is prohibited from taxing under the Constitution of the state or under the Constitution or laws of the United States;

(6) In respect to the use of motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes and motor vehicle fuel taxable under chapter 82.36: *Provided*, That the use of such fuel upon which a refund of the motor vehicle fuel tax is obtained shall not be exempt, and the director of [licenses] *motor vehicles* shall deduct from the amount of such tax to be refunded the amount of tax due under this chapter and remit the same each month to the [tax commission] *department of revenue*;

(7) In respect to the use of any article of tangible personal property included within the transfer of the title to the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, by the state or a political subdivision thereof in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), or (11) of RCW 82.16.010;

(8) In respect to the use of tangible personal property (including household goods) which have been used in conducting a farm activity, if such property was purchased from a farmer at an auction sale held or conducted by an auctioneer upon a farm and not otherwise;

(9) In respect to the use of tangible personal property by corporations which have been incorporated under any act of the congress of the United States and whose principal purposes are to furnish volunteer aid to members of the armed forces of the United States and also to carry on a system of national and international relief and to

apply the same in mitigating the sufferings caused by pestilence, famine, fire, flood, and other national calamities and to devise and carry on measures for preventing the same;

(10) In respect to the use of purebred livestock for breeding purposes where said animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(11) In respect to the use of poultry in the production for sale of poultry or poultry products;

(12) In respect to the use of fuel by the extractor or manufacturer thereof when used directly in the operation of the particular extractive operation or manufacturing plant which produced or manufactured the same;

(13) In respect to the use of motor vehicles, equipped with dual controls, which are loaned to and used exclusively by a school in connection with its driver training program: *Provided*, That this exemption and the term "school" shall apply only to (a) the University of Washington, Washington State University [and], the state colleges and the state community colleges or (b) any public, private or parochial school accredited by either the state board of education or by the University of Washington (the state accrediting station) or (c) any public vocational school meeting the standards, courses and requirements established and prescribed or approved [by the state board for vocational education] *in accordance with the Community College Act of 1967 (chapter 8, Laws of 1967 first extraordinary session)*;

(14) In respect to the use by a bailee of any article of tangible personal property which is entirely consumed in the course of research, development, experimental and testing activities conducted by the user, provided the acquisition or use of such articles by the bailor was not subject to the taxes imposed by chapter 82.08 or chapter 82.12.

(15) In respect to the use by residents of this state of motor vehicles and trailers acquired and used while such persons are members of the armed services and are stationed outside this state pursuant to military orders, but this exemption shall not apply to members of the armed services called to active duty for training purposes for periods of less than six months and shall not apply to the use of motor vehicles or trailers acquired less than thirty days prior to the discharge or release from active duty of any person from the armed services.

(16) In respect to the use of semen in the artificial insemination of livestock;

(17) In respect to the use of form lumber by any person engaged in the constructing, repairing, decorating or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: *Provided*, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof.

(18) In respect to the use of any sand, gravel, or rock to the extent of the cost of or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling such sand, gravel, or rock, when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to the use of such material to the extent of the cost of or charge made for such labor and services, if the material is used for other than public road purposes or is sold otherwise than as provided for in this subsection.

(19) *In respect to the use of wearing apparel only as a sample for display for the purpose of effecting sales of goods represented by such sample.*

(20) *In respect to the use of pollen.*

Sec. 24. Section 82.16.020, chapter 15, Laws of 1961 as last amended by section 21, chapter 173, Laws of 1965 extraordinary session and RCW 82.16.020 are each amended to read as follows:

There is levied and there shall be collected from every person a tax for the act or privilege of engaging within this state in any one or more of the businesses herein mentioned. The tax shall be equal to the gross income of the business, multiplied by the rate set out after the business, as follows:

(1) Railroad, express, railroad car, water distribution, light and power, telephone and telegraph businesses: Three and six-tenths percent [: *Provided*, That a common

carrier railroad operating as a plant facility to the extent of eighty percent or more of its business shall pay a tax of one-fourth of one percent on such eighty percent or more of its business and three percent on all other business);

(2) Gas distribution business: Two *and four-tenths* percent;

(3) Urban transportation business : [One-half] *Six-tenths* of one percent;

(4) Vessels under sixty-five feet in length, except tugboats, operating upon the waters within the state: [One-half] *Six-tenths* of one percent;

(5) Motor transportation and tugboat businesses and all public service businesses other than ones mentioned above: One and [one-half] *eight-tenths* of one percent.

Sec. 25. Section 82.16.050, chapter 15, Laws of 1961 as amended by section 22, chapter 173, Laws of 1965 extraordinary session and RCW 82.16.050 are each amended to read as follows:

In computing tax there may be deducted from the gross income the following items:

(1) Amounts derived by municipally owned or operated public service businesses, directly from taxes levied for the support or maintenance thereof: *Provided*, That this section shall not be construed to exempt service charges which are spread on the property tax rolls and collected as taxes;

(2) Amounts derived from the sale of commodities to persons in the same public service business as the seller, for resale as such within this state. This deduction is allowed only with respect to water distribution, light and power, gas distribution or other public service businesses which furnish water, electrical energy, gas or any other commodity in the performance of public service businesses;

(3) Amounts actually paid by a taxpayer to another person taxable under this chapter as the latter's portion of the consideration due for services furnished jointly by both, if the total amount has been credited to and appears in the gross income reported for tax by the former;

(4) The amount of cash discount actually taken by the purchaser or customer;

(5) The amount of credit losses actually sustained by taxpayers whose regular books of accounts are kept upon an accrual basis;

(6) Amounts derived from business which the state is prohibited from taxing under the Constitution of this state or the Constitution or laws of the United States;

(7) Amounts derived from the distribution of water through an irrigation system, for irrigation purposes;

(8) Amounts derived from the transportation of commodities from points of origin in this state to final destination outside this state, or from points of origin outside this state to final destination in this state, with respect to which the carrier grants to the shipper the privilege of stopping the shipment in transit at some point in this state for the purpose of storing, manufacturing, milling, or other processing, and thereafter forwards the same commodity, or its equivalent, in the same or converted form, under a through freight rate from point of origin to final destination; and amounts derived from the transportation of commodities *from points of origin in the state* to an export elevator, wharf, dock or ship side on tidewater or navigable tributaries thereto [, from points of origin in the state, and thereafter] *from which such commodities are forwarded, without intervening transportation*, by [water carrier] vessel, in their original form, to interstate or foreign destinations: *Provided*, That no deduction will be allowed when the point of origin and the point of delivery to such an export elevator, wharf, dock, or ship side are located within the corporate limits of the same city or town;

(9) Amounts derived from the production, sale, or transfer of electrical energy for resale or consumption outside the state if the production or generation of such energy is subject to tax under the manufacturing classification of chapter 82.04 RCW: *Provided*, That the exemption set forth in RCW 82.04.310 shall not be applicable to the generation or production of the electrical energy so produced, sold, or transferred: *And Provided Further*, That no credit has been claimed as an offset to taxes imposed under RCW 82.04.240.

Sec. 26. Section 82.32.090, chapter 15, Laws of 1961 as last amended by section 3, chapter 141, Laws of 1965 extraordinary session and RCW 82.32.090 are each amended to read as follows:

If payment of any tax due is not received by the [tax commission] *department of revenue* by the [twenty-fifth] last day of the month in which the tax becomes due, there shall be assessed a penalty of two percent of the amount of the tax; and if the tax is not received [within forty days of the due date] *by the last day of the month next succeeding the month in which the due date falls*, there shall be assessed a total

penalty of ten percent of the amount of the tax; and if the tax is not received [within seventy days of the due date] *by the last day of the second month next succeeding the month in which the due date falls*, there shall be assessed a total penalty of twenty percent of the amount of the tax. No penalty so added shall be less than two dollars.

If payment of any tax is received within the first ten days of the month next succeeding the month in which the due date falls, the amount of such payment shall be credited to, and shall be treated for all purposes as having been collected during, the fiscal year in which such due date falls.

If a warrant be issued by the [tax commission] *department of revenue* for the collection of taxes, increases, and penalties, there shall be added thereto a penalty of five percent of the amount of the tax, but not less than five dollars.

Notwithstanding the foregoing, the aggregate of penalties imposed under this chapter for failure to file a return, late payment of any tax, increase, or penalty, or issuance of a warrant shall not exceed twenty-five percent of the tax due, or seven dollars, whichever is greater.

Sec. 27. Section 82.48.020, chapter 15, Laws of 1961 as amended by section 2, chapter 9, Laws of 1967 first extraordinary session and RCW 82.48.020 are each amended to read as follows:

An annual excise tax is hereby imposed for the privilege of using any aircraft in the state. A current certificate of air worthiness with a current inspection date from the appropriate federal agency and/or the purchase of aviation fuel shall constitute the necessary evidence of aircraft [used] use or intended use. The tax shall be collected for each calendar year by the director of the department of motor vehicles, and must be paid during the month of January. No additional tax shall be imposed under this chapter upon any aircraft upon the transfer of ownership thereof, if the tax imposed by this chapter with respect to such aircraft has already been paid for the year in which transfer of ownership occurs. A penalty of five dollars shall be levied against all aircraft not timely registered: *Provided, That the excise tax herein provided for shall not be imposed or collected, for the year 1968 only, with regard to any aircraft on which an excise tax for the calendar year 1967 is paid prior to July 1, 1967, in accordance with section 82.48.020, chapter 15, Laws of 1961.*

NEW SECTION. Sec. 28. There is added to chapter 15, Laws of 1961, and to chapter 82.50 RCW a new section to read as follows:

For the purposes of this section, "mobile home" means only that type of house trailer more than thirty-two feet in length designed as facility for human habitation and capable of being moved upon the public streets and highways.

Owners of mobile homes who meet the qualifications prescribed by this section shall be exempt from the rate of tax imposed by RCW 82.50.030 and shall in lieu thereof pay a tax at the rate and measure of one percent of the fair market value of the mobile home, as determined in the manner provided in this chapter:

(1) The person claiming the exemption must have regularly occupied the mobile home during the five calendar years preceding the year for which the exemption is claimed; or he or she must have regularly occupied the mobile home during the preceding calendar year and must also have been a resident of the state of Washington for the last ten calendar years preceding the year for which the exemption is claimed.

(2) If the person claiming the exemption is a male, he must have been sixty-five years of age or older on February 15th of the year in which the exemption is claimed, or must have been, at the time of filing, totally disabled and as such retired under a public or private retirement plan.

(3) If the person claiming the exemption is a female, she must have been sixty-two years of age or older on February 15th of the year in which the exemption is claimed.

(4) No person who, during the preceding calendar year, has regularly occupied the mobile home on which the taxes have been imposed shall have received during the preceding calendar year any earnings of the type and amount which would cause any deduction from social security benefits for a recipient of such benefits pursuant to 42 U.S.C. 403: *Provided, However, That this subsection shall not apply with respect to an occupant who is related to the person claiming the exemption and who is either a student under the age of twenty-five who is pursuing a full course of studies or who is making payments as a sharing of the expenses of maintaining the mobile home, not in excess of one hundred dollars per month.*

(5) The combined income, from all sources whatsoever, of the person claiming the exemption and his or her spouse shall not have been in excess of three thousand dollars for the preceding calendar year.

(6) All claims for exemption shall be made and signed by the person entitled to the exemption or by his or her attorney-in-fact, either before a notary public or the county auditor or his deputy in the county where the excise taxes provided by this chapter are paid; and any person signing a false claim hereunder does so under penalty of perjury;

(7) Claims for exemption shall be made annually between January 1st and March 31st and solely upon forms prescribed by the department of motor vehicles; and

(8) No person entitled to a claim of exemption for taxes on real property under the provisions of RCW 84.36.126 shall have a second claim of exemption by reason of this section.

As used in this section, the term "preceding calendar year" shall mean the calendar year preceding the year in which the taxes for which the exemption is claimed are due and payable.

Sec. 29. Section 83.44.010, chapter 15, Laws of 1961 and RCW 83.44.010 are each amended to read as follows:

All taxes imposed by the inheritance tax provisions of this title shall take effect and accrue upon the death of the decedent or donor. If such tax is not paid within fifteen months from the accruing thereof, interest shall be charged and collected at the rate of [six] *eight* percent per year *computed from the expiration of such fifteen month period* unless the amount of tax cannot be determined because of litigation pending in any court of competent jurisdiction or arbitration under the provisions of chapter 83.14 which involves, either directly or indirectly, the amount of tax payable, in which case interest shall not be charged during the time necessarily consumed by such litigation or arbitration: *Provided*, That in no case shall interest be tolled for a period of more than three years from the expiration of the fifteen months after date of death. The minimum tax due in any event shall be paid within fifteen months from the accruing thereof. In all cases where a bond shall be given under the provisions of RCW 83.16.020 interest shall be charged at the rate of six percent per year from and after a period of sixty days from the time that the person or persons owning the beneficial interest come into the possession of same until the payment thereof.

[The tax commission may, in its discretion, waive the payment of interest required to be assessed under the inheritance tax provisions of this title.]

Sec. 30. Section 84.08.030, chapter 15, Laws of 1961 and RCW 84.08.030 are each amended to read as follows:

The [tax commission] *department of revenue* shall examine and test the work of county assessors at any time, and have and possess all rights and powers of such assessors for the examination of persons, and property, and for the discovery of property subject to taxation, and if it shall ascertain that any taxable property is omitted from the assessment list, or not assessed or valued according to law, it shall bring the same to the attention of the assessor of the proper county in writing, and if such assessor shall neglect or refuse to comply with the request of the [tax commission] *department of revenue* to place such property on the assessment list, or to correct such incorrect assessment or valuation the [tax commission] *department of revenue* shall have the power to prepare a supplement to such assessment list, which supplement shall include all property required by the [tax commission] *department of revenue* to be placed on the assessment list and all corrections required to be made. Such supplement shall be filed with the assessor's assessment list and shall thereafter constitute an integral part thereof to the exclusion of all portions of the original assessment list inconsistent therewith, and shall be submitted therewith to the county board of equalization. *As part of the examining and testing of the work of county assessors to be accomplished pursuant to this section, the department of revenue shall audit at least five percent of all personal property accounts listed in any county each calendar year.*

Sec. 31. Section 84.36.010, chapter 15, Laws of 1961 and RCW 84.36.010 are each amended to read as follows:

All property belonging exclusively to the United States, the state, any county or municipal corporation shall be exempt from taxation. *All property belonging exclusively to a foreign national government shall be exempt from taxation if such property is used exclusively as an office or residence for a consul or other official representative of such foreign national government, and if the consul or other official representative is a citizen of such foreign nation.*

Sec. 32. Section 84.36.150, chapter 15, Laws of 1961 and RCW 84.36.150 are each amended to read as follows:

[The county assessor shall list and assess] All such grains and flour, fruit and fruit products, vegetables and vegetable products, and fish and fish products *shall be listed and assessed* as of January 1st of each year, without regard to any average inventory; but *the assessor shall cancel any such assessment in whole or in proportionate part upon receipt of sufficient documentary proof that the property so assessed was actually shipped to points outside the state on or before April 30th of such year: Provided, That no such cancellation shall be made unless such proof be furnished to the county assessor before June 1st of such year: Provided Further, That any such assessment of grain shall also be subject to cancellation as provided in this section if sufficient documentary proof be so furnished that the grain so assessed was milled into flour and such flour was actually shipped to points outside the state on or before April 30th of such year.*

Sec. 33. Section 3, chapter 168, Laws of 1961 as amended by section 13, chapter 28, Laws of 1963 extraordinary session and RCW 84.36.171 are each amended to read as follows:

Goods, wares, raw furs and merchandise manufactured or produced in any of the states, territories, or possessions of the United States or foreign countries and brought into this state for the purpose of transportation or sale through and to points without the state, and identified at the time the affidavit is filed as property ultimately destined for out-of-state shipment, while being so transported, or while held in storage in a public or private warehouse awaiting such transportation, shall be considered and held to be property in transit and nontaxable if actually shipped to points outside the state. [The county assessor shall list and assess] All such goods, wares and merchandise *shall be listed and assessed* as of January 1st of each year, without regard to any average inventory, but *the assessor shall cancel any such assessment in whole or in proportionate part upon receipt of the affidavit of exemption as set forth in RCW 84.36.172. A sale of or transfer of title to any such property, while being so transported or held in storage, shall not operate to defeat the intent or purpose of this section.*

NEW SECTION. Sec. 34. There is added to chapter 15, Laws of 1961 and to chapter 84.36 RCW a new section to read as follows:

All finished plywood, hardboard and particle board panels shipped from without this state to any processing plant within this state, where the panels are moving under a through freight rate to final destination outside this state and the carrier grants the shipper the privilege of stopping the shipment in transit for the purpose of storing, milling, manufacturing or other processing, while such panels are in the process of being treated or shaped into flat component parts to be incorporated into finished products outside this state and for thirty days after completion of such processing or treatment shall be considered and held to be property in transit and nontaxable.

Sec. 35. Section 84.40.020, chapter 15, Laws of 1961 and RCW 84.40.020 are each amended to read as follows:

All real property in this state subject to taxation shall be listed and assessed every year, with reference to its value on the first day of January of the year in which it is assessed. All personal property in this state subject to taxation shall be listed and assessed every year, with reference to its value and ownership on the first day of January of the year in which it is assessed: *Provided, That if the stock of goods, wares, merchandise or material, whether in a raw or finished state or in process of manufacture, owned or held by any taxpayer on January 1 of any year does not fairly represent the average stock carried by such taxpayer, [the county assessor shall list and assess] such stock shall be listed and assessed upon the basis of the monthly average of stock owned or held by such taxpayer during the preceding calendar year or during such portion thereof as the taxpayer was engaged in business.*

Sec. 36. Section 84.40.040, chapter 15, Laws of 1961 and RCW 84.40.040 are each amended to read as follows:

The assessor shall begin the preliminary work for each assessment not later than the first day of December of each year in all counties in the state. He shall also complete the duties of listing and placing valuations on all property by May 31st of each year, and in the following manner, to wit:

He shall actually determine as nearly as practicable the true and fair value of each tract or lot of land listed for taxation and of each improvement located thereon and shall enter fifty percent of the value of such land and of the total value of such improvements, together with the total of such fifty percent valuations, opposite each description of property on his assessment list and tax roll.

He shall make an alphabetical list of the names of all persons in his county liable to assessment of personal property, and require each person to make a correct list and

statement of such property according to the [prescribed] standard form prescribed by the department of revenue, which statement and list shall include, if required by the form, the year of acquisition and total original cost of personal property in each category of the prescribed form, and shall be [subscribed and sworn to] signed and verified under penalty of perjury by the person listing the property [, and]. Such list and statement shall be filed on or before the last day of March, but the assessor, upon written request filed on or before such date and for good cause shown therein, shall allow a reasonable extension of time for filing. The assessor shall on or before the 1st day of January of each year mail a notice to all such persons at their last known address that such statement and list is required, such notice to be accompanied by the form on which the statement or list is to be made: *Provided, That for the years 1968 and 1969 a second notice shall be mailed on or before the 15th day of March: Provided Further, That the notice mailed by the assessor to each taxpayer each year shall, if practicable, include the statement and list of personal property of the taxpayer for the preceding year. Upon receipt of such statement and list the assessor shall thereupon determine the true and fair value of the property included in such statement and enter fifty percent of the same in the assessment books opposite the name of the party assessed; and in making such entry in his assessment list, he shall give the name and post office address of the party listing the property, and if the party resides in a city the assessor shall give the street and number or other brief description of his residence or place of business. The assessor may, after giving written notice of his action to the person to be assessed, add to the assessment list any taxable property which, in his judgment, should be included in such list.*

Sec. 37. Section 84.40.060, chapter 15, Laws of 1961 and RCW 84.40.060 are each amended to read as follows:

[The assessor shall call at the office, place of doing business or residence of each person required by this title to list property, and list his name, and shall require such person to make a correct statement of his taxable property, in accordance with the provisions of this title; and every person so required shall enter a true and correct statement of such property in the form prescribed, which statement shall be signed and verified by the oath of the person listing the property, and shall deliver to the assessor, who shall thereupon] *Upon receipt of the verified statement of personal property, the assessor shall assess the value of such property and enter fifty percent of the same in his books: Provided, If any property is listed or assessed on or after the 31st day of May, the same shall be legal and binding as if listed and assessed before that time: Provided, Further, That [if from any reason the assessor shall fail to visit any such person, firm or corporation, the said failure shall not impair or invalidate such assessment] any statement of taxable property which is not signed by the person listing the property and which is not verified under penalty of perjury shall not be accepted by the assessor nor shall it be considered in any way to constitute compliance, or an attempt at compliance, with the listing requirements of this chapter.*

Sec. 38. Section 84.40.130, chapter 15, Laws of 1961 and RCW 84.40.130 are each amended to read as follows:

(1) If any person or corporation shall [give a false or fraudulent list, schedule or statement required by this chapter, or shall] fail or refuse to deliver to the assessor, [when called on for that purpose] *on or before the date specified in section 36 of this 1967 act, a list of the taxable personal property which he is required to list under this chapter, [he or it shall be liable to a penalty of not less than ten dollars nor more than two thousand dollars, to be recovered in any proper form of action in the name of the state of Washington on the complaint of any person, such fine, when collected, to be paid into the county treasury to the credit of the current expense fund] unless it is shown that such failure is due to reasonable cause and not due to wilful neglect, there shall be added to the amount of tax assessed against him or it on account of such personal property five percent of the amount of such tax if the failure is for not more than one month, with an additional five percent for each additional month or fraction thereof during which such failure continues not exceeding twenty-five percent in the aggregate. Such penalty shall be collected in the same manner as the tax to which it is added.*

(2) *If any person or corporation shall wilfully give a false or fraudulent list, schedule or statement required by this chapter, or shall, with intent to defraud, fail or refuse to deliver any list, schedule or statement required by this chapter, such person or corporation shall be liable for the additional tax property due or, in the case of wilful failure or refusal to deliver such list, schedule or statement, the total tax*

properly due; and in addition such person or corporation shall be liable for a penalty of one hundred percent of such additional tax or total tax as the case may be. Such penalty shall be in lieu of the penalty provided for in subsection (1) of this section. A person or corporation giving a false list, schedule or statement shall not be subject to this penalty if it is shown that the misrepresentations contained therein are entirely attributable to reasonable cause. The taxes and penalties provided for in this subsection shall be recovered in an action in the name of the state of Washington on the complaint of the county assessor or the board of county commissioners, and shall, when collected, be paid into the county treasury to the credit of the current expense fund. The provisions of this subsection shall be additional and supplementary to any other provisions of law relating to recovery of property taxes.

Sec. 39. Section 84.40.190, chapter 15, Laws of 1961 and RCW 84.40.190 are each amended to read as follows:

Every person required by this title to list property shall make out and deliver to the assessor, [when required] either in person or by mail, a statement, verified [by his oath] under penalty of perjury, of all the personal property in his possession or under his control, and which, by the provisions of this title, he is required to list for taxation, either as owner or holder thereof [or as guardian, parent, husband, trustee, executor, administrator, receiver, accounting officer, partner, agent or factor;]. Each list, schedule or statement required by this chapter shall be signed by the individual if the person required to make the same is an individual; by the president, vice-president, treasurer, assistant treasurer, chief accounting officer or any other officer duly authorized to so act if the person required to make the same is a corporation; by a responsible and duly authorized member or officer having knowledge of its affairs, if the person required to make the same is a partnership or other unincorporated organization; or by the fiduciary, if the person required to make the same is a trust or estate. The list schedule, or statement may be made and signed for the person required to make the same by an agent who is duly authorized to do so by a power of attorney filed with and approved by the assessor. When any list, schedule, or statement is made and signed by such agent, the principal required to make out and deliver the same shall be responsible for the contents and the filing thereof and shall be liable for the penalties imposed pursuant to section 38 of this 1967 amendatory act. No person shall be required to list for taxation in his statement to the assessor any share or portion of the capital stock, or of any of the property of any company, association or corporation, which such person may hold in whole or in part, where such company, being required so to do, has listed for assessment and taxation its capital stock and property with the [tax commission] department of revenue, or as otherwise required by law. [The assessor may require such statement listing personal property to be delivered to him by mail or in such other manner as he may prescribe, providing that he shall first clearly outline to the board of county commissioners of his county the procedure he proposes to follow, and shall have obtained from such board its formal approval of such procedure, and such approval when once granted shall remain effective until formally rescinded by such board.]

Sec. 40. Section 6, chapter 24, Laws of 1961 extraordinary session and RCW 84.40.340 are each amended to read as follows:

For the purpose of verifying any list, statement, or schedule required to be furnished to the assessor by any taxpayer, any assessor or his trained and qualified deputy at any reasonable time may visit, investigate and examine any personal property, and for this purpose the records, accounts and inventories also shall be subject to any such visitation, investigation and examination which shall aid in determining the amount and valuation of such property. Such powers and duties may be performed at any office of the taxpayer in this state, and the taxpayer shall furnish or make available all such information pertaining to property in this state to the assessor although the records may be maintained at any office outside this state.

Any information or facts obtained pursuant to this section shall be used only for the purpose of determining the assessed valuation of the taxpayer's property and except in a court action pertaining to penalties imposed pursuant to section 38 of this 1967 amendatory act, or to the assessment or valuation for tax purposes of the property to which such information and facts relate, shall not be disclosed without the permission of the taxpayer to any person other than public officers or employees whose duties relate to valuation of property for tax purposes, and any violation of this secrecy provision shall constitute a gross misdemeanor.

NEW SECTION. Sec. 41. There is added to chapter 15, Laws of 1961 and to chapter 84.40 RCW a new section to read as follows:

Every individual, corporation, association, partnership, trust, or estate shall list all personal property in his or its ownership, possession, or control which is subject to taxation pursuant to the provisions of this title. Such listing shall be made and delivered in accordance with the provisions of this 1967 amendatory act.

NEW SECTION. Sec. 42. There is added to chapter 15, Laws of 1961 and to chapter 84.40 RCW a new section to read as follows:

Any list, schedule or statement required by this chapter shall contain a written declaration that any person signing the same and knowing the same to be false shall be subject to the penalties of perjury.

NEW SECTION. Sec. 43. There is added to chapter 15, Laws of 1961, and to chapter 84.36 RCW a new section to read as follows:

All property, whether real or personal, owned in fee or by contract purchase by any nonprofit corporation or association the primary purpose of which is providing education and recreation for the general public and the conservation of natural resources for such education and recreation shall be exempt from ad valorem taxation if the following conditions are met:

(1) Such property shall be used solely for the purpose of providing recreation or education for the general public, and not for the pecuniary benefit of any person or company, as defined in RCW 82.04.030; and

(2) Such property shall be subject to an option, accepted in writing by the state, a city or a county, for the purchase thereof by the state, a city or a county, at a price not exceeding the lesser of the following amounts: (a) the sum of the original purchase cost to such nonprofit corporation or association plus interest from the date of acquisition by such corporation or association at the rate of six percent per annum compounded annually to the date of the exercise of the option; or (b) the appraised value of the property at the time of the granting of the option, as determined by the department of revenue.

Sec. 44. Section 82.50.010, chapter 15, Laws of 1961 and RCW 82.50.010 are each amended to read as follows:

["House trailer"] "*Mobile home*" means all trailers of the type designed [to be used upon the public streets and highways which are capable of being used] as facilities for human habitation *and which are capable of being moved upon the public streets and highways* and which are [ten] *more than thirty-two feet [or more] in length [and six feet or more in height from floor to ceiling],* except as hereinafter specifically excluded.

"Travel trailer" means all trailers of the type designed to be used upon the public streets and highways which are capable of being used as facilities for human habitation and which are thirty-two feet or less in length and eight feet or less in width, except as may be hereinafter specifically excluded.

"Commission" means the [tax commission] *department of revenue* of the state.

"Director" means the director of [licenses] *motor vehicles* of the state.

Sec. 45. Section 82.50.020, chapter 15, Laws of 1961 and RCW 82.50.020 are each amended to read as follows:

An annual excise tax is imposed on the owner of any [house trailer] *mobile home or travel trailer* for the privilege of using such [house trailer] *mobile home or travel trailer* in this state. The tax shall be collected for each calendar year by the *department of motor vehicles* or the county auditor of the county in which the [house trailer] *mobile home or travel trailer* is located at the time payment is made and shall be due on and after January 1st or on the date the [house trailer] *mobile home or travel trailer* is first purchased or brought into this state, and paid on or before March 31st of each calendar year or thirty days after the [house trailer] *mobile home or travel trailer* is first purchased or brought into this state, whichever is later. No additional tax shall be imposed under this chapter upon any [house trailer] *mobile home or travel trailer* upon the transfer of ownership thereof, if the tax imposed by this chapter with respect to such [house trailer] *mobile home or travel trailer* has already been paid for the calendar year or fractional part thereof in which such transfer occurs.

Sec. 46. Section 82.50.030, chapter 15, Laws of 1961 as last amended by section 29, chapter 173, Laws of 1965 extraordinary session and RCW 82.50.030 are each amended to read as follows:

The rate and measure of tax imposed by this chapter for each calendar year shall be one and one-half percent of the fair market value of the [house trailer] *mobile home or travel trailer*, as determined in the manner provided in this chapter: *Provided*, That the calendar year shall be divided into twelve parts corresponding to

the months of the calendar year and the excise tax upon a [house trailer] *mobile home or travel trailer* used for the first time in this state after the last day of any month shall only be levied for the remaining months of the calendar year including the month in which the [house trailer] *mobile home or travel trailer* is first used: *Provided Further*, That the minimum amount of tax payable shall be two dollars.

A [house trailer] *mobile home or travel trailer* shall be deemed used for the first time in this state when such vehicle was not previously licensed by this state for the year immediately preceding the year in which application for license is made.

Sec. 47. Section 82.50.040, chapter 15, Laws of 1961 and RCW 82.50.040 are each amended to read as follows:

The classification and schedule prepared under RCW 82.44.040 for [trailers] *mobile homes or travel trailers* used as facilities for human habitation shall be the schedule used by the county auditors *and the director* for determining the amount of tax due hereunder.

Sec. 48. Section 82.50.050, chapter 15, Laws of 1961 and RCW 82.50.050 are each amended to read as follows:

The tax hereunder for any [house trailer] *mobile home or travel trailer* not classified as provided in RCW 82.44.040 shall be determined as provided in RCW 82.44.050 for [trailers] *mobile homes or travel trailers* used as facilities for human habitation.

Sec. 49. Section 82.50.070, chapter 15, Laws of 1961 and RCW 82.50.070 are each amended to read as follows:

The county auditor *or the department of motor vehicles* upon payment of the tax hereunder shall issue a receipt which shall include such information as may be required by the director, including the name of the taxpayer, [and] a description of the [house trailer] *mobile home or travel trailer*, *and in the case of a mobile home its location at the time of payment of the tax* which receipt shall be printed by the department of [licenses] *motor vehicles* in such form as it deems proper and furnished by the department to the various county auditors of the state. The county auditor shall keep a record of the excise taxes paid hereunder during the calendar year under the name of owners of [house trailers] *mobile home or travel trailer*, listed alphabetically.

In addition thereto the county auditor *or the director* shall issue a license plate and register the [house trailer] *mobile home or travel trailer* as if they were "house trailers" under the provisions of chapter 46.16 and shall collect the additional fees therein provided.

Sec. 50. Section 82.50.101, chapter 15, Laws of 1961 and RCW 82.50.101 are each amended to read as follows:

The director or his authorized representative shall have power to enter at reasonable times all [trailer] *mobile home* parks and other areas where [house trailers] *mobile home or travel trailers* are parked for the purpose of determining whether or not the tax herein prescribed has been paid. The records required to be kept under RCW 19.48.020 shall be open to inspection by the director or his representative.

Sec. 51. Section 82.50.105, chapter 15, Laws of 1961 as last amended by section 1, chapter 92, Laws of 1965 extraordinary session and RCW 82.50.105 are each amended to read as follows:

On or before the fifteenth day of February of each calendar year, the director shall cause to be mailed to the owners of [house trailers] *mobile homes or travel trailers*, of record, notice of the amount of tax payable during the calendar year. Said notice shall contain a legal description of the [house trailer] *mobile home or travel trailer*, prominent notice of penalties, due dates, and such other information as may be required by the director. If payment is not made within thirty days of the issuance of said notice, the director may forward a notification of delinquency to the county sheriff of the county wherein the [trailer] *mobile home or travel trailer* is located, requesting distraint of said [trailer] *mobile home or travel trailer*.

Sec. 52. Section 82.50.110, chapter 15, Laws of 1961 as amended by section 2, chapter 92, Laws of 1965 extraordinary session and RCW 82.50.110 are each amended to read as follows:

If any excise tax due hereunder is not paid when due and payable, the unpaid tax shall bear interest at the rate of six percent per annum from the time such tax is due and payable.

The tax hereunder shall be a specific lien on the [house trailer] *mobile home or travel trailer* from and after the date it first becomes due hereunder, and shall include

all charges authorized by this chapter, which lien shall have priority to and be fully paid and satisfied before any recognition, mortgage, judgment, debt, obligation or responsibility to or with which the [house trailer] *mobile home or travel trailer* may become charged or liable, after July 1, 1957, and no sale or transfer of any [house trailer] *mobile home or travel trailer* shall in any way affect the lien for such excise tax upon the [house trailer] *mobile home or travel trailer*.

Sec. 53. Section 82.50.120, chapter 15, Laws of 1961 as amended by section 9, chapter 199, Laws of 1963 and RCW 82.50.120 are each amended to read as follows:

It shall be unlawful for any owner or other person to remove a [house trailer] *mobile home or travel trailer* from the real property on which it is situated after the tax hereunder shall become due and payable without payment of the excise tax hereunder or under RCW 82.44.020.

Sec. 54. Section 82.50.130, chapter 15, Laws of 1961 and RCW 82.50.130 are each amended to read as follows:

When notified by the director that the excise tax is delinquent on any [house trailer] *mobile home or travel trailer*, the sheriff shall personally serve the owner in the manner provided for service of summons in civil actions or post thereon in a conspicuous place, a notice of delinquency, supplied by the director, which shall contain a description of the [house trailer] *mobile home or travel trailer*, the amount of excise tax due, together with accrued interest, the penalty, and the sheriff shall add thereto his fee for service or posting of the notice, which shall be the same as for the service of summons in a civil action, with fees for mileage based on the number of miles from the county seat of the county to the location of the [house trailer] *mobile home or travel trailer*, and the name of the owner or reputed owner, if such is known. Thereafter, the sheriff may without further demand or notice, distrain the [house trailer] *mobile home or travel trailer* for the payment of tax, together with the penalty and accrued interest, and the costs and fees.

If he shall determine that it is reasonably impracticable to take manual possession of the [house trailer] *mobile home or travel trailer*, it shall be deemed to have been distrained and taken into possession when the sheriff posts thereon in a conspicuous place, a notice in writing reciting that he has distrained such [house trailer] *mobile home or travel trailer*, describing it and giving the name of the owner or reputed owner, if such is known, the amount of the tax due, together with the penalty, accrued interest, costs and fees, and the time when and the place where the sale, as hereinafter provided, shall be made.

The director shall forward by registered or certified mail a copy of the notice of delinquency herein provided to the legal owner recorded with the director pursuant to chapter 46.12.

Sec. 55. Section 82.50.140, chapter 15, Laws of 1961 and RCW 82.50.140 are each amended to read as follows:

If the tax is not paid forthwith after distraint, the sheriff shall advertise the sale of the [house trailer] *mobile home or travel trailer* by posting written notices in three public places in the county in which the [house trailer] *mobile home or travel trailer* is located, one of which shall be at the county court house of such county, and by posting a written notice on the [house trailer] *mobile home or travel trailer* in a conspicuous place, if he has not taken manual possession of it. Such notices shall state the time when and the place where the [house trailer] *mobile home or travel trailer* will be sold. He shall tax the same fees for making the distraint and sale of the [house trailer] *mobile home or travel trailer* for the payment of taxes as are allowed him by law for making levy and sale of property on execution, traveling fees to be computed from the county seat of the county to the place of making distraint. If the taxes for which the [house trailer] *mobile home or travel trailer* is distrained, together with the penalty, accrued interest, and costs and fees accruing thereon, are not paid before the date appointed for such sale, which shall be not less than ten days after the distraint and taking of such [house trailer] *mobile home or travel trailer* and posting of the notices, the sheriff shall proceed to sell the [house trailer] *mobile home or travel trailer* at public auction. After deducting the costs and fees, he shall pay to the county auditor the amount to pay the taxes, the penalty and accrued interest to the date of sale, if there is sufficient to do so, and, if there is any overplus of money arising from the sale, he shall pay such overplus to the owner of the [house trailer] *mobile home or travel trailer* so sold or to his legal representative, who shall be deemed to be the county treasurer in the event the owner or other legal representative cannot be determined or found.

Sec. 56. Section 82.50.180, chapter 15, Laws of 1961 and RCW 82.50.180 are each amended to read as follows:

The following [house trailers] *mobile homes or travel trailers* are specifically exempted from the operation of this chapter:

(1) Any unoccupied [house trailer] *mobile home or travel trailer* when it is part of an inventory of [house trailers] *mobile homes or travel trailers* held for sale by a manufacturer or dealer in the course of his business.

(2) A [house trailer] *mobile home or travel trailer* owned by any government or political subdivision thereof.

(3) A [house trailer] *mobile home or travel trailer* owned by a nonresident and currently licensed in another state, unless such [house trailer] *mobile home or travel trailer* shall remain in this state for a period of ninety days or more during the calendar year.

(4) [House trailers] *Mobile homes or travel trailers* eligible to be used under a set of dealer's license plates, and taxed under RCW 82.44.030 while so eligible.

(5) A [house trailer] *mobile home* which has substantially lost its identity as a [vehicle] *mobile unit* by virtue of being permanently fixed in location upon [the] land owned by the owner of the *mobile home* and placed [by] on a permanent foundation, subsequent to the removal of the hitch, wheels and axles of said unit, [attached structures] and with fixed pipe connections with sewer, water or other utilities.

Following the permanent placement of said *mobile home* as provided herein, and upon the request of the owner, made to the county assessor, the assessor shall confirm compliance with the conditions of this subsection and if the unit so qualifies, the unit will be entered on the real property tax rolls of the involved county, and said unit shall be exempted from the provisions of this chapter from and after the date it is assessed as a part of the real property.

Sec. 57. Section 82.50.190, chapter 15, Laws of 1961 and RCW 82.50.190 are each amended to read as follows:

[The first tax to be collected under this chapter shall be for the last half of the calendar year 1955.] No [house trailer] *mobile home or travel trailer* with respect to which the excise tax imposed by this chapter is payable shall be listed and assessed for ad valorem taxation [in the year 1955 or any succeeding year, so long as this chapter remains in effect, and any such assessment heretofore made in 1955 is directed to be canceled: Provided, That for any house trailer upon which an assessment for ad valorem tax was not made in the year 1954 and paid in 1955, and any house trailer purchased or brought into the state in 1955, the tax hereunder shall be paid for the last half of the year 1955].

Sec. 58. Section 82.50.200, chapter 15, Laws of 1961 and RCW 82.50.200 are each amended to read as follows:

[House trailers] *Mobile homes or travel trailers* taxed and licensed under the provisions of this chapter shall be entitled to the use of the public streets and highways subject to the provisions of the motor vehicle laws of this state except as herein otherwise provided.

NEW SECTION. Sec. 59. There is added to chapter 15, Laws of 1961 and to chapter 82.50 RCW a new section to read as follows:

Whenever this chapter refers to chapters 46.12, 46.16, or 82.44 RCW, with references to "house trailers", the term "house trailer" as used in those chapters shall be construed to include and embrace "mobile home and travel trailer" as used in this amendatory act.

NEW SECTION. Sec. 60. The state superintendent of public instruction shall distribute to each school district in the state quarterly on or before the twenty-fifth day of February, May, August and November of each year, commencing with May, 1968, an amount equal to fifty percent of that portion of the mobile home excise taxes transferred to the general fund from the school equalization fund, which are due on or after January 1, 1968 under chapter 82.50 RCW, as amended in this 1967 amendatory act, for mobile homes located in the school district on the date the excise tax was paid.

The director of motor vehicles shall certify to the superintendent of public instruction the amount of mobile home excise taxes due to each school district under this section.

No portion of the funds distributed to school districts under this section shall be considered as available revenues of the school district in computing state equalization support under RCW 28.41.130.

NEW SECTION. Sec. 61. There is added to chapter 11, Laws of 1951 first extraordinary session and to chapter 28.45 RCW a new section to read as follows:

Where single family residential property is being transferred as the entire or part consideration for the purchase of other single family residential property and a licensed real estate broker or one of the parties to the transaction accepts transfer of said property, a credit for the amount of the tax paid at the time of the transfer to the broker or party shall be allowed toward the amount of the tax due upon a subsequent transfer of the property by the broker or party if said transfer is made within nine months of the transfer to the broker or party: *Provided*, That if the tax which would be due on the subsequent transfer from the broker or party is greater than the tax paid for the prior transfer to said broker or party the difference shall be paid, but if the tax initially paid is greater than the amount of the tax which would be due on the subsequent transfer no refund shall be allowed.

NEW SECTION. Sec. 62. The following acts or parts of acts are hereby repealed:

- (1) Section 82.04.295, chapter 15, Laws of 1961 and RCW 82.04.295;
- (2) Section 82.04.296, chapter 15, Laws of 1961, section 2, chapter 293, Laws of 1961 and RCW 82.04.296;
- (3) Section 82.16.025, chapter 15, Laws of 1961 and RCW 82.16.025;
- (4) Section 82.16.026, chapter 15, Laws of 1961 and RCW 82.16.026;
- (5) Section 84.40.050, chapter 15, Laws of 1961 and RCW 84.40.050;
- (6) Section 84.40.140, chapter 15, Laws of 1961 and RCW 84.40.140;
- (7) Section 84.40.180, chapter 15, Laws of 1961 and RCW 84.40.180; and
- (8) Section 84.40.260, chapter 15, Laws of 1961 and RCW 84.40.260.

NEW SECTION. Sec. 63. Nothing in this 1967 amendatory act shall be construed to affect any existing rights acquired or any existing liabilities incurred under the sections amended or repealed herein, nor as affecting any civil or criminal proceedings instituted thereunder, nor any rule or regulation promulgated thereunder, nor any administrative action taken thereunder.

NEW SECTION. Sec. 64. If any phrase, clause, subsection or section of this act shall be declared unconstitutional or invalid by any court of competent jurisdiction, it shall be conclusively presumed that the legislature would have enacted this act without the phrase, clause, subsection or section so held unconstitutional or invalid and the remainder of the act shall not be affected as a result of said part being held unconstitutional or invalid.

NEW SECTION. Sec. 65. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1967.

Senate Members:

Mike McCormack
John N. Ryder
August P. Mardesich

House Members:

Mary Ellen McCaffree
Slade Gorton
Leonard A. Sawyer

It was moved by Senator Ryder that the report of the Free Conference Committee on Engrossed Senate Bill No. 255 be adopted.

MOTION

On motion of Senator Greive, the President declared the Senate to be at ease.

The President called the Senate to order at 12:40 p.m.

MOTION

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:30 p.m.

Senators Greive, Stender and Connor demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Ridder who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

PERSONAL PRIVILEGE

Senator Henry:

"Mr. President, speaking on personal privilege:

"I would like to thank Lieutenant Governor Cherberg, Sergeant at Arms Charlie Johnson and the members of the Senate for the lovely flowers sent to my wife during her recent illness."

The Secretary read:

MESSAGE FROM TRUDY ROBINSON, SUPERVISOR OF PAGES

Thank you for the beautiful flowers. They certainly brought brightness to a sick, sore, unhappy hospital room.

I enjoyed being part of the Fortieth Legislature and above all, meeting so many wonderful, thoughtful people.

Sincerely,

Trudy.

The President declared the question before the Senate to be the motion by Senator Ryder that the report of the Free Conference Committee on Engrossed Senate Bill No. 255, be adopted.

The motion was carried.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President and members of the Senate, I should like to speak upon a point of personal privilege.

"We have before us Free Conference Committee reports, one on the budget and one on taxes. I should like to think that what I say should be recorded in the Journal and I should like to have you know that I am not speaking against any person or anybody. I am speaking about a condition. Hardly a single bill that goes to Conference is solved. As soon as it lands there out comes a request for a grant of Free Conference. It is as though everybody is groping for power or lack the ability to some extent to compromise. But I want to express the sense which so many outside of the legislature are expressing about the propriety and constitutionality perhaps of a Conference Committee arrogating into itself the powers which in my opinion the legislature has not granted them and which in essence are legislative prerogatives, but which in its abuse, and I use this word advisedly, seems to be growing from session to session.

"By tacit consent of the legislature we have a super government of six members. The 49 members of the Senate and the 99 members of the House are not legislating in matters of greatest importance to the state. The original power of the legislature is ceded to a committee.

"Before leaving this Chamber I call it my duty to examine the reasoning used by select committees to, in some instances, force enactment of obnoxious measures upon the entire legislature by the expedient method of take it or leave it. Surely the scope and object of bills are changed. Such powers as are being used by the committee I can find no place specifically granted. When we say and use the expediency of this method to get out of here we cannot be serious when we say we must get home to our own work. Legislation comes first and above all other considerations. There are only two things to choose from. We should have pay enough so each and everyone here can

stay and do the job or stay home and take care of your farms or law practices and let others who have the time come down here.

"If the positive checks and rules which are encompassed in our joint rules are not proving sufficient guard, a guard against an inordinate appetite of a super governmental committee, we better before another session do some serious thinking in the matter.

"We may feel alarmed when we see a committee asserting powers by their own construction of rules for expediency. We may feel alarmed when a committee insists that an expedience may circumvent a principle. We may feel alarmed when a committee has acted upon principles affecting every citizen of the state, that they have in essence passed a law based upon the abandonment of powers delegated to the entire legislature.

"I ask you before another session, will we have courage enough to revise our own conduct, to acknowledge our own errors, get to work on rules defining very clearly what Free Conference powers means, put the legislature back to work legislating, properly circumscribe the power of Free Conference Committees."

PERSONAL PRIVILEGE

Senator McCutcheon:

"Mr. President and members of the Senate:

"I would like to concur with the remarks of Senator Lennart."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 255 as amended by the Free Conference Committee and the bill failed to pass the Senate by the following vote: Yeas, 16; nays, 32; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Faulk, Gissberg, Hallauer, Huntley, Knoblauch, Lewis, Mardesich, Metcalf, Peterson (Ted), Pritchard, Stender, Williams—16.

Those voting nay were: Senators Chytil, Connor, Cooney, Donohue, Dore, Durkan, Foley, Freise, Greive, Guess, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, Lennart, McCormack, McCutcheon, McMillan, Marquardt, Morgan, Peterson (Lowell), Rasmussen, Redmon, Ryder, Sandison, Talley, Twigg, Uhlman, Washington, Woodall—32.

Excused: Senator Ridder—1.

Engrossed Senate Bill No. 255 as amended by the Free Conference Committee having failed to receive the constitutional majority, was declared lost.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Ryder moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 255 as amended by the Free Conference Committee failed to pass the Senate.

The motion was carried.

On motion of Senator Ryder, Engrossed Senate Bill No. 255 as amended by the Free Conference Committee on final passage was ordered to retain its place on the third reading calendar for this afternoon.

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 20, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 207, adopting the capital budget, have had the same under consideration, and we recommend that the attached substitute bill do pass.

An Act adopting the capital budget; making appropriations for capital improvements; authorizing certain projects; and declaring an emergency.

Be It Enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. That a capital budget is hereby adopted and subject to the provisions hereinafter set forth the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for capital projects during the period ending June 30, 1969, out of the several funds hereinafter named:

FOR THE CAPITOL COMMITTEE

	Reappropriations
Construction, remodeling, and furnishing of capitol office buildings, parking facilities. Governor's Mansion, such other buildings and facilities as necessary for the legislature and for such other state agencies as may be necessary	
State Building Construction Account	5,233,877

FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

	From the Capitol Purchase and Development Account	From the Capitol Building Construction Account	From the General Fund
Acquire land and buildings, repair buildings, provide drainage facilities, make other improvements, East Capitol Site			100,000
Modernization of electrical distribution system			373,485
Remodel and repair capitol buildings, offices and facilities, including \$10,000 for relocation expenses related to renovation of mansion			265,000
Remodel and repair greenhouse.....			45,000
Clean, tuckpoint and seal Legislative building and dome.....			245,000
Paint exterior of General Administration building			25,000
Construct new Public Assistance building			4,450,649
Repair and improve campus lighting...			56,920
Develop parking facilities, Capitol area.		2,000,000	
Develop Capitol Lake recreational facilities		40,000	
Repairs and improvements to Capitol Lake area		20,000	
Total (\$7,621,054).....		2,060,000	5,561,054

FOR THE STATE PATROL

	Reappropriations From the State Patrol Highway Account	From the State Patrol Highway Account	From the General Fund
Construct and equip scale houses including site acquisition and improvements to existing sites (\$396,870).....	271,870	125,000	
Construct district headquarters for East King County		280,000	
Construct State Patrol Academy.....			812,000
Construct communications center.....		599,550	
Construct detachment offices at Bellingham and Okanogan			235,000
Construct addition to and remodel Tacoma office			30,000
Pave additional parking and storage areas and enclose with fencing at Supply Building, Olympia Headquarters			5,000
Replace auxiliary power plants.....			23,500
Replace radio relay facility.....			30,000
Preplanning for schematic plans for projects in 1969-1971 biennium.....			3,990
Total (\$2,415,910).....	271,870	1,004,550	1,139,490

FOR THE DEPARTMENT OF CIVIL DEFENSE

Remodel space in Student Union building, Washington State University for emergency operating center.....			17,573
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FOR THE MILITARY DEPARTMENT

	Reappropriations From the General Fund	From the General Fund
Renovate and expand headquarters at Camp Murray		125,078
Remodel and modernize armories at Olympia, Aberdeen, Centralia, Port Orchard and Bremerton.....		290,630
Install gas pumps and storage tanks at 11 armories		15,400
Pave roads and parking areas at Toppenish and Port Orchard.....		13,000
Construct, repair, remodel buildings and improve facilities and purchase land..		64,000
Preplanning for schematic plans for projects in 1969-1971 biennium.....		13,048
Construct, repair, remodel buildings and improve facilities.....	58,275	
Total (\$579,431).....	58,275	521,156

FOR THE DEPARTMENT OF INSTITUTIONS—HEADQUARTERS	Reappropriations	From the CEP & RI Account	From the General Fund
Roof repairs, parking area repairs, road repairs and other minor repairs to buildings at various institutions C.E.P. and R.I. Account (\$425,000) ..	25,000	400,000	
Repair or replace electric, water, steam and sewer lines, boilers and install emergency generators at various institutions			2,000,000
Preplanning for schematic plans for projects in 1969-1971 biennium at various institutions			258,503
Total (\$2,683,503)	25,000	400,000	2,258,503
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FOR THE PENITENTIARY	Reappropriations		From the General Fund
Construct new power house and elevated water storage tank (\$950,000)... C.E.P. and R.I. Account.....	800,000		150,000
Total (\$950,000)	800,000		150,000
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FOR THE REFORMATORY	Reappropriations		From the General Fund
Renovation of Utilities State Building and Higher Education Construction Account.....	342,000		
Construct Chapel State Building and Higher Education Construction Account.....	137,500		
Replace windows and remodel shower facilities in cellhouses No. 1 and 2.....			188,232
Replace Guard Tower No. 11.....			35,000
Total (\$702,732)	479,500		223,232
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FOR THE WASHINGTON CORRECTION CENTER	Reappropriations		
Construct and equip correctional institution C.E.P. and R.I. Account.....	20,000		
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FOR THE WOMEN'S CORRECTION CENTER	Reappropriations		From the General Fund
Construct and equip new women's correctional institutions			1,936,659
State Building and Higher Education Construction Account.....	2,143,642		
Total (\$4,080,301)	2,143,642		1,936,659
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FOR THE CLEARWATER HONOR CAMP			From the General Fund
Equipment for new adult honor camp..			20,329

FOR THE CASCADIA JUVENILE RECEPTION-DIAGNOSTIC CENTER	Reapprop- riations	From the General Fund
Convert staff residence to girls' residen- tial hall and equip (\$66,500).....		32,700
C.E.P. and R.I. Account.....	33,800	
Construct and equip two new diagnostic cottages		384,000
Total (\$450,500).....	33,800	416,700

FOR THE MAPLE LANE SCHOOL	Reapprop- riations	From the General Fund
Construct and equip two residential units, demolish Spruce and Haw- thorne cottages (\$426,501).....		92,000
State Building and Higher Educa- tion Construction Account.....	334,501	
Total (\$426,501).....	334,501	92,000

FOR THE GREEN HILL SCHOOL	Reapprop- riations	From the General Fund
Provide Perimeter Lighting C.E.P. and R.I. Account.....	32,000	
Install fencing		60,000
Construct and equip treatment security building and renovate isolation unit..		727,870
Total (\$819,870).....	32,000	787,870

FOR THE ECHO GLEN CHILDREN'S CENTER	Reapprop- riations
Construct and equip new juvenile in- stitution Juvenile Correctional Institutional Building Construction Account...	200,000

FOR THE GROUP HOMES	Reapprop- riations	From the General Fund
Construct and equip group homes (\$504,326)		139,226
C.E.P. and R.I. Account.....	88,500	
State Building and Higher Educa- tion Construction Account.....	276,600	
Total (\$504,326).....	365,100	139,226

FOR THE CEDAR CREEK YOUTH CAMP	Reapprop- riations
Construct sewage treatment facility (\$32,500) C.E.P. and R.I. Account.....	1,000
Renovate Water System State Building Construction Ac- count'.....	31,500
Total (\$32,500).....	32,500

FOR THE MISSION CREEK YOUTH CAMP		
	Reappropriations	
Construct and equip dormitory wing C.E.P. and R.I. Account.....	7,630	
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FOR THE INDIAN RIDGE YOUTH CAMP		
	Reappropriations	From the General Fund
Construct and equip new youth camp (\$795,386)		126,755
State Building and Higher Education Construction Account.....	668,631	
Total (\$795,386).....	668,631	126,755
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FOR THE NASELLE YOUTH CAMP		
		From the General Fund
Equipment for new juvenile youth camp		74,077
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FOR THE SCHOOL FOR THE BLIND		
	Reappropriations	From the General Fund
Complete physical education building General Fund	3,000	
Major roof repairs and water proofing exterior of buildings.....		60,000
Total (\$63,000).....	3,000	60,000
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FOR THE SCHOOL FOR THE DEAF		
	Reappropriations	From the General Fund
Construct and equip Superintendent's residence (\$39,000)		5,000
C.E.P. and R.I. Account.....	34,000	
Expansion of girls' dormitory (\$87,000) C.E.P. and R.I. Account.....	77,000	10,000
Total (\$126,000)	111,000	15,000
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FOR WESTERN HOSPITAL		
	Reappropriations	From the General Fund
Renovate utilities (\$487,940).....		223,440
State Building and Higher Education Construction Account.....	228,000	
C.E.P. and R.I. Account.....	36,500	
Renovate and equip laundry building..		152,255
Total (\$640,195).....	264,500	375,695
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FOR NORTHERN HOSPITAL		
		From the General Fund
Replace Commissary elevator.....		40,193

FOR EASTERN HOSPITAL	Reappropriations	From the General Fund
Renovate utilities (\$169,000).....		110,000
C.E.P. and R.I. Account.....	59,000	
Install fire escapes.....		20,000
Total (\$189,000).....	59,000	130,000
FOR LAKELAND VILLAGE	Reappropriations	From the General Fund
Repair entrance to Administration building		
C.E.P. and R.I. Account.....	12,000	
Install fire escapes		
C.E.P. and R.I. Account.....	9,800	
Repair, remodel toilets and shower facilities in residence halls.....		100,000
Construct fire escapes on Oak Hall.....		25,000
Renovate utilities		
State Building Construction Account	5,450	
Total (\$152,250).....	27,250	125,000
FOR THE RAINIER SCHOOL	Reappropriations	From the General Fund
Construct and equip Laundry building addition (\$316,126)		43,113
State Building and Higher Education Construction Account.....	273,013	
Renovate heating and ventilation facilities		90,000
Total (\$406,126).....	273,013	133,113
FOR THE YAKIMA VALLEY SCHOOL	Reappropriations	From the General Fund
Install water softener system		
C.E.P. and R.I. Account.....	22,000	
Construct and equip three wings for 270 additional beds; remodel kitchen (\$2,329,317)		355,284
State Building and Higher Education Construction Account.....	1,974,033	
Total (\$2,351,317).....	1,996,033	355,284
FOR THE FIRCREST SCHOOL	Reappropriations	From the General Fund
Construct and equip halfway house (\$360,093)		
C.E.P. and R.I. Account.....	158,793	
General Fund	201,300	
Construct and equip Activities building (\$552,700)		70,000
State Building and Higher Education Construction Account.....	482,700	

FOR THE FIRCREST SCHOOL—Cont.		Reappropriations	From the General Fund
Construct and equip Care and Therapy building			2,844,280
Replace Redwood Hall, Phase I.....			2,250,000
Total (\$6,007,073).....	842,793		5,164,280
FOR THE INTERLAKE SCHOOL			From the General Fund
Equipment			249,843
FOR THE OLYMPIC CENTER		Reappropriations	From the General Fund
Acquire and remodel former Harrison Memorial Hospital (\$816,640).....			711,479
C.E.P. and R.I. Account.....	48,791		
State Building Construction Account	56,370		
Renovate and equip to provide 25 bed capacity for temporary residential and diagnostic care of the mentally retarded			125,000
Total (\$941,640).....	105,161		836,479
FOR THE BOARD OF EDUCATION		Reappropriations	From the Driver Education Account
Public School Building Construction (\$35,827,396)			
Public School Building Construction Account	28,133,236		
Common School Construction Fund	7,694,160		
Community College Construction, to satisfy the intent of section 75 of chapter 8, Laws of 1967, Extraordinary Session			
Public School Building Construction Account	2,538,038		
Construct driver's school demonstration course			40,000
Total (\$38,405,434)	38,365,434		40,000
FOR THE BOARD OF COMMUNITY COLLEGES		Reappropriations	From the Community College Capital Projects Account
Community College Construction			
Public School Building Construction Account	9,300,676		
Community College Construction, Repairs, Remodeling, Equipment and other Capital Improvements: <i>Provided</i> , That not to exceed \$7,285,096 shall be available to satisfy the intent of section 78 of chapter 8, Laws of 1967, Extraordinary Session, as			

FOR THE BOARD OF COMMUNITY COLLEGES—Cont.

Reappropriations

From the Community College Capital Projects Account

follows: for Seattle Community College, \$5,912,275; for Bellevue Community College, \$1,106,680; for Clover Park Community College, \$172,141; for Edmonds Community College, \$94,000: *Provided*, That the foregoing sums shall not be available to any college unless the full amount of local funds which had been voted and sold as of the effective date of chapter 8, Laws of 1967, Extraordinary Session, are made available to the college by the school district previously responsible for the college: *Provided*, That \$2,500,000 shall be available for allocation by the Board for Community Colleges for completion of projects previously authorized by the Board of Education and for other community college projects according to priority of need: *Provided*, That \$250,000 shall be available for Walla Walla Community College for materials and equipment: *Provided*, That if any of the projects specified herein qualify for federal funds, the state funds not required may be allocated by the Board for Community Colleges, with the approval of the Governor, for other community college projects according to priority of need.....

	9,300,876	10,035,096
Total (\$19,335,772).....	9,300,876	10,035,096

FOR THE UNIVERSITY OF WASHINGTON

Reappropriations

From the University of Washington Building Account

From the General Fund

Construct and equip Architecture building

State Building and Higher Education Construction Account..... 1,960,000

Construct and equip Physics-Atmospheric Sciences building

State Building and Higher Education Construction Account..... 2,275,000

Construct and equip Art building wing (\$990,000)

State Building and Higher Education Construction Account..... 750,000

University of Washington Building Account 240,000

Renovate Forestry building and construct pulp and paper teaching facility

State Building and Higher Education Construction Account..... 2,290,000

FOR THE UNIVERSITY OF WASHINGTON—Cont.	Reappropriations	From the University of Washington Building Account	From the General Fund
Construct and equip large classroom and Auditoria building State Building and Higher Education Construction Account.....	2,600,000		
Construct Hanford Graduate Center facility State Building and Higher Education Construction Account.....	500,000		
Construct and equip health sciences expansion (\$14,100,000) State Building and Higher Education Construction Account.....	9,600,000		4,500,000
Complete Padelford Hall (Arts and Sciences office building) University of Washington Building Account	297,981		
Marine Sciences building Unit I University of Washington Building Account	123,755		
Construct Fisheries wing University of Washington Building Account	801,405		
Construct Scientific Stores addition University of Washington Building Account	250,000		
Construct and equip Undergraduate Library (\$3,351,589) University of Washington Building Account	2,651,589	700,000	
Construct and equip Engineering Classroom and Library building University of Washington Building Account	2,248,220		
Construct and equip Chemical Engineering Building University of Washington Building Account	205,000		
Mental Retardation and Child Development Center University of Washington Building Account (\$2,633,034)	833,034	1,800,000	
Construct and equip Zoology (Biology Unit II) building University of Washington Building Account (\$2,710,727)	1,560,727	1,150,000	
Construct and equip teaching wing, Oceanography building University of Washington Building Account (\$558,157)	121,157	437,000	
Expand Power Plant University of Washington Building Account (\$3,550,000)	50,000	3,500,000	
Tunnels and Utilities University of Washington Building Account (\$1,951,470)	333,470	1,618,000	
Minor repairs and betterments (\$2,509,777)	509,777	2,000,000	

FOR THE UNIVERSITY OF WASHINGTON—Cont.	Reappropriations	From the University of Washington Building Account	From the General Fund
Remodel Communications building to provide Far Eastern Library.....		450,000	
Construct and equip Physics building wing		2,000,000	
Preplanning for schematic plans for projects in 1969-1971 biennium.....			300,000
Total (\$48,656,115).....	29,961,115	13,895,000	4,800,000

FOR WASHINGTON STATE UNIVERSITY	Reappropriations	From the Washington State University Building Account	From the General Fund
Complete Sloan Hall Addition			
Washington State University Building Account	110,000		
Construct and equip Administration building			
Washington State University Building Account	1,800,000		
Construct and equip Johnson Hall Annex addition (computer center) (\$407,000)			
Washington State University Building Account	177,000	230,000	
Construct and equip Research Laboratory building and boiler plant—Wenatchee (\$634,085)			
Washington State University Building Account	299,085		
General Fund	335,000		
Construct and equip Water Research building			
Washington State University Building Account	47,000		
Nuclear Reactor Facilities (\$800,000)			
Washington State University Building Account	300,000	500,000	
Land Development and improvements at outlying research units			
Washington State University Building Account	32,000		
Construct and equip Research and Laboratory building—Puyallup			
State Building and Higher Education Construction Account.....	1,334,782		
Remodel buildings and improve facilities (\$2,797,000)			694,000
Washington State University Building Account	853,000	1,250,000	
Extend Utilities (\$1,293,630)			
Washington State University Building Account	371,000	922,630	
Construct and equip Physical Education building		2,123,567	

FOR WASHINGTON STATE UNIVERSITY—Cont.	Reappropriations	From the Washington State University Building Account	From the General Fund
Construct Design Disciplines building, Phase I		2,469,875	
Construct and equip Cleveland Hall addition		565,300	
Controlled Environment Laboratories relocation		417,525	
Relocate KWSC-AM transmitter antenna		121,900	
Construct and equip Meats Laboratory building		265,000	
Construct Agricultural Engineering building addition		534,275	
Construct General Storage building....		298,655	
Construct Farm Service and Chemical Storage building		84,725	
Acquire and develop land to replace Wawawii and Whitlow property: <i>Provided</i> , That the proceeds from said property shall be deposited in the Washington State University Building Account		75,000	
Preplanning for schematic plans for projects in 1969-1971 biennium.....			140,940
Complete Todd Hall addition Washington State University Building Account	191,000		
Total (\$16,543,259).....	5,849,867	9,858,452	834,940

FOR EASTERN WASHINGTON STATE COLLEGE	Reappropriations	From the Eastern Washington State College Capital Projects Account	From the General Fund
Construct and equip Music - Speech building, Creative Arts, Phase I State Building and Higher Education Construction Account.....	1,374,979		
Construct and equip General Classroom building State Building and Higher Education Construction Account.....	881,000		
Construct new Heating Plant and extend utilities State Building and Higher Education Construction Account.....	1,499,875		
Construct and equip classroom addition to Martin Hall Eastern Washington State College Capital Projects Account.....	436,821		
Construct and equip Industrial Arts building Eastern Washington State College Capital Projects Account.....	275,729		
Remodel Hargreaves Library building Eastern Washington State College Capital Projects Account.....	169,959		

FOR EASTERN WASHINGTON STATE COLLEGE—Cont.	Reappropriations	From the Eastern Washington State College Capital Projects Account	From the General Fund
Complete construction of Woodward Field facilities		75,000	
Remodel buildings, extend utilities, develop and improve facilities and parking lots (\$1,332,815).....		408,000	867,417
Eastern Washington State College Capital Projects Account.....	57,398		
Purchase land (\$116,645).....		100,000	
Eastern Washington State College Capital Projects Account.....	16,645		
Preplanning for schematic plans for projects in 1969-1971 biennium.....			69,230
Construct new Library			
Eastern Washington State College Capital Projects Account.....	314,519		
Total (\$6,546,572).....	5,026,925	583,000	936,647
FOR CENTRAL WASHINGTON STATE COLLEGE	Reappropriations	From the Central Washington State College Capital Projects Account	From the General Fund
Purchase Land (\$400,000)			
State Building and Higher Education Construction Account.....	300,000		
Central Washington State College Capital Projects Account.....	100,000		
Construct and equip Fine and Applied Arts building			
State Building and Higher Education Construction Account.....	2,883,728		
Construct and equip Language and Literature building			
State Building and Higher Education Construction Account.....	1,235,910		
Construct and equip Science building, Unit I			
Central Washington State College Capital Projects Account.....	1,390,000		
Construct and equip Administration building, Unit I			
Central Washington State College Capital Projects Account.....	650,000		
Construct and equip Health Center building, Unit I and II (\$405,000)....			255,000
Central Washington State College Capital Projects Account.....	150,000		
Extend Utilities		637,000	
Remodel buildings, improve facilities and campus, and obtain equipment (\$1,203,332)		262,282	941,050
Preplanning for schematic plans for projects in 1969-1971 biennium.....			84,500
Total (\$8,889,470).....	6,709,638	899,282	1,280,550

FOR THE FOURTH WASHINGTON STATE COLLEGE		From the General Fund	
Land acquisition and preplanning for new state college.....		905,000	
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FOR WESTERN WASHINGTON STATE COLLEGE	Reappropriations	From the Western Washington State College Capital Projects Account	From the General Fund
Construct and equip Science - Math - Computer Center annex to Science building			
Western Washington State College Capital Projects Account.....	1,618,000		
Construct and equip Classroom-Faculty Offices addition			
State Building and Higher Education Construction Account.....	1,704,000		
Construct and equip Library building addition			
State Building and Higher Education Construction Account.....	1,167,000		
Remodel college buildings and improve facilities			
Western Washington State College Capital Projects Account.....	350,000		
Utilities expansion and modernization (\$1,016,697)			
Western Washington State College Capital Projects Account.....	46,697		970,000
Land Acquisition (\$605,000)			
Western Washington State College Capital Projects Account.....	10,000	595,000	
Construct and equip addition to Arts building			
Western Washington State College Capital Projects Account (\$340,757)	220,000	120,757	
Construct and equip Maintenance building			
Western Washington State College Capital Projects Account.....	249,900		
Science-Math-Computer Center, Phase II—Equipment			
		325,000	
Fairhaven Unit Academic facilities....			
		262,120	
Capital improvements to buildings and grounds and construct Maintenance Service and Storage building (\$900,000)			
		410,000	490,000
Preplanning for schematic plans for projects in 1969-1971 biennium.....			
			82,511
Total (\$8,620,985).....	5,365,597	1,712,877	1,542,511

FOR THE WASHINGTON STATE HISTORICAL SOCIETY		Reappropriations	
Construct new wing to Museum building: <i>Provided</i> , That the sum appropriated herein or so much thereof as is necessary shall not be expended unless such sum is matched in any equal amount from private contribution and other sources collected on or before January 1, 1969.			
State Building and Higher Education Construction Account.....		339,000	
FOR THE AERONAUTICS COMMISSION (DEPARTMENT OF TRANSPORTATION)			From the General Fund
Repair and improve emergency airports			50,000
FOR THE PARKS AND RECREATION COMMISSION		From the Outdoor Recreation Account	From the Parks and Parkways Account
Purchase and develop park sites, develop boat moorages, group camp facilities, historical sites and markers and archeological investigations (\$3,645,447)			
Reappropriations		1,017,459	
New Appropriations		2,136,776	491,212
Construct, repair and improve park facilities, including but not limited to trailer dumps, erosion control, preservation, sanitation and water systems (\$1,431,032)			300,000
Develop park facilities at Bayview state park			1,131,032
Develop and improve parking areas and other facilities at Peach Arch Park...			150,000
Acquisition of Everett Jetty Park.....			25,000
Preplanning for schematic plans for projects in 1969-1971 biennium.....			25,000
Total (\$5,397,071).....		3,154,235	1,942,836
FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION		Reappropriations From the Outdoor Recreation Account	From the Outdoor Recreation Account
Acquisition and development of recreational facilities—for allocation to agencies other than state agencies (\$6,593,102)		2,561,449	4,031,653
FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT			From the General Fund
Construct tourist information centers at Blaine, Clarkston, Oroville and Megler			97,997

FOR THE DEPARTMENT OF FISHERIES	Reappropriations From the General Fund	Reappropriations From the State Building Construction Account	From the General Fund
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Faci- lities, Purchase Land, Emergency Rep- airs to Structures (\$1,690,500).....	21,250		1,669,250
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Faci- lities, Purchase Land, Emergency Rep- airs to Structures (100% Reimburs- able) (\$395,000)			395,000
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Faci- lities, Purchase Land, Emergency Rep- airs to Structures (50% Reimburs- able) (\$1,231,750)	152,000		1,079,750
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Faci- lities, Purchase Land, Emergency Rep- airs to Structures.....	24,000		
Emergency Repairs at Hatcheries.....	5,000		
Projects for improvements in fishing industry under Federal Program Pub- lic Law 88-309.....	17,500		
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Faci- lities, Purchase Land, Emergency Rep- airs to Structures.....		18,000	
Total (\$3,381,750).....	219,750	18,000	3,144,000
FOR THE DEPARTMENT OF GAME	Reappropriations From the Outdoor Recreation Account	From the Outdoor Recreation Account	From the Game Fund
Purchase and develop land (\$2,609,774) .	558,379	1,451,395	600,000
Repairs and replacement of Fish and Game Protective facilities.....			200,000
Construct and equip Fish and Game Protective facilities (100% reimburse- able)			1,000,000
Construct or purchase and improve headquarters buildings, hatcheries fa- cilities, rearing ponds, game range facilities, and brooder houses and pens			783,950
Total (\$4,593,724).....	558,379	1,451,395	2,583,950

FOR THE DEPARTMENT OF NATURAL RESOURCES	Reappropriations	From the Fund Designated	From the General Fund
Rights - of - way acquisition, construct honor camp bridges and culverts, timber access road construction, construct scaling stations, lookout towers and improvements to five protective facilities (\$1,415,996)			
General Fund	47,000		1,108,996
Forest development account.....	10,000		
Resources Management Account....		250,000	
Construct packing shed for large nursery stock			41,000
Water development, road construction, land clearing and leveling of agricultural lands, and range improvements			
Resources Management Account....		130,500	
Construct and equip Clearwater Honor Camp			
State Building and Higher Education Construction Account.....	500,000		
Acquire land for recreational areas in forested and waterfront locations			
Outdoor Recreation Account.....	206,175	443,482	
Total (\$2,737,153).....	763,175	823,982	1,149,996

FOR THE DEPARTMENT OF AGRICULTURE		From the General Fund
Construct machine shed at Moxee City quarantine station		3,850

NEW SECTION. Sec. 2. Upon the effective date of a constitutional amendment specifically authorizing the establishment of a state building authority (SJR 17) and pursuant to the provisions of chapter 162, Laws of 1967, the following several projects and the funding thereof in the following several amounts, or so much thereof as shall be sufficient to accomplish the purposes herein specified are hereby specifically approved:

FOR THE UNIVERSITY OF WASHINGTON		
Law school center.....		\$ 5,100,000
Psychology building		\$ 3,500,000
Performing arts building.....		\$ 3,700,000
Computer center addition.....		\$ 1,300,000
Electrical engineering addition.....		\$ 650,000
FOR WASHINGTON STATE UNIVERSITY		
Agricultural sciences building.....		\$ 3,934,775
Physical sciences building.....		\$ 3,148,630
FOR WESTERN WASHINGTON STATE COLLEGE		
Additional instructional facilities.....		\$ 1,883,500
Physical education building.....		\$ 490,000
Administration building		\$ 1,650,000
FOR CENTRAL WASHINGTON STATE COLLEGE		
Instructional center		\$ 3,009,500
Library addition		\$ 2,070,000

FOR EASTERN WASHINGTON STATE COLLEGE

Health and physical education building.....	\$ 1,125,000
Classroom building	\$ 1,500,000
Radio-television building	\$ 500,000
Drama building	\$ 800,000
Art building	\$ 1,090,000

FOR THE FOURTH STATE COLLEGE

Construction Phase I	\$15,000,000
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Provided, That this section shall have no force and effect and shall become null and void unless the constitutional amendment proposed in Senate Joint Resolution No. 17 shall be approved and ratified by the electors at a general election held in November, 1967.

NEW SECTION. Sec. 3. For the purpose of providing funds for the payment of the cost of planning the capital improvements and capital projects of certain state institutions of higher education included in chapter, Laws of 1967, extraordinary session, (Senate Bill No. 532) pending the availability of funds therein appropriated for such purposes from the state building and higher education construction account or the availability of such funds from the state building authority, there is hereby appropriated to each of such institutions of higher education of the state of Washington the following designated amounts, or so much thereof as shall be sufficient to accomplish such purpose:

For Washington State University, from the Washington State University Building Account, the sum of \$364,000; for the University of Washington, from the University of Washington Building Account, the sum of \$141,668; for Eastern Washington State College, from the Eastern Washington State College Capital Projects Account, the sum of \$100,300; for Central Washington State College, from the Central Washington State College Capital Projects Account, the sum of \$101,590; for Western Washington State College, from the Western Washington State College Capital Projects Account, the sum of \$99,997.

Any expenditures from the above appropriations are to be considered as loans from the Washington State University Building Account, the University of Washington Building Account, the Eastern Washington State College Capital Projects Account, the Central Washington State College Capital Projects Account, and the Western Washington State College Capital Projects Account, respectively, and each of said accounts shall be reimbursed for such expenditures as follows:

(1) If the constitutional amendment specifically authorizing the establishment of a state building authority (SJR 17) pursuant to chapter 162, Laws of 1967 is approved and ratified by the electors at an election held in November, 1967, such reimbursements shall be made from any funds of the state building authority which may be available for such purpose;

(2) If the constitutional amendment specifically authorizing the establishment of a state building authority (SJR 17) pursuant to chapter 162, Laws of 1967, is not approved and ratified by the electors at an election held in November, 1967, or if the funds of the state building authority are not for any reason available for such purposes, then such reimbursements to such accounts shall be made from the state building and higher education construction account at such time as funds become available in such account for the appropriations made under said chapter, Laws of 1967 extraordinary session (Senate Bill No. 532).

NEW SECTION. Sec. 4. The words "capital improvements" or "capital projects" used herein shall mean acquisition of sites, easements, rights of way or improvements thereon or appurtenances thereto, construction and initial equipment, reconstruction, demolition or major alteration of new or presently owned capital assets.

NEW SECTION. Sec. 5. Before a capital project shall begin or an obligation incurred or contract entered into, the Budget Director, with the approval of the Governor, shall first allot funds therefor or so much as may be necessary from the appropriations made herein.

NEW SECTION. Sec. 6. Additional Federal or other receipts and gifts and grants in excess of those estimated in the budget may be allotted by the Governor for capital projects included in the Capital Budget. In addition, the Governor may receive and allot any Federal funds made available for capital outlay at any one of the five institutions of higher education: *Provided*, That if any of the projects contained in this act qualify for such Federal funds, the amount of state funds not required are hereby appropriated to projects in the 1969-1971 capital program for that institution to be designated by the Governor on the basis of priority in the program and funds available on the advice of the governing board of the institution.

NEW SECTION. Sec. 7. To effectively carry out the provisions of this act, the Governor may assign responsibility for planning, engineering and construction and other related activities to any appropriate agency.

NEW SECTION. Sec. 8. Reappropriations shall be limited to the unexpended balances remaining at June 30, 1967, in the current appropriation for each project.

NEW SECTION. Sec. 9. The Governor, through the Budget Director may authorize the transfer of funds appropriated for a capital project which are in excess of the amount required for the completion of such project, to other capital projects in this act for which there are insufficient appropriations: *Provided*, That no such transfer shall be used to expand the capacity of any facility beyond that anticipated by the appropriation; *Provided Further*, That although such transfers may be made between institutions of the department of institutions they shall not be made between different departments, commissions, or institutions of higher learning.

NEW SECTION. Sec. 10. Any capital improvement or capital project for construction, repair, or maintenance authorized by this act, unless constructed pursuant to the provisions of chapter 39.04 RCW, shall be done by contract after public notice and competitive bid: *Provided*, That this section shall not apply to the acquisition of sites, easements, or rights of way; nor to contracts for architectural or engineering services; nor to emergency repairs nor to any improvement or project costing less than twenty-five hundred dollars, nor to portions of projects involving inmate labor at a state institution.

NEW SECTION. Sec. 11. This act is necessary for the immediate preservation of the public peace, health and safety, for the support of the state government and its existing public institutions, and shall take effect immediately.

Senate Members:

Martin J. Durkan
 Fred H. Dore
 Marshall A. Neill

House Members:

Robert F. Goldsworthy
 Gerald L. Saling
 Arlie U. DeJarnatt

On motion of Senator Durkan, the report of the Free Conference Committee on Substitute House Bill No. 207 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 207 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ryder, Sandison, Stender, Talley, Uhlman, Washington, Williams, Woodall—46.

Those voting nay were: Senators Guess, Twigg—2.

Excused: Senator Ridder—1.

Substitute House Bill No. 207 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

House of Representatives,
 Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: House Bill No. 150,

House Joint Memorial No. 20, and the same are herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

MOTION

On motion of Senator Greive the Senate returned to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 30, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Engrossed Senate Bill No. 122, Engrossed Senate Bill No. 503, have inspected same, and find them correctly re-engrossed.

Martin J. Durkan, *Chairman.*

We concur in this report: Fred H. Dore, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., April 30, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 122, Senate Concurrent Resolution No. 26, Senate Concurrent Resolution No. 27, have inspected same, and find them correctly enrolled.

Martin J. Durkan, *Chairman.*

We concur in this report: Fred H. Dore, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., April 30, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 255, Senate Bill No. 369, Senate Bill No. 645, Senate Concurrent Resolution No. 4, have inspected same, and find them correctly engrossed.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, R. R. Bob Greive.

Senate Chamber,
Olympia, Wash., April 30, 1967.

Mr. President:

Your Committee on Claims and Auditing, to whom was referred Senate Bill No. 255, Senate Bill No. 369, Senate Bill No. 503, Senate Bill No. 645, Senate Concurrent Resolution No. 4, have inspected same, and find them correctly enrolled.

....., *Chairman.*

We concur in this report: R. Frank Atwood, William A. Gissberg, R. R. Bob Greive.

The Secretary read:

**GUBERNATORIAL APPOINTMENT
MESSAGE FROM THE GOVERNOR**

State of Washington, Office of the Governor,
Olympia, March, 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to submit the following appointment to the Position of Director, Department of Institutions, subject to your confirmation:

Dr. William R. Conte, appointed September 15, 1966, for the term ending at the Governor's pleasure, succeeding Garrett Heyns.

Sincerely,
DANIEL J. EVANS,
Governor.

It was moved by Senator Atwood that the rules be suspended and that the appointment of Dr. William R. Conte to the position of director of the Department of Institutions, be now confirmed.

PERSONAL PRIVILEGE

Senator Freise:

"Mr. President and members of the Senate:

"I take great pride in speaking on behalf of the confirmation of Dr. Conte. Dr. Conte is a graduate of the University of Wichita with an A.B. degree. He graduated from Vanderbilt University School of Medicine where he received his M.D. degree. He went to Pennsylvania Hospital on a rotating internship. He was in the military service. He was at the Veterans' Administration Hospital in Wichita, Kansas, where he was Associate Chief of the Psychiatric Service. He was a resident in psychiatry at Colorado State Hospital, Pueblo, Colorado, and a president in psychiatry at the University of Colorado, School of Medicine, Department of Psychiatry from 1949 to 1951. His training experience consisted of a rotation through the Colorado Psychopathic Hospital, Division of Psychosomatic Medicine, and the Mental Hygiene Clinic of the University of Colorado.

"We are indeed fortunate to have him take over the mental health program for the state of Washington since the retirement of Dr. Garrett Heyns. He is a very worthy successor. I have worked very closely with him during this session of the legislature. He is a man of great understanding of the state's mental problems, institutional problems, parole, probation and penology, and I think we could not have had a better choice for this position as successor to Dr. Heyns than Dr. Conte."

Senator Kupka:

"Mr. President and lady and gentlemen of the Senate:

"I want to concur in the remarks of Senator Freise on behalf of Dr. Conte. I have had many occasions to work very closely with him as chairman of the interim committee on state institutions and youth development. We have sat in meetings many times together. I want to say that he really wasn't hired to be a director of institutions. He was hired to maintain the job of looking after the mental division of the institutions and since Dr. Heyns' retirement, he has condescended to take on the rest of this work which means that he is a willing worker and has a knowledge of just exactly how to handle this overall institutional program. I'm sure that he would be very difficult to replace if you had to look for another person with the background that he has, as Senator Freise has indicated. I'm sure that we can see many advances in the development of mental retardation and the mental program. I urge your support of this confirmation."

Senator Hallauer:

"Mr. President, members of the Senate:

"I am sure that all of you realize that there has been a problem associated with the approval by the Senate of Dr. Conte and I think most of you are quite aware of what the problem has been. I am on my feet to speak on this particular point at the request of one of the Senators in the body who has taken some exception to Dr. Conte's appointment to this position. I would request at this time, Mr. President, that my remarks at this point be included in the record and this is at the request of one of the Senators.

"It seems that I was sort of mutually appointed as an intermediary between a member of the Senate and Dr. Conte in working out some of the difficulties in relation to the Olympic Center problem in Kitsap county and finally a compromise was reached whereby that institution which was acquired just two years ago is to be used in the coming biennium under the terms of the appropriation contained in the budget bill for this particular item, the general fund appropriation, provided that at least twenty-five beds be used for the temporary diagnostic care of mentally retarded, beginning no later than July 1st, 1968.

"The problem that was had here between Dr. Conte and the member of the Senate was simply to make sure that that institution was going to be used in some degree in the coming biennium, and the appropriation language that I just read to you was deemed not quite sufficient by one of the Senators, and so Dr. Conte in further explanation of his position about the Olympic Center has written a letter to myself and Senator Morgan as follows:

"This institution will be used for the following three purposes in the coming biennium:

"One to provide temporary residential care and opportunity for close observation of individuals receiving extensive diagnostic services;

"Two, to provide a supervised and sheltered setting for mentally retarded persons during periods of family crisis when those normally responsible for their care are temporarily unable to do so;

"Three, to provide such a program of short-term care as will allow non-retarded family members a brief respite, probably not to exceed two weeks in any one year, from the burden of full-time responsibility for severely handicapped individuals."

"There was a problem in regard to the generality of language being so loose that it might have provided an escape hatch so nothing would have been done at the Olympic Center in the coming two years, and I am speaking to the record to explain my understanding of the letter from Dr. Conte and that it is his intent that the Olympic Center be used for those three purposes. That is my understanding of the agreement, and I have talked personally to Dr. Conte. I know this is unusual to approach the problem in this way but I think it does resolve this problem so that we can go on with this appointment. I think Dr. Conte is an excellent choice for this position. I regret having to make these prefatory remarks because I would have preferred not to. I think he should have been approved on his merits."

Senator Woodall:

"Mr. President and members of the Senate:

"I'm going to vote for this confirmation. I hope that this doctor will be a little more cooperative with us than his predecessor. As you know we had an abandoned security building right near Eastern State Hospital. In the opinion of many members of the legislature on the committee, it could well have been used for a women's prison and women who owe a debt to society could have been at Medical Lake and they could have done something about paying their debt to society like working with some of these people. His predecessor took a very adamant viewpoint. Under no instance was he going to allow this to be done, and it wasn't. So we then turned it over to the monkeys and this session we voted four million dollars to build a women's prison. Now there is some hesitancy on the part of the good doctor about having members of the legislature having anything to say about location. They want legislators as advisors but non-voters, which simply means that you use the legislators as a sort of shield to say, 'Well, there were people on the committee as advisors and non-voters.' I compliment Senator Kupka for sticking to his guns and putting members of the legislature on this committee. If we are going to assume the responsibility for voting on these things, then if it turns out to be a monstrosity and we have a structure that costs some two, three, four million dollars that you abandon, at least some of us have something to say about where this money is spent. I think the legislature ought to take an interest in this and see how this money is spent.

"One philosophy of the last administration that I personally quarreled with was on the particular subject of confining dangerous people. In my opinion they have gone overboard with the philosophy that no one can be under lock and key. We had a man from Yakima county who had shot eight different policemen. He didn't kill any of them, but he put four in the hospital and they found him running around loose on the theory that he was fully rehabilitated. One day a bus drove up and he had saved some money and he bought himself a bus ticket to Yakima. So it's my hope that this new regime will show an improvement in those two areas in which I think the old regime has been very poor; namely, failure to cooperate with the legislative branch and failure to keep under lock and key truly dangerous individuals. I could go on and enumerate how people have escaped and people have been released as cured and ended up killing people. It happened down in Senator Freise's area—one of these cured people. I think that there must be a realization—and I don't care how many courses in psychology you take,—if you turn out someone who is a killer, then you have made an error. It's my hope that this doctor tightens up those two particular practices."

The motion by Senator Atwood to confirm the appointment of Dr. Conte was carried.

APPOINTMENT OF DR. WILLIAM R. CONTE

The Secretary called the roll and the appointment of Dr. William R. Conte to the position of director of the Department of Institutions, was confirmed by the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 4; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—44.

Absent or not voting: Senators Herr, Lennart, Rasmussen, Williams—4.

Excused: Senator Ridder—1.

Having received the approval of the Senate, the appointment of Dr. William R. Conte to the position of director of the Department of Institutions, was confirmed.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 122,
House Bill No. 150,
House Joint Memorial No. 20.**

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 3:25 p.m., on motion of Senator Greive, the Senate recessed until 4:00 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 4:00 p.m.

The Secretary read:

**MESSAGE FROM THE HOUSE
HOUSE AMENDMENTS TO SENATE RESOLUTION**

House of Representatives,
Olympia, Wash., April 28, 1967.

Mr. President:

The House has passed: Senate Concurrent Resolution No. 4 with the following amendments:

On page 2, line 4, after the word "oaths" insert a period and strike all of the matter down to the period following "records" on line 6

On page 2, line 9, after "duties" insert a period and add the following: "The committee shall publish and distribute to all members or members-elect of the legislature a report of its activities signed by a majority of the committee not later than December 1, 1968. Any minority report, if desired by any member or members of the committee shall be prepared by such members, published and distributed to all members or members-elect of the legislature not later than January 1, 1969"

On page 2, line 20, after "of" and before "thousand" strike "one hundred" and insert "thirty-five", and the same is herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

On motion of Senator Herrmann, the Senate concurred in the House amendments to Senate Concurrent Resolution No. 4.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 4, as amended by the House, and the resolution passed the Senate by the following vote: Yeas, 40; nays, 1; absent or not voting, 7; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Huntley, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Woodall—40.

Voting nay was: Senator Guess—1.

Absent or not voting: Senators Herr, Lennart, Lewis, McCormack, Metcalf, Rasmussen, Williams—7.

Excused: Senator Ridder—1.

Senate Concurrent Resolution No. 4, as amended by the House, having received the constitutional majority, was declared passed.

Senators Ryder, Greive and Stender demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Ridder, who was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

APPOINTMENT OF INTERIM COMMITTEES

It was moved by Senator Greive that the following nominees be elected:

LEGISLATIVE BUDGET COMMITTEE (under the provisions of RCW 44.28.010 and Senate Bill No. 619):

Senators Andersen, Atwood, Canfield, Dore, Durkan, Foley, Lennart and Mardesich.

The motion was carried and the nominees to the Legislative Budget Committee were elected.

The President announced the appointments to the following interim committees:

LEGISLATIVE COUNCIL (under the provisions of RCW 44.24.010 and House Bill No. 8.):

Senators Chytil, Cooney, Gissberg, Greive, Henry, Keefe, Knoblauch, Kupka, Peterson (Ted), Pritchard, Stender, Talley, Twigg, Williams and Woodall.

On motion of Senator Greive, the appointments to the Legislative Council were confirmed.

JOINT COMMITTEE ON EDUCATION (under the provisions of RCW 44.33.220):

Senators Marquardt, McMillan, Metcalf, Ridder and Uhlman.

On motion of Senator Greive, the appointments to the Joint Committee on Education were confirmed.

MUNICIPAL COMMITTEE (under the provisions of House Concurrent Resolution No. 44):

Senators Durkan and Twigg.

On motion of Senator Greive, the appointments to the Municipal Committee were confirmed.

STATE PUBLIC PENSION COMMISSION (under the provisions of RCW 41.52.010):
Senators Connor, Durkan, Faulk, Ridder and Williams.

On motion of Senator Greive, the appointments to the State Public Pension Commission were confirmed.

JOINT COMMITTEE ON GOVERNMENTAL COOPERATION (under the provisions of Senate Concurrent Resolution No. 6 and Senate Bill No. 654):

Senators Greive, McCutcheon, Metcalf, Washington and Woodall.

On motion of Senator Greive, the appointments to the Joint Committee on Governmental Cooperation, were confirmed.

JOINT COMMITTEE ON HIGHWAYS (under the provisions of RCW 44.40.010 and Substitute House Bill No. 722):

Senators Bailey, Donohue, Guess, Henry, Huntley, Marquardt, McCutcheon, Morgan, Peterson (Lowell), Washington and Redmon, and liaison member: Senator Faulk.

On motion of Senator Greive, the appointments to the Joint Committee on Highways were confirmed.

INTERIM COMMITTEE ON FISHERIES (under the provisions of House Concurrent Resolution No. 53):

Senators Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon and Talley.

On motion of Senator Greive, the appointments to the Interim Committee on Fisheries were confirmed.

LEGISLATIVE COMMITTEE ON GAME AND GAME FISH (under the provisions of House Concurrent Resolution No. 54):

Senators Herr, Knoblauch, Lennart, McMillan and Twigg.

On motion of Senator Greive, the appointments to the Legislative Committee on Game and Game Fish were confirmed.

INTERIM COMMITTEE ON INSURANCE (under the provisions of Senate Concurrent Resolution No. 4):

Senators Andersen, Connor, Freise, Herr and Herrmann.

On motion of Senator Greive, the appointments to the Interim Committee on Insurance were confirmed.

TEMPORARY ADVISORY COUNCIL FOR PUBLIC HIGHER EDUCATION (under the provisions of Senate Concurrent Resolution No. 15):

Senators Hanna, Lewis, McCormack, Ryder and Sandison.

On motion of Senator Greive, the appointments to the Temporary Advisory Council for Public Higher Education were confirmed.

OCEANOGRAPHIC COMMISSION OF WASHINGTON (under the provisions of Senate Bill No. 49):

Senators Mardesich, Ryder and Uhlman.

On motion of Senator Greive, the appointments to the Oceanographic Commission were confirmed.

JOINT COMMITTEE ON NUCLEAR ENERGY (under the provisions of Senate Bill No. 453):

Senators Canfield, Hanna, McCormack and Pritchard.

On motion of Senator Greive, the appointments to the Joint Committee on Nuclear Energy were confirmed.

WORLD FAIR COMMISSION (under the provisions of House Bill No. 387):

Senators Gissberg and Lewis.

On motion of Senator Greive, the appointments to the World Fair Commission were confirmed.

SITE SELECTION COMMISSION (under the provisions of House Bill No. 150):
Senators Kupka, Keefe and Chytil.

On motion of Senator Greive, the appointments to the Site Selection Commission were confirmed.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, personal privilege:

"I have on my desk and all of you have on your desks an item by Ross Cunningham. I think I know literature and I know writing when I see it. This is absolutely plain, pure, political garbage, and that's all I want to say."

MOTION

It was moved by Senator Greive that each member of the Senate be paid mileage to and from the extraordinary session by way of voucher approved by the President and the Secretary of the Senate.

The motion was carried.

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 30, 1967.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 930, designating status of workmen employed on equipment time rented by another employer for industrial insurance recovery purposes, have had the same under consideration, and we report that we are unable to agree and ask for powers of Free Conference.

Senate Members:

William A. Gissberg

R. R. Bob Greive

Herbert H. Freise

House Members:

Alfred O. Adams

John Bagnariol

Sid W. Morrison

On motion of Senator Greive, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

There being no objection, the Senate returned to the second order of business.

The Secretary read:

House Concurrent Resolution No. 32:

Senate Chamber,

Olympia, Wash., April 30, 1967.

Directing a study to be made as to feasibility of establishing a state program for scholarships and student loans (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

Gordon Sandison, *Chairman.*

We concur in this report: R. Frank Atwood, Damon R. Canfield, Fred H. Dore, Frank W. Foley, William A. Gissberg, Harry B. Lewis, August P. Mardesich, Mike McCormack, John N. Ryder.

MOTIONS

On motion of Senator Sandison, the rules were suspended, House Concurrent Resolution No. 32 was advanced to second reading and read the second time in full.

On motion of Senator Sandison, the rules were suspended, House Concurrent Resolution No. 32 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

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

On motion of Senator Greive, the Senate resumed consideration of the following resolution:

SENATE RESOLUTION
1967 EX - 58

By Senators Greive and Gissberg:

Whereas, It is highly desirable that the electorate of the state of Washington be well informed when voting on candidates and issues; and

Whereas, It is increasingly common for large corporations or business firms to sponsor candidacies of employees or officers or other individuals, to grant employees or officers leave for campaigning, while continuing to pay them wages or salaries, and to influence ballot issues; and

Whereas, It is clearly in the public interest to be advised of such relationships so as to permit evaluation by the voters;

Now, Therefore, Be It Resolved, By the Senate, That the legislative council be and hereby is requested to study such activities, to consider the drafting of a disclosure or other type of statute to regulate such activities and a memorial to Congress in connection with the relation of federal tax laws to such financial expenditures.

Be It Further Resolved, That the legislative council report to the forty-first regular session of the legislature its findings and recommendations.

Be It Further Resolved, That the Secretary of the Senate transmit a copy of this Senate resolution to the executive secretary of the legislative council.

It was moved by Senator Greive that the resolution be adopted.

On motion of Senator Bailey, the following amendment by Senator Lewis to the resolution by Senators Greive and Gissberg, was adopted:

On page 1, strike all of the material on lines four through eight and insert the following:

Whereas, It is increasingly common for large corporations or business firms, law firms, labor unions, teacher organizations, public bodies and officials, farm organizations, associations, and various organizations to sponsor candidacies of employees or officers or other persons, and to grant employees or officers leave for campaigning, while continuing to pay them wages or salaries for expenditures; and"

The resolution as amended was adopted.

The Secretary read:

VETO MESSAGES FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, April 28, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I am returning herewith without my approval as to one item, **Senate Bill No. 638**, entitled:

"An Act relating to public lands; providing for the vacation of waterways; providing for the acquisition, improvement, development and financing of the east capitol site; and providing for the disposition of certain public funds;"

This bill authorizes the State Capitol Committee to provide for the acquisition, development and improvement of lands, improvements and facilities within the East Capitol Site in the City of Olympia. The bill also provides the means for financing a portion of this project from an increased allocation to the State of rentals from harbor areas and tidelands.

The rentals allocated to the State are to be added to the capitol purchase and development account of the State general fund. From this account the legislature has appropriated up to four million dollars to accomplish the purposes of the bill. These funds may be used directly to pay the cost of land acquisition and other expenses of the project, or the State Capitol Committee may issue bonds and use the proceeds of harbor area and tideland rentals and other funds in the capitol purchase and development account to pay the principal and interest on the bonds.

Section 2 of the bill amends existing law relating to the allocation of harbor area and tideland rentals. It increases the allocation to the State and decreases the allocation to port districts. Looking forward to the time when the State would not require this increased allocation of rentals to pay the current installments of principal and interest on bonds, the legislature has added a proviso to section 2 as follows:

"Provided, That each year, when the current annual debt service requirements for the bonds authorized by section 4 of this act have been provided for, the formula for distribution to port districts shall be re-established as provided in section 1, chapter 170, Laws of 1913, as last amended by section 1, chapter 115, Laws of 1937."

I do not object to the principle that the increased allocation of rentals to the State should be returned to the port districts when it is no longer required to finance the acquisition and development of property in the East Capitol Site; however, the language of the proviso is too restrictive. The increased revenues from rentals can be used only to pay debt service on bonds, otherwise they revert to the port districts. They are not available to the State to pay costs of the project without issuing bonds. And, if bonds are issued it may not be possible to accumulate funds in addition to current debt service to provide bondholders with customary guarantees that future debt service requirements will be met.

It is doubtful that the legislature expected the proviso to result in a reduction of the State's share of these rentals during the next two years. Thus, the 1969 legislature will have the opportunity to review this provision prior to the time that any surplus funds would have been available in the capitol purchase and development account.

For the foregoing reasons, I have vetoed a certain item in section 2. The remainder of Senate Bill No. 638 is approved.

Respectfully submitted,

DANIEL J. EVANS,
Governor.

It was moved by Senator Greive that Senate Bill No. 638 together with the veto message of the Governor be transmitted to the Secretary of State.

Debate ensued.

The motion was carried.

PROTEST

April 29, 1967.

A statement concerning Senate Bill No. 638 and the veto of the following section by the Governor:

"Provided, That each year, when the current annual debt service requirements for the bonds authorized by section 4 of this act have been provided for, the formula for distribution to port districts shall be re-established as provided in section 1, chapter 170, Laws of 1913, as last amended by section 1, chapter 115, Laws of 1937."

Senate Bill No. 638 veto and the veto of the funds revision in Senate Bill No. 638 represents a material breach of agreement. This measure was drawn and agreed to by the parties on the basis of a balanced compromise. The veto removes one of the factors in the compromise. At this late date in the session a measure of this type can not be given more than a passing notice. I want the record to show that a strong protest is registered to this veto. The governor's veto in this case represents something more than executive prerogative because the Governor as Chairman of the State Capitol Committee was at least indirectly a party to the compromise agreement which resulted in Senate Bill No. 638. His veto casts a shadow upon the legislative process which requires good faith in resolving contested issues.

I am encouraged that the Governor's message suggests corrective legislation at the next session. I would hope that Senator Lewis and other sponsors of the measure would cooperate in such legislation at the 1969 session.

Sincerely,

(Signed) Don L. Talley, Senator.

State of Washington, Office of the Governor,
Olympia, April 28, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I am returning herewith without my approval as to a certain item, Senate Bill No. 325 entitled:

"An Act relating to probate law and procedure."

This bill makes various changes in the probate law of the state. I have no objection to these changes; however, I have vetoed section 1 of the bill because the amendment to RCW 11.20.050 set forth in section 1 was contained in House Bill No. 138 passed by the legislature during the regular session.

The remainder of Senate Bill No. 325 is approved.

Respectfully submitted,
DANIEL J. EVANS,
Governor.

On motion of Senator Atwood, Senate Bill No. 325 together with the veto message of the Governor thereon were ordered transmitted to the Secretary of State.

State of Washington, Office of the Governor,
Olympia, April 22, 1967.

To The Honorable, The Senate of the State of Washington,
Lady and Gentlemen:

I am returning herewith without my approval as to one item, Senate Bill 386, entitled:

"An Act relating to state institutions of higher learning."

This bill clarifies certain language with regard to the authority of boards of regents and trustees of the universities and colleges of the state. Section 3 of the bill contains a standard emergency clause. I have followed the practice of vetoing emergency clauses on bills submitted to me when no genuine emergency existed.

An emergency clause defeats the right of the people to reject a bill by referendum, and, therefore, should be sparingly used by the legislature. Representatives of the institutions at whose request the bill was introduced and those who prepared the legislation have been informed and agree that the clarification contained in the law will not be needed prior to the normal effective date of the act.

Therefore, I have vetoed Section 3. The remainder of Senate Bill 386 is approved.

Respectfully submitted,
DANIEL J. EVANS,
Governor.

On motion of Senator Greive, Senate Bill No. 386 together with the veto message of the Governor thereon were ordered transmitted to the Secretary of State.

MESSAGE FROM THE SECRETARY OF STATE

Department of the State, Office of the Secretary,
Olympia, Wash., March 23, 1967.

The Honorable, The President of The Senate, The Legislature of the State of Washington, Olympia, Washington.

Sir:

I have the honor to transmit herewith pursuant to Section 12, Article 3 of the Constitution of the State of Washington, for the consideration of the State Senate, the following bills passed by the State Senate and the House of Representatives at the Regular Legislative Session of 1967, and partially vetoed by the Governor, together with his veto messages attached thereto. They are Enrolled Senate Bills Nos. 45, 46, 320, and 328.

Respectfully,

A. Ludlow Kramer,
Secretary of State.

STATE OF WASHINGTON
DEPARTMENT OF STATE

Certificate No. 10374.

I, A. Ludlow Kramer, Secretary of State of the State of Washington and custodian of its seal, hereby certify that according to the records on file in my office, the attached is a true and correct copy of Enrolled Senate Bill No. 46, as passed by the State Senate and the House of Representatives at the Regular Session of the 1967 Legis-

lature, and partially vetoed by the Governor, together with his veto message attached thereto.

I further certify that said Enrolled Senate Bill No. 46, with the exception of the item which was vetoed, is now identified as Chapter 238, Laws of 1967.

In witness whereof I have signed and have affixed the seal of the State of Washington to this certificate at Olympia, the State Capitol, March 23, 1967.

A. Ludlow Kramer,
Secretary of State.

[The Seal of the State of Washington—1889]

State of Washington, Office of the Governor,
Olympia, March 21, 1967.

*To The Honorable, The Senate of the State of Washington.
(Through the Secretary of State).*

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the legislature without my approval as to one item, Substitute Senate Bill No. 46, entitled: "An Act relating to air pollution."

This is the Washington Clean Air Act. In my State of the State message, I urged enactment of this legislation in stating that "no single manifestation of our prosperity, no single realization of our growth exacts such a cruel price as the pollution of our air and water. In city after city, and now in state after state, growth and success have blotted out the works of man and the genius of nature." After careful review of this legislation, I believe Substitute Senate Bill 46, introduced at the request of the Legislative Council modified in the legislative process and approved by the Governor, represents an excellent vehicle with which to begin the effort to protect the clean air of the Pacific Northwest. I congratulate both the Legislative Council for its work over the last biennium, and the Legislature for its action in enacting the Washington Clean Air Act.

I have vetoed an item in Section 44 which could be interpreted as making ineffective the provisions dealing with appointment of members of the Air Pollution Control Board until after the terms of the present members expire. The legislature has designated an entirely new appointment procedure commensurate with the new responsibilities contained in Substitute Senate Bill 46. While it is not my intention to markedly alter the makeup of the Board, I believe the new procedure for selection of members should become effective at the same time as the remainder of the act.

I have therefore vetoed the final paragraph in Section 44, and approved the remainder of the bill.

Respectfully submitted,

DANIEL J. EVANS,
Governor.

On motion of Senator Greive, Senate Bill No. 46, together with the veto message of the Governor thereon, was ordered transmitted to the Secretary of State.

STATE OF WASHINGTON
DEPARTMENT OF STATE

Certificate No. 10372.

I, A. Ludlow Kramer, Secretary of State of the State of Washington and custodian of its seal, hereby certify that according to the records on file in my office, the attached is a true and correct copy of Enrolled Senate Bill No. 328, as passed by the State Senate and the House of Representatives at the Regular Session of the 1967 Legislature, and partially vetoed by the Governor, together with his veto message attached thereto.

I further certify that said Enrolled Senate Bill No. 328, with the exception of the item which was vetoed, is now identified as Chapter 241, Laws of 1967.

In witness whereof I have signed and have affixed the seal of the State of Washington to this certificate at Olympia, the State Capitol, March 23, 1967.

A. Ludlow Kramer,
Secretary of State.

[The Seal of the State of Washington—1889]

State of Washington, Office of the Governor,
Olympia, March 21, 1967.

To The Honorable, The Senate of the State of Washington.
(Through the Secretary of State).

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval as to one item, Senate Bill No. 328 entitled:

"An Act relating to municipal courts; authorizing changes of venue;"

This bill provides a much needed third department of the municipal court in Seattle. The two municipal judges now handle entirely different types of cases. One is in charge of the criminal department, and the other is in charge of traffic offenses and supervises the traffic violations bureau. The workload of both departments of this court is so heavy that its proper administration has been a matter of concern to many lawyers and judges, as well as to members of the legislature.

I believe that the legislature is properly concerned that the average citizen normally has his first, and perhaps his only, contact with our judicial system when he is charged with a traffic offense. These offenses are not to be treated lightly, for traffic violations are a principal cause of our mounting traffic death toll. In addition, the initial contact with the traffic court will to a large extent influence the citizen's respect for the law, which is one of the cornerstones of an orderly society.

In this bill the legislature has attempted to improve the administration of the traffic court by rotating the three judges so that each of them will handle traffic cases two-thirds of the time and criminal cases one-third of the time. The bill also provides for a change of venue of cases from one department of the court to the other.

I have no objection to the change of venue provisions; but based upon extensive discussions which members of my staff have had with judges and attorneys familiar with the operation of the municipal court, I believe the rotation plan might seriously disrupt the operations of the criminal department of the court and particularly its probation work.

Therefore, I have vetoed the portion of section 2 which provides:

"The municipal judges elected as hereinafter provided shall preside over the departments on a rotating basis with each judge to preside over each department for four months during each year. The scheduling of such rotation and the other details thereof shall be decided at the meetings of the judges as hereinafter provided for."

Despite my veto of the above provision, I believe that the motives of legislature in seeking to improve the operations of the municipal court are commendable, and that efforts to improve the court should continue. I recommend that the Judicial Council, which will now include additional legislators and a member of the Magistrates Association, make an intensive study of the municipal court system during the next two years. If further legislation is necessary to improve its operation, the Judicial Council should submit its recommendations to the 1969 Legislature.

Except for the item which I have vetoed, the remainder of Senate Bill No. 328 is approved.

Respectfully submitted,

DANIEL J. EVANS,
Governor.

On motion of Senator Greive, Senate Bill No. 328, together with the veto message of the Governor thereon, was transmitted to the Secretary of State.

STATE OF WASHINGTON
DEPARTMENT OF STATE

Certificate No. 10373.

I, A. Ludlow Kramer, Secretary of State of the State of Washington and custodian of its seal, hereby certify that according to the records on file in my office, the attached is a true and correct copy of Enrolled Senate Bill No. 320, as passed by the State Senate and the House of Representatives at the Regular Session of the 1967 Legislature, and partially vetoed by the Governor, together with his veto message attached thereto.

I further certify that said Enrolled Senate Bill No. 320, with the exception of the items which were vetoed, is now identified as Chapter 240, Laws of 1967.

In witness whereof I have signed and have affixed the seal of the State of Washington to this certificate at Olympia, the State Capitol, March 23, 1967.

A. Ludlow Kramer,
Secretary of State.

[The Seal of the State of Washington—1889]

State of Washington, Office of the Governor,
Olympia, March 21, 1967.

*To The Honorable, The Senate of the State of Washington.
(Through the Secretary of State).*

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to certain items, Senate Bill No. 320 entitled:

“An Act relating to agriculture; amending generally the agricultural laws of state.”

This bill embodies a substantial number of amendments to state laws relating to agriculture, and was introduced at the request of the state department of agriculture. I have no objections to the provisions of this bill, but for technical reasons I believe two sections should be vetoed.

I have vetoed section 31 because this section embodies the same amendment to RCW 15.50.020 which is also contained in House Bill 142 passed by the legislature and heretofore approved by me.

I have also vetoed section 36; because a number of words in the existing law not intended to be deleted from this section were inadvertently omitted when this bill was prepared. The omission of these words greatly changes the meaning of the section, and would cause the law to be amended in a manner not intended by the legislature. The director of agriculture agrees that it would be preferable to leave the law unchanged rather than to allow this section to become law in its present form.

With the exception of section 31 and section 36, which I have vetoed, the remainder of Senate Bill No. 320 is approved.

Respectfully submitted,

DANIEL J. EVANS,
Governor.

On motion of Senator Greive, Senate Bill No. 320 together with the veto message of the Governor thereon was ordered transmitted to the Secretary of State.

STATE OF WASHINGTON
DEPARTMENT OF STATE

Certificate No. 10375.

I, A. Ludlow Kramer, Secretary of State of the State of Washington and custodian of its seal, hereby certify that according to the records on file in my office, the attached is a true and correct copy of Enrolled Senate Bill No. 45, as passed by the State Senate and the House of Representatives at the Regular Session of the 1967 Legislature, and partially vetoed by the Governor, together with his veto message attached thereto.

I further certify that said Enrolled Senate Bill No. 45, with the exception of the items which were vetoed, is now identified as Chapter 239, Laws of 1967.

In witness whereof I have signed and have affixed the seal of the State of Washington to this certificate at Olympia, the State Capitol, March 23, 1967.

A. Ludlow Kramer,
Secretary of State.

[The Seal of the State of Washington—1889]

State of Washington, Office of the Governor,
Olympia, March 21, 1967.

To The Honorable, The Senate of the State of Washington.
(Through the Secretary of State).

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to three items, Senate Bill 45, entitled:

"An Act relating to state and local governments; providing for interlocal governmental cooperation on a state, local government, and federal basis; and providing an effective date."

This legislature has faced with responsibility the problems of rapid urbanization in the state. Utilizing the excellent work of the Legislative Council as a basis, the legislature has met the challenge which I gave in my State of the State Message "to assure that in Washington the cure is at least better than the illness and that as a government we can establish a design for urban living which will permit a maximum of individual freedom within the framework of responsible common action." I called at that time for "legislation which will both allow and encourage cooperative action between different classes of cities and between cities and counties, where the collective requirement exceeds the individual capacity." Senate Bill 45 does exactly that, and the legislature should be commended for its unanimous enactment.

The language of Section 13 was added by amendment on January 25, 1967. At that time, it was impossible to know that House Bill 78, establishing an office of community affairs division or the office of community affairs would also successively be enacted. Therefore, the language in three places in Section 13 provides that information be furnished either to the local affairs division or the office of community affairs. Senate Bill 45 will become law on July 1, 1967. On that same date, the local affairs division will no longer be in existence, its duties having been transferred to the office of community affairs. To avoid any confusion and ambiguity in the law, I believe all reference to the local affairs division should be deleted. I have therefore vetoed the reference to this division in the three places it appears in Section 13.

With the exception of these items, which I have vetoed, the remainder of the bill is approved.

Very truly yours,
DANIEL J. EVANS,
Governor.

On motion of Senator Greive, Senate Bill No. 45, together with the veto message of the Governor thereon, was ordered transmitted to the Secretary of State.

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

The Secretary read:

SENATE RESOLUTION
1967 EX - 59

By Senators Durkan, Twigg and Cooney:

Whereas, Many of our cities are faced with growing incidents of juvenile delinquency and crime; and

Whereas, A proper coordinated study throughout our various cities is needed to provide a solution and plan for coping with these problems; and

Whereas, Many cities are unable to engage in such studies due to a lack of personnel and facilities; and

Whereas, The interim municipal committee is the duly authorized legislative agency to study the problems of our cities and towns;

Now, Therefore, Be It Resolved, By the Senate, That the interim municipal committee is authorized and directed to conduct and coordinate a study of the problems of juvenile delinquency and crime in the various cities of the state where these problems have shown a marked increase; and

Be It Further Resolved, That the interim municipal committee shall report its findings together with its recommendations relating thereto to the forty-first session of the legislature.

On motion of Senator Durkan, the resolution was adopted.

RECONSIDERATION

On motion of Senator Ryder, the Senate reconsidered the vote by which Engrossed Senate Bill No. 255 as amended by the Free Conference Committee, failed to pass the senate.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 255 as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 26; nays, 22; excused, 1.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Dore, Faulk, Gissberg, Guess, Hallauer, Huntley, Knoblauch, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Ted), Pritchard, Redmon, Ryder, Stender, Uhlman, Washington, Williams—26.

Those voting nay were: Senators Chytil, Connor, Cooney, Donohue, Durkan, Foley, Freise, Greive, Hanna, Henry, Herr, Herrmann, Keefe, Kupka, McCutcheon, McMillan, Peterson (Lowell), Rasmussen, Sandison, Talley, Twigg, Woodall—22.

Excused: Senator Ridder—1.

Engrossed Senate Bill No. 255 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 255.

PROTEST

We, the undersigned Democratic members of the State Senate, while voting to raise the state sales tax from 4.2% to 4.5%, adhere to our position that a tax increase is unnecessary in a time of huge state surplus. It is also our opinion that the administration has underestimated revenue and by this tax increase will create still another surplus at the end of this biennium.

We protest the adamant position of the Governor in which he makes it clear that without a tax increase or crippling budget slash, this session cannot be brought to a close.

Confident that our position will be confirmed, we have voted for this tax, under protest, in order to bring the 1967 extraordinary session to a conclusion.

Respectfully,

(Signed) *Senators:*

Robert C. Bailey
 Wilbur G. Hallauer
 William A. Gissberg
 Reuben A. Knoblauch

Fred H. Dore
 Mike McCormack
 Frances Haddon Morgan
 Wes Uhlman
 August P. Mardesich

PROTEST

In addition to the above statement which I have signed with other members of the Democratic Party who voted against increasing the sales tax to 4.5%, I wish to state that my only reason for voting for this measure was that as a member of the Conference Committee I was obligated to vote for the recommendation which I signed. However, I signed the recommendation only because the Democratic Caucus chose not to make a party issue of increasing the sales tax and I was left with no alternative but to cooperate and bring this session to a close.

(Signed) *Senator Mike McCormack.*

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

On motion of Senator Greive, Senator Sandison was excused.

On motion of Senator Hanna, Senator Hallauer was excused.

Senators Greive, Ryder and McMillan demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate all members being present except Senators Hallauer, Ridder and Sandison, who were excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The Secretary read:

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 20, 1967.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 208, adopting budget and making appropriations for fiscal biennium ending June 30, 1969, have had the same under consideration, and we recommend that the attached substitute bill do pass.

AN ACT Adopting the budget; making appropriations for the operation of state agencies for the fiscal biennium beginning July 1, 1967, and ending June 30, 1969; making supplemental appropriations; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. That a budget is hereby adopted and subject to the provisions hereinafter set forth the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages and other expenses of the agencies and officers of the state and for other specified purposes for the fiscal biennium beginning July 1, 1967, and ending June 30, 1969, out of the several funds of the state hereinafter named.

STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution...	\$	918,962
General Fund Appropriation for public utility district excise tax distribution...	\$	7,038,720
General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution.....	\$	283,654
Liquor Excise Tax Fund Appropriation for Liquor excise tax distribution....	\$	11,252,000
Motor Vehicle Excise Fund Appropriation for motor vehicle excise tax distribution	\$	14,800,000
Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution	\$	94,674,421
Liquor Board Revolving Fund Appropriation for liquor profits distribution...\$		28,985,000

STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

Forest Reserve Fund Appropriation for forest reserve fund distribution.....	\$	13,196,363
General Fund Appropriation for federal flood control funds distribution.....	\$	18,800
General Fund Appropriation for federal grazing fees distribution.....	\$	13,661

STATE TREASURER—BOND RETIREMENT AND INTEREST

Highway Bond Retirement Fund Appropriation.....	\$	23,850,241
Public School Building Bond Redemption Fund of 1949 Appropriation.....	\$	5,102,420
Public Schools Building Bond Redemption Fund of 1955 (1965 Refunded) Appropriation	\$	4,497,076
Public Schools Building Bond Redemption Fund of 1957 Appropriation.....	\$	9,202,600
Public School Building Bond Redemption Fund of 1959 Appropriation.....	\$	4,670,282
Public School Building Bond Redemption Fund of 1961 Appropriation.....	\$	6,972,388
Public School Building Bond Redemption Fund of 1963 Appropriation.....	\$	8,097,260

Public School Building Bond Redemption Fund of 1965 Appropriation.....	\$ 2,697,550
University of Washington Bond Redemption Fund Appropriation.....	\$ 2,159,603
Washington State University Bond Retirement Fund Appropriation.....	\$ 809,594
Central Washington State College Bond Retirement Fund Appropriation.....	\$ 329,133
Eastern Washington State College Bond Retirement Fund Appropriation....	\$ 331,300
Western Washington State College Bond Retirement Fund Appropriation...\$	427,426
Institutional Building Bond Redemption Fund of 1949 Appropriation.....	\$ 2,550,720
Institutional Building Bond Redemption Fund of 1957 Appropriation.....	\$ 3,374,130
State Building Construction Bond Redemption Fund Appropriation.....	\$ 8,297,633
State Building and Higher Education Construction Bond Redemption Fund Appropriation	\$ 2,717,175
Juvenile Correctional Institution Building Bond Redemption Fund Approp- riation	\$ 607,960
General Administration Bond Retirement Fund Appropriation.....	\$ 720,189
War Veterans' Compensation Bond Retirement Fund Appropriation.....	\$ 8,940,832
World Fair Bond Redemption Fund Appropriation.....	\$ 1,480,000
Outdoor Recreational Bond Redemption Fund Appropriation.....	\$ 323,378

STATE LEGISLATURE

General Fund Appropriation	
Senate Expenses and salaries of members.....	\$ 339,064
House of Representatives Expenses and salaries of members.....	\$ 875,000
Joint Senate and House Expenses.....	\$ 55,000
Joint Committee on Education.....	\$ 134,883
Legislative Council	\$ 260,730
Legislative Budget Committee.....	\$ 265,987

General Fund Appropriation for legislative interim committees duly consti- tuted by the legislature: <i>Provided</i> , That expenditures for each committee shall not exceed the amounts designated herein as follows: Interim Fish- eries Committee, \$5,000; Interim Committee on Game and Game Fish, \$5,000; Joint Interim Committee on Facilities and Operations, \$35,000; Joint Committee on Nuclear Energy, \$30,000; Joint Committee on Governmental Cooperation, \$30,000; Interim Committee on Insurance, \$35,000; Senate Code of Ethics Board, \$5,000; House of Representatives Code of Ethics Board, \$5,000	\$ 150,000
Motor Vehicle Fund Appropriation Joint Committee on Highways.....	\$ 60,000

PERMANENT STATUTE LAW COMMITTEE

General Fund Appropriation: <i>Provided</i> , That legislators are to be provided upon request with a copy of the administrative code.....	\$ 302,553
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MUNICIPAL CODE COMMITTEE

Liquor Board Revolving Fund Appropriation, from monies otherwise al- locable to cities and towns pursuant to RCW 66.08.210: <i>Provided</i> , That any portion remaining unexpended on April 1, 1969 shall revert to the cities' and towns' share and shall be divided as provided in RCW 66.08.210	\$ 50,000
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TEMPORARY ADVISORY COUNCIL ON
PUBLIC HIGHER EDUCATION

General Fund Appropriation.....	\$ 100,000
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SUPREME COURT

General Fund Appropriation: <i>Provided</i> , That \$172,153 shall be available solely for appeal cost for indigents pursuant to chapter 10.01 RCW.....	\$ 1,498,205
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LAW LIBRARY

General Fund Appropriation.....	\$ 266,444
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COURT ADMINISTRATOR

General Fund Appropriation.....	\$ 138,997
General Fund Appropriation for Superior Court Judges' travel and con- ferences	\$ 6,000
General Fund Appropriation for Superior Court Judges.....	\$ 1,480,450
General Fund Appropriation	
Judges' Retirement Fund Contributions.....	\$ 204,800
Additional Judges' Retirement Fund Contributions in accordance with RCW 2.12.070	\$ 214,566

JUDICIAL COUNCIL

General Fund Appropriation.....	\$ 48,340
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OFFICE OF THE GOVERNOR

General Fund Appropriation

Executive Operations	\$ 542,043
Investigation and Emergency Purposes—to be distributed on vouchers approved by the Governor.....	\$ 16,000
Extradition Expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives when approved by the Governor (including prior claims).....	\$ 60,000
Mansion Maintenance	\$ 34,000
Office of Economic Opportunity.....	\$ 308,376
Office of Economic Opportunity, for support of Head start projects approved for Federal funds, not to exceed 10% of the cost of such projects and for administration, not to exceed \$25,000.....	\$ 750,000

SPECIAL APPROPRIATIONS TO THE GOVERNOR

General Fund Appropriation

Governor's Emergency, to be allocated for the carrying on of the critically necessary work of any agency: <i>Provided</i> , That \$350,000 may be allotted for surveys and installations by the Governor: <i>Provided</i> , That not to exceed \$400,000 may be allocated for payments of tort claims in accordance with RCW 4.92.160 and 4.92.170.....	\$ 2,000,000
For continuing salary adjustments made February 1, 1967, and for the purpose of fully implementing, effective January 1, 1968, the salary survey findings adopted by the State Personnel Board on December 7, 1966, and subsequent revisions thereto, and employee benefits, including classified and exempt positions, to be allotted to those agencies whose employees are all or in part within the present system of the State Personnel Board.....	\$ 28,382,789
Council of State Governments.....	\$ 26,500

LIEUTENANT GOVERNOR

General Fund Appropriation.....	\$ 44,158
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SECRETARY OF STATE

General Fund Appropriation: <i>Provided</i> , That \$450,000 shall be available only for initiative and referendum, voters' and candidates' pamphlet, and related legal and other advertising purposes.....	\$ 1,195,975
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STATE TREASURER

General Fund Appropriation.....	\$ 481,245
General Fund—Investment Reserve Account Appropriation.....	\$ 212,322

STATE AUDITOR

General Fund Appropriation	
State Auditor	\$ 1,301,983
Payment for supplies and services furnished in previous biennium.....	\$ 100,000
Criminal cost bills.....	\$ 18,000
Motor Vehicle Fund Appropriation.....	\$ 89,216

ATTORNEY GENERAL

General Fund Appropriation.....	\$ 1,282,033
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CENTRAL BUDGET AGENCY

General Fund Appropriation.....	\$ 1,467,208
General Fund Appropriation to carry out the provisions of RCW 79.44 relating to assessments against state-owned lands: <i>Provided</i> , That any expenditure from this appropriation on behalf of an agency which is financed by other than General Fund moneys shall be repaid to the General Fund from any balances in the fund or funds which finance such agency and no appropriation shall be necessary to effect such repayment	\$ 100,000
General Fund Appropriation to carry out the provisions of RCW 41.40.370 relating to employers' contributions to state employees' retirement.....	\$ 2,000

PLANNING AND COMMUNITY AFFAIRS AGENCY

General Fund Appropriation.....	\$ 3,210,909
Motor Vehicle Fund Appropriation to assist metropolitan municipal corporations to make the planning, engineering, financial and feasibility studies incident to the preparation of a comprehensive public transportation plan; it is the intent of the legislature, in providing for these	

studies, to promote future savings in the construction, reconstruction, repair and betterment of public highways, county roads, bridges, and city streets	\$	250,000
Motor Vehicle Excise Fund Appropriation.....	\$	82,400
CAPITOL COMMITTEE		
General Fund—Capitol Building Construction Account Appropriation.....	\$	10,000
BOARD AGAINST DISCRIMINATION		
General Fund Appropriation.....	\$	263,624
DEPARTMENT OF PERSONNEL		
Personnel Service Revolving Fund Appropriation.....	\$	1,700,799
STATE EMPLOYEES' RETIREMENT SYSTEM		
Retirement System Expense Fund Appropriation.....	\$	960,941
PUBLIC PENSION COMMISSION		
General Fund Appropriation: <i>Provided</i> , That \$70,000 shall be available solely to carry out the studies authorized in chapter 160, Laws of 1967 (SB 69): <i>Provided Further</i> , That the commission shall furnish a written summary of such studies to the forty-first legislature not later than November 15, 1968	\$	136,000
FINANCE COMMITTEE		
General Fund—Investment Reserve Account Appropriation.....	\$	105,154
Motor Vehicle Fund Appropriation.....	\$	36,600
General Fund—Public School Building Construction Account Appropriation.....	\$	33,580
General Fund—State Building and Higher Education Construction Account Appropriation	\$	32,875
General Fund—Outdoor Recreation Account Appropriation.....	\$	5,075
General Fund—Local Government Sewerage Construction and Improvement Account Appropriation	\$	25,000
General Fund—Common School Building Construction Account Appropriation	\$	22,000
DEPARTMENT OF REVENUE		
General Fund Appropriation: <i>Provided</i> , That funds received as reimbursements pursuant to chapter 84.41 RCW are hereby appropriated to the Department of Revenue in excess of this amount, and such funds as are contracted to be paid into the General Fund prior to June 30, 1969, may be allotted in advance of receipts: <i>Provided Further</i> , That \$100,000 shall be available solely for a management survey of assessors' office procedures and requirements to develop a manual and standards for improved organization and procedures.....	\$	8,788,723
TAX APPEALS BOARD		
General Fund Appropriation.....	\$	150,000
UNIFORM LAW COMMISSION		
General Fund Appropriation.....	\$	6,079
DEPARTMENT OF GENERAL ADMINISTRATION		
General Fund Appropriation.....	\$	5,017,249
DEPARTMENT OF INSTITUTIONS—HEADQUARTERS		
General Fund Appropriation.....	\$	10,331,998
General Fund—Transfer to Probation Service Account.....	\$	100,000
General Fund—Probation Service Account Appropriation for grants to counties for juvenile probation services.....	\$	100,000
General Fund Appropriation to carry out the provisions of RCW 72.33.800 through 72.33.820	\$	300,000
PRESIDENTIAL ELECTORS		
General Fund Appropriation.....	\$	500
INSURANCE COMMISSIONER		
General Fund Appropriation.....	\$	1,608,284
ACCOUNTANCY BOARD		
General Fund Appropriation.....	\$	106,877
AERONAUTICS COMMISSION		
(DEPARTMENT OF TRANSPORTATION)		
General Fund Appropriation.....	\$	58,500

General Fund—Aircraft Search and Rescue, Safety and Education Account Appropriation	\$ 90,000
General Fund—Aeronautics Account Appropriation.....	\$ 149,420
ATHLETIC COMMISSION	
General Fund Appropriation.....	\$ 22,000
CEMETERY BOARD	
General Fund—Cemetery Account Appropriation.....	\$ 13,600
HORSE RACING COMMISSION	
Racing Commission Fund Appropriation: <i>Provided</i> , That if there are more than 306 racing days during the 1967-1969 biennium, the governor is hereby authorized to allocate such additional funds as may be required.\$	715,000
BOARD OF INDUSTRIAL INSURANCE APPEALS	
Accident Fund Appropriation.....	\$ 737,420
Medical Aid Fund Appropriation.....	\$ 737,420
LIQUOR CONTROL BOARD	
Liquor Board Revolving Fund Appropriation.....	\$ 19,477,170
PHARMACY BOARD	
General Fund Appropriation.....	\$ 235,825
PUGET SOUND PILOTAGE COMMISSION	
General Fund—Puget Sound Pilotage Account Appropriation.....	\$ 7,000
POLLUTION CONTROL COMMISSION	
General Fund Appropriation.....	\$ 3,910,015
UTILITIES AND TRANSPORTATION COMMISSION	
Public Service Revolving Fund Appropriation.....	\$ 3,895,814
BOARD FOR VOLUNTEER FIREMEN	
Volunteer Firemen's Relief and Pension Fund Appropriation.....	\$ 34,090
DEPARTMENT OF CIVIL DEFENSE	
General Fund Appropriation: <i>Provided</i> , That \$22,850 shall be available solely to carry out the provisions of chapter 203, Laws of 1967 (HB 5).....	\$ 1,533,141
DEPARTMENT OF LABOR AND INDUSTRIES	
General Fund Appropriation.....	\$ 11,387,983
General Fund—Electrical License Account Appropriation.....	\$ 1,456,710
Accident Fund Appropriation.....	\$ 2,939,279
Medical Aid Fund Appropriation.....	\$ 8,349,492
MILITARY DEPARTMENT	
General Fund Appropriation.....	\$ 2,127,220
Armory Fund Appropriation.....	\$ 552,577
DEPARTMENT OF TRANSPORTATION	
General Fund Appropriation.....	\$ 300,000
DEPARTMENT OF MOTOR VEHICLES	
General Fund Appropriation: <i>Provided</i> , That \$14,200 shall be available solely for the processing of notary public commissions.....	\$ 1,284,825
General Fund Appropriation for the Medical Disciplinary Board.....	\$ 40,647
General Fund Appropriation for the Chiropractic Disciplinary Board.....	\$ 11,000
Motor Vehicle Fund Appropriation.....	\$ 8,727,462
Highway Safety Fund Appropriation.....	\$ 7,908,625
General Fund—Commercial Automobile Driver Training Schools Account Appropriation	\$ 3,340
General Fund—Park and Parkways Account Appropriation.....	\$ 50,000
General Fund—Marine Fuel Tax Refund Account Appropriation.....	\$ 50,000
General Fund—Optometry Account Appropriation.....	\$ 20,787
General Fund—Opticians' Account Appropriation.....	\$ 8,854
General Fund—Real Estate Commission Account Appropriation.....	\$ 883,586
General Fund—Architects' License Account Appropriation.....	\$ 74,265
General Fund—Professional Engineers' Account Appropriation.....	\$ 148,445
General Fund—Sanitarians' Licensing Account Appropriation.....	\$ 5,677
General Fund—Board of Psychological Examiners Appropriation.....	\$ 9,445
STATE PATROL	
General Fund Appropriation.....	\$ 55,000
Motor Vehicle Fund—State Patrol Highway Account Appropriation.....	\$ 24,110,929

VEHICLE EQUIPMENT SAFETY COMMISSION	
Motor Vehicle Fund—State Patrol Highway Account Appropriation.....	\$ 5,000
LAW ENFORCEMENT OFFICERS' TRAINING COMMISSION	
General Fund Appropriation.....	\$ 125,000
TRAFFIC SAFETY COMMISSION	
General Fund Appropriation: <i>Provided</i> , That not to exceed \$40,000 from state sources may be advanced in anticipation of receipt of federal funds: <i>Provided further</i> , That such advance shall be deducted from the initial allotment of federal funds to the state.....	\$ 2,879,363
BOARD OF PRISON TERMS AND PAROLES	
General Fund Appropriation.....	\$ 354,633
DEPARTMENT OF INSTITUTIONS— ADULT CORRECTIONAL INSTITUTIONS AND PROBATION AND PAROLE SERVICES	
General Fund Appropriation: <i>Provided</i> , That not more than \$2,363,639 may be allotted for Probation and Parole Services unless and to the extent that the workload exceeds the estimate contained in the budget: <i>Provided further</i> , That not more than \$19,590,141 may be allotted for adult correctional institutions unless and to the extent that the institutional population exceeds the estimate contained in the budget.....	\$ 21,953,780
DEPARTMENT OF INSTITUTIONS— JUVENILE REHABILITATION	
General Fund Appropriation.....	\$ 19,735,815
DEPARTMENT OF INSTITUTIONS—JUVENILE DELINQUENCY PREVENTION AND CONTROL	
General Fund Appropriation.....	\$ 1,029,763
VETERANS' REHABILITATION COUNCIL	
General Fund Appropriation.....	\$ 575,034
DEPARTMENT OF INSTITUTIONS—VETERANS' HOMES	
General Fund Appropriation.....	\$ 3,364,607
DEPARTMENT OF PUBLIC ASSISTANCE	
General Fund Appropriation: <i>Provided</i> , That \$47,940,899 shall be available exclusively for administration including salaries, wages and operations..	\$ 313,009,459
General Fund Appropriation to be used exclusively to provide assistance to aged individuals 65 and over in institutions for mental diseases, of which \$1,711,730 is the federal share and \$954,306 is the state share: <i>Provided</i> , That federal receipts in excess of those herein estimated may be received and allotted by the governor, but in the event that receipts shall be less than those estimated, the appropriation shall be reduced accordingly	\$ 2,666,036
<p>The Department of Public Assistance is hereby directed to administer the programs for which funds are herein appropriated in such a manner as to strictly comply with the existing statutes relating to public assistance, to adjust assistance payment if necessary, and to effect all economies possible in the administration of such programs during the 1967-69 biennium in order that expenditures for said biennium shall not exceed the funds herein appropriated: <i>Provided</i>, That payments to applicants or recipients from this appropriation shall not be increased due to increased costs of living unless funds are available: <i>Provided</i>, That the Department shall not pay increased rates for supplies or services unless it has been clearly determined that adequate funds are available to provide for the increased rates during the remainder of the biennium: <i>Provided</i>, That no payments of general assistance shall be made from this appropriation unless the applicant or recipient for general assistance has resided in the State of Washington for three out of the last four years immediately preceding the date of application: <i>Provided</i>, That the Director may make payments of emergency general assistance to an applicant or recipient notwithstanding the residence provision above for a period of not to exceed ninety days if a denial of assistance would cause undue hardship: <i>Provided</i>, That the amount paid from this appropriation to or on behalf of a recipient in a nursing home or a hospital for clothing and personal incidentals shall not exceed fifty</p>	

percent of the amount which would be paid to such recipient if he were living in his own home: *Provided*, That where a dependent child lives with his mother and a stepfather or an adult male person assuming the role of a spouse to the mother although not legally married to her, the amount of the grant shall be computed after consideration is given to the income and resources of the stepfather or such adult male person and the State Department of Public Assistance shall determine if the stepfather or such adult male person is able to support the child either wholly or in part; said determination shall be based upon a standard which takes into account the stepfather's or such adult male person's income, resources, and expenses under regulations set forth by the Department of Public Assistance; a natural father is not relieved of any legal obligation to support his children by the liability for their support imposed upon their stepfather or adult male person by this proviso: *Provided*, That all the various vendors shall be required to furnish adequate, documented evidence of the cost of providing their particular services, care or supplies, in the form, to the extent and at such times that the Department of Public Assistance may determine; the designated purpose of such information is the evaluation and justification of vendor rates in order to establish rates and fees that are substantiated by vendor costs; the decision of the Department of Public Assistance on such rates and fees shall be final: *Provided*, That no payments of public assistance shall be made under this appropriation to or on behalf of any person who qualifies for public assistance solely because of RCW 74.04.005, paragraph 12 E: *Provided*, That if any part of this act shall be found to be in conflict with Federal requirements which are a prescribed condition to the allocation of Federal funds to the State, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act. The rules and regulations under this act shall meet Federal requirements which are a necessary condition to the receipt of Federal funds by the State.

General Fund Appropriation for medical services and supplies not in excess of the unexpended balance of the 1965-1967 appropriation or allotment for this purpose.....	\$	300,000
DEPARTMENT OF INSTITUTIONS—SCHOOLS FOR THE SENSORY HANDICAPPED		
General Fund Appropriation.....	\$	3,549,240
WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION		
General Fund Appropriation.....	\$	45,000
COMPACT FOR EDUCATION		
General Fund Appropriation.....	\$	31,000
SUPERINTENDENT OF PUBLIC INSTRUCTION (Including Board of Education)		
General Fund Appropriations		
Office of the Superintendent of Public Instruction and Board of Education, including \$100,000 for the Pacific Science Center and \$125,000 for Handicapped Research.....	\$	2,561,831
To carry out the provisions of Public Law 85-864 (National Defense Education Act of 1958).....	\$	7,025,844
Education of Indian Children.....	\$	230,000
Assistance to Blind Students (RCW 28.76.130).....	\$	32,640
Grants to Teachers of the Handicapped.....	\$	200,000
School lunch and school milk programs.....	\$	7,700,000
Adult Basic Education.....	\$	500,000
Civil Defense Education.....	\$	100,000
Cerebral Palsy Center.....	\$	325,000
Allocation to Intermediate Districts and County Superintendents of Schools: <i>Provided</i> , That any county wherein the office of county superintendent has been abolished pursuant to RCW 28.19.190 shall receive an allotment from this appropriation commensurate with		

the amount said county would have received had the office of county superintendent not been abolished.....	\$	1,192,125
Elementary and Secondary Education Act of 1965.....	\$	42,233,428
Distribution to counties for school districts:		
Handicapped children—excess costs.....	\$	28,048,088
Adult Education	\$	1,281,264
State Institutions	\$	4,222,907
General Fund Appropriation for General Apportionment: <i>Provided</i>, That it is the intent of the legislature to provide salary improvements for all district personnel in average amounts of seven percent in 1967-68 and an additional five percent in 1968-69 over the average level for 1966-67, said 1966-67 level being exclusive of adjustments made pursuant to chapter 4, Laws of 1967, plus related OASI and retirement costs; the estimated cost of these improvements for the K-12 program being \$64,413,944, of which \$57,538,078 is contained in this appropriation for disbursement during 1967-69 and \$6,875,872 is to be appropriated by the Forty-First Legislature for disbursement in July and August, 1969, under the provisions of chapter 162, Laws of 1965, Extraordinary Session: <i>Provided</i>, That the Superintendent of Public Instruction shall distribute not to exceed \$1,500,000 so as to guarantee that no non-certificated employee receives a reduction in salary below the level established for him pursuant to chapter 4, Laws of 1967: <i>Provided</i>, That the weighting schedule to be used in computing the apportionment of funds for each district for 1967-69 shall be based on the following factors:		
1. Each full time student enrolled.....	1.0	
2. Each student, grades 7-12, an added.....	3	
3. Each full time student enrolled in an approved vocational class in grades 7 through 12, an added.....	1.0	
4. Each identified culturally disadvantaged child receiving an approved program, an added.....	.1	
5. A factor, established by the Superintendent of Public Instruction, designed to reimburse each district for costs resulting from staff education and experience greater than the minimums in the average salary schedule in use by Washington school districts.		
6. For school districts enrolling fewer than 250 students in grades 9-12 and for non-high districts which are judged remote and necessary by the State Board of Education and which enroll fewer than 100 students, weighting factors submitted by the Superintendent of Public Instruction to the Fortieth Legislature.		
<i>Provided</i> , That every district shall be entitled to receive an amount sufficient to guarantee one hundred percent of the total general fund revenue per enrolled pupil, excluding special levy revenue, which said district realized under the provisions of the state distribution formula during the school year 1966-67, for the following school years and upon the following conditions:		
(1) For school year 1967-68, if such district has voted a special levy of at least five mills for operation and maintenance purposes collectible in 1967; and a similar levy collectible in 1968; and		
(2) For school year 1968-69, if such district has satisfied the requirements of item (1) above and has in addition voted a special levy of at least five mills for operation and maintenance purposes collectible in 1969		
	\$	517,914,252
General Fund Appropriation to be distributed in accordance with chapter....., Laws of 1967, Extraordinary Session (HB 978).....	\$	42,100,000
General Fund Appropriation for a pilot study in summer school programs: <i>Provided</i> , That the Superintendent of Public Instruction shall allocate not to exceed said amount to the Seattle School District No. 1 for approved pilot summer school programs which in such Superintendent's judgment will provide an acceptable study designed to test the advisability of year around usage of school district buildings and facilities....	\$	230,000
General Fund—Driver Education Account Appropriation.....	\$	4,127,399
General Fund Appropriation of mobile home excise tax to be distributed in accordance with chapter....., Laws of 1967 Extraordinary Session, (SB 255)	\$	1,195,740

BOARD FOR COMMUNITY COLLEGES

General Fund Appropriations

For administrative expenses of the board.....	\$	300,000
For disbursement by Community Colleges:		
<i>Provided</i> , That such disbursements shall be in accordance with budgets approved by the State Board for Community Colleges and as allotted under chapter 43.88 RCW.....	\$	65,176,758

VOCATIONAL—TECHNICAL SCHOOLS

General Fund Appropriation for distribution to Vocational-Technical Schools: <i>Provided</i> , That the budget director shall divide this appropriation in two parts on or about May 15, 1967, the one part to be allotted to the Superintendent of public instruction for his distribution to those vocational-technical schools which elect to remain under the administrative jurisdiction of local common school districts and the other part to be allotted to the board for community colleges for its distribution to those vocational-technical schools which elect to become subject to the administrative jurisdiction of such board as a part of the comprehensive community college system created by Chapter 8, Laws of 1967, Extraordinary Session (SHB 548), such division to be predicated on the ratio which the full-time enrollment of each vocational-technical school bears to the total full-time enrollment of all vocational-technical schools.....	\$	7,836,768
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COORDINATING COUNCIL FOR OCCUPATIONAL EDUCATION

General Fund Appropriation.....	\$	28,281,130
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TEACHERS' RETIREMENT SYSTEM

Teachers' Retirement Fund Appropriation.....	\$	581,404
General Fund Appropriation		
Contribution to Teachers' Retirement Funds.....	\$	46,035,614

UNIVERSITY OF WASHINGTON

General Fund Appropriation.....	\$	107,966,585
Motor Vehicle Excise Fund Appropriation.....	\$	266,000
Accident Fund Appropriation.....	\$	250,000
Medical Aid Fund Appropriation.....	\$	250,000

WASHINGTON STATE UNIVERSITY

General Fund Appropriation.....	\$	55,591,746
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EASTERN WASHINGTON STATE COLLEGE

General Fund Appropriation.....	\$	12,033,202
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CENTRAL WASHINGTON STATE COLLEGE

General Fund Appropriation.....	\$	15,110,771
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WESTERN WASHINGTON STATE COLLEGE

General Fund Appropriation.....	\$	16,656,048
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FOURTH STATE COLLEGE

General Fund Appropriation.....	\$	500,000
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HIGHER EDUCATION FACILITIES COMMISSION

General Fund Appropriation: <i>Provided</i> , That not to exceed \$50,000 shall be from state sources.....	\$	100,315
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EDUCATIONAL TELEVISION COMMISSION

General Fund Appropriation.....	\$	2,175
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STATE LIBRARY

General Fund Appropriation.....	\$	4,922,818
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ARTS COMMISSION

General Fund Appropriation: <i>Provided</i> , That not to exceed \$71,840 shall be from state sources.....	\$	171,840
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WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation.....	\$	154,007
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EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation.....	\$	118,805
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STATE CAPITOL HISTORICAL ASSOCIATION

General Fund Appropriation.....	\$	88,837
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General Fund—State Capitol Historical Association Museum Account Appropriation	\$ 34,000
COUNTY ROAD ADMINISTRATION BOARD	
Motor Vehicle Fund Appropriation.....	\$ 78,000
DEPARTMENT OF HEALTH	
General Fund Appropriation: <i>Provided</i> , That \$250,000 shall be transferred by the liquor control board from its receipts into the general fund prior to July 1, 1968; <i>Provided further</i> , That not to exceed \$4,268,569 may be expended for tuberculosis hospitalization and control; <i>Provided further</i> , That it is the intent of the legislature that Firland Sanatorium be closed at the earliest practicable date, in accordance with chapter 54, Laws of 1967, (HB 476); <i>Provided further</i> , That not more than \$210,000 shall be used to pay for services in connection with the maintenance and operation of Artificial Kidney Centers upon the basis of appropriate contracts, including contracts with the Division of Vocational Rehabilitation, and vouchers for services.....	
	\$ 18,622,928
General Fund Appropriation for the treatment of alcoholism and for carrying out the purposes of RCW 70.96.085.....	\$ 889,500
DEPARTMENT OF INSTITUTIONS—MENTAL HOSPITALS	
General Fund Appropriation.....	\$ 34,222,242
DEPARTMENT OF INSTITUTIONS—SCHOOLS FOR THE MENTALLY RETARDED	
General Fund Appropriation.....	\$ 29,481,663
DEPARTMENT OF INSTITUTIONS OLYMPIC CENTER	
General Fund Appropriation: <i>Provided</i> , That at least 25 beds be made available for temporary residential and diagnostic care of the mentally retarded, beginning no later than July 1, 1968.....	
	\$ 1,508,958
INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION	
General Fund—Outdoor Recreation Account Appropriation: <i>Provided</i> , That additional funds may be received and allotted pursuant to Section 8 of this act when such additional funds are for other than the administrative expenses of the committee.....	
	\$ 272,016
PARKS AND RECREATION COMMISSION	
General Fund—Park and Parkways Account Appropriation.....	\$ 6,504,965
Motor Vehicle Fund Appropriation for maintenance of vehicular roads, highways and bridges within state parks.....	\$ 300,000
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT	
General Fund Appropriation.....	\$ 2,461,667
OCEANOGRAPHIC COMMISSION	
General Fund Appropriation.....	\$ 150,000
DEPARTMENT OF WATER RESOURCES	
General Fund Appropriation: <i>Provided</i> , That \$340,000 of this appropriation shall be available solely for studies of the impact of Columbia River diversion, water resources, and criteria for allocation of state funds for flood protection; <i>Provided further</i> , That an amount not to exceed \$709,425 may be used to carry out the provisions of chapter....., Laws of 1967, Extraordinary Session, (HB 222).....	
	\$ 3,300,617
General Fund—Reclamation Revolving Account Appropriation.....	\$ 366,655
General Fund—Weather Modification Board Revolving Account Appropriation	\$ 3,000
Basic Data Fund Appropriation.....	\$ 60,000
CANAL COMMISSION	
General Fund Appropriation.....	\$ 108,403
General Fund—Harbor Improvement Account Appropriation.....	\$ 20,000
DEPARTMENT OF FISHERIES	
General Fund Appropriation.....	\$ 9,997,513
General Fund—Lewis River Hatchery Account Appropriation.....	\$ 28,220
DEPARTMENT OF GAME	
Game Fund Appropriation: <i>Provided</i> , That not more than \$30,000 shall be expended for payment of game animal damages and expense.....	
	\$ 13,335,200

DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation.....	\$	9,017,294
General Fund—Contingency Forest Fire Suppression Account Appropriation.....	\$	449,986
General Fund—Forest Development Account Appropriation.....	\$	976,211
General Fund—Resource Management Cost Account Appropriation.....	\$	10,650,742

DEPARTMENT OF AGRICULTURE

General Fund Appropriation.....	\$	3,194,505
General Fund—Commercial Feed Account Appropriation.....	\$	185,814
General Fund—Commission Merchants' Account Appropriation.....	\$	139,860
General Fund—Egg Inspection Account Appropriation.....	\$	221,577
General Fund—Feed and Fertilizer Account Appropriation.....	\$	11,384
General Fund—Fertilizer, Agricultural Mineral and Lime Account Appropriation.....	\$	115,073
General Fund—Nursery Inspection Account Appropriation.....	\$	117,248
General Fund—Seed Inspection Account Appropriation.....	\$	258,339
Grain and Hay Inspection Fund Appropriation.....	\$	2,758,860

EMPLOYMENT SECURITY DEPARTMENT

General Fund Appropriation.....	\$	96,993
Unemployment Compensation Administration Fund.....	\$	26,769,359
Administrative Contingency Fund.....	\$	100,000

NEW SECTION. Sec. 2. The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated out of the several funds indicated, for the period from the effective date of this act to June 30, 1969, except as otherwise provided.

SPECIAL APPROPRIATION TO THE GOVERNOR

General Fund Appropriation for travel and incidental expenses of designated representatives to May 1967 meeting of Compact for Education.....	\$	2,500
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COURT ADMINISTRATOR

General Fund Appropriation for Superior Court Judges to be expended for OASI contributions due in excess of previous estimates for the period ending June 30, 1967.....	\$	6,400
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LEGISLATIVE COUNCIL

General Fund Appropriation: <i>Provided</i> , That \$15,000 shall be available solely for expenses resulting from the appointment of special members to the Council: <i>Provided</i> , That \$10,000 shall be available solely for the preparation of a legislative code of ethics.....	\$	25,000
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ATTORNEY GENERAL

General Fund Appropriation to carry out additional duties imposed by the provisions of chapter 8, Laws of 1967, Extraordinary Session.....	\$	20,000
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STADIUM COMMISSION

General Fund Appropriation.....	\$	25,000
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BOARD FOR COMMUNITY COLLEGES

General Fund Appropriation.....	\$	15,000
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BELETED CLAIMS

To reimburse General Fund for Expenditures from Appropriation for Beleted Claims to be disbursed on vouchers approved by the State Auditor:

GENERAL FUND—Architects License Account Appropriation.....	\$	222.50
GENERAL FUND—Commercial Feed Account Appropriation.....	\$	5.82
GENERAL FUND—Commission Merchants Account Appropriation.....	\$	85.26
GENERAL FUND—Contingency Forest Fire Suppression Account Appropriation.....	\$	1,799.25
GENERAL FUND—Egg Inspection Account Appropriation.....	\$	46.44
GENERAL FUND—Fertilizer, Agricultural, Mineral and Lime Account Appropriation.....	\$	13.43
GENERAL FUND—Nursery Inspection Account Appropriation.....	\$	36.03
GENERAL FUND—Parks and Parkways Account Appropriation.....	\$	3,507.24
GENERAL FUND—Real Estate Commission Account Appropriation.....	\$	26.00
GENERAL FUND—Reclamation Revolving Account Appropriation.....	\$	940.62
GENERAL FUND—Seed Account Appropriation.....	\$	22.58
GENERAL FUND—C.E.P. and R.I. Account Appropriation.....	\$	6.32
GENERAL FUND—State Capitol Vehicle Parking Account Appropriation..	\$	7.98

GENERAL FUND—Driver Education Account Appropriation.....	\$ 53,519.16
GENERAL FUND—State Building Construction Account Appropriation....	\$ 3,032.16
AUTHORITY REVOLVING FUND—Appropriation.....	\$ 83.63
GAME FUND—Appropriation.....	\$ 12,191.25
GRAIN AND HAY INSPECTION FUND—Appropriation.....	\$ 134.29
HIGHWAY SAFETY FUND—Appropriation.....	\$ 740.77
MOTOR VEHICLE FUND—Appropriation.....	\$ 3,386.39
STATE PATROL HIGHWAY ACCOUNT FUND—Appropriation.....	\$ 12,750.35
PUBLIC SERVICE REVOLVING FUND—Appropriation.....	\$ 386.07
FOREST ASSESSMENT FUND—Appropriation.....	\$ 102.42
STATE FORESTRY NURSERY FUND—Appropriation.....	\$ 520.66
ACCIDENT FUND—Appropriation.....	\$ 847.28
MEDICAL AID FUND—Appropriation.....	\$ 73.63

REFUNDS

General Fund Appropriation for refunds, to be disbursed on vouchers approved by the State Auditor, as follows:

MRS. AXEL KROGSTAD, refund for purse seine license and gill net license.	\$ 180.00
LESTER STRITMATTER, attorney for Melvin Butterfield, Defendant, refund of bail.....	\$ 123.25
Sundry Claims for refund of Commercial Clam Digging Licenses:	
CARL BRUMLEY	\$ 5.00
JERRY HOUSE	\$ 5.00
HENRY NIEMI	\$ 5.00
LEWIS GREENMAN	\$ 5.00
VIVIAN GREENMAN	\$ 5.00
FRED ELLCEY	\$ 5.00

SUNDRY CLAIMS

General Fund Appropriation for relief of various individuals, firms and corporations for sundry reasons to be disbursed on vouchers approved by the State Auditor as follows:

G. W. MUTCHLER in full settlement for medical costs for injuries sustained by his daughter, MARGO MUTCHLER.....	\$ 34.82
BENJAMIN F. MONK for services rendered to welfare patients for October, 1966	\$ 282.00
MARVIN E. LINDBERG in full settlement for injuries sustained at Washington State University on February 6, 1962.....	\$ 3,000.00
G. F. LUGER for services rendered to welfare patients, for August, September, October, and November, 1966.....	\$ 1,105.80
EUGENE C. BOND for services rendered to welfare patients, for August, September, October, and November, 1966.....	\$ 16,214.00
J. W. WALLEN for services rendered to welfare patients for September, 1966	\$ 127.50
WILLIAM V. KING for services rendered to welfare patients for August and September, 1966.....	\$ 272.50
RICHARD X. MAGUIRE for services rendered to welfare patients for December, 1966	\$ 282.25
DEACONESS HOSPITAL, Spokane, in full settlement for services rendered to welfare patients for October and November, 1962.....	\$ 1,866.40
FATHER JEROME L. TONAR to reimburse for travel, while a member of State Board Against Discrimination.....	\$ 400.00
FORT WRIGHT COLLEGE for water furnished to Washington National Guard installation	\$ 190.89
OMA COOK in full settlement for loss of personal property caused by patients at Western State Hospital.....	\$ 48.32
DONALD DOMAN, JR., in full settlement for loss of personal property caused by patients at Western State Hospital.....	\$ 19.22
VIGGO THOMSEN in full settlement for loss of personal property caused by inmates of Washougal Honor Camp.....	\$ 113.07
JAMES MANZELLA in full settlement for loss of personal property caused by a student at Maple Lane School.....	\$ 20.80
STANLEY O. SHENEFLT in full settlement for loss of personal property caused by patient at Western State Hospital.....	\$ 2.06
ROBERT STORER in full settlement for damage caused by an inmate from Spruce Canyon	\$ 361.99

JUNIOR A. PELHAM in full settlement for damage caused by inmates from Fort Worden.....	\$	225.00
EDWARD F. RILEY, Retirement Pay.....	\$	640.00
YAKIMA VALLEY MEMORIAL HOSPITAL for services rendered to mentally ill	\$	1,452.00
KING COUNTY HOSPITAL for services rendered to mentally ill.....	\$	9,493.28
SYBIL FOSTER for refund of moneys paid into Judges' Retirement Fund by Harry E. Foster, deceased, as full settlement.....	\$	1,488.99
JOE SHABAZ for full settlement of damages caused while in the performance of duty in the Washington State Senate.....	\$	135.00
A. BURALLI in full settlement for loss of business income.....	\$	25,000.00
General Fund Appropriation for reimbursement of travel expense while serving with the Washington Air National Guard for the following individuals:		
MICHAEL D. GRAVES.....	\$	95.95
BENJAMIN H. SEBASTIAN.....	\$	95.95
ELDON E. DAVIS.....	\$	95.95
FRANCIS G. GRAY.....	\$	95.95
THEODORE H. MCINTYRE.....	\$	95.95
HOLLIS R. BUSEY.....	\$	91.95
RICHARD G. WALES.....	\$	91.95
JOHN C. EPLER.....	\$	91.95
GEORGE W. MAYBAY.....	\$	91.95
General Fund Appropriation for reimbursement of travel while serving on legislative interim committee:		
Mrs. ALICE VINCENT.....	\$	4.25
J. DAVID ANDREWS.....	\$	37.00
CHARLES F. WARNER.....	\$	37.00
DAVID E. WILLIAMS.....	\$	25.00
JOHN H. HALE.....	\$	25.00
JACK L. CHRISTENSON.....	\$	25.00
General Fund Appropriation to the Department of Public Assistance and to be paid by the Department of Public Assistance to various hospitals in full settlement of services rendered to welfare patients for periods 7/1/65 to 2/28/66 and 7/1/66 to 11/30/66, and to be paid on vouchers approved by the Department of Public Assistance....	\$	269,816.99
Motor Vehicle Fund Appropriation for relief of various individuals and corporations to be disbursed on vouchers approved by the State Auditor as follows:		
DONALD DRAKE to reimburse for damages incurred in the performance of duty	\$	1,430.00
FLOYD M. MULLIGAN in full settlement for damages to automobile on July 15, 1966.....	\$	170.00
RALPH SHERRILL in full settlement of damages sustained on State Highway	\$	42.90
UNION PACIFIC RAILROAD in full settlement of services rendered to State Highway Department prior to 1961.....	\$	19,538.77
NORTHERN PACIFIC RAILROAD in full settlement of services rendered to State Highway Department prior to 1961.....	\$	21,038.79
GREAT NORTHERN RAILROAD in full settlement of services rendered to State Highway Department prior to 1961.....	\$	2,584.13
CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD in full settlement for services rendered to State Highway Department prior to 1961..	\$	1,214.43
JOE GILCHRIST for refund of Gasoline Tax.....	\$	40.35
Motor Vehicle Excise Fund Appropriation for refunds to be disbursed on vouchers approved by the State Auditor as follows:		
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, transfer of funds to the Public Service Revolving Fund for reimbursement for costs incurred in collecting excise tax in accordance with chapter 152, Laws of 1945.....	\$	1,058.99
Game Fund Appropriation to be disbursed on vouchers approved by the State Auditor:		
EANRIE T. GUGLIEMELLI in full settlement for damage caused by wildlife	\$	500.00

CRIMINAL COSTS

General Fund Appropriation reimbursing counties for various cost bills in felony cases:

TREASURER, King County.....	\$ 12,165.95
TREASURER, Pierce County.....	\$ 1,042.90
TREASURER, Spokane County.....	\$ 312.75

TRANSFER

General Fund Appropriation to General Fund—Tort Claims Account (*Fosbre v. State of Washington*, Supreme Court No. 38555).....\$ 157,443.30

NEW SECTION. Sec. 3. There is hereby appropriated from the general fund the sum of \$25,000,000 for distribution to counties, cities, and towns, as follows: *Provided*, That population data employed in such distribution shall be determined by the State Planning and Community Affairs Agency:

(1) The state treasurer shall distribute to the counties in four equal quarterly payments on the last day of September, December, March, and June of the fiscal year 1967-68 the sum of \$1,000,000 in accordance with the following formula: to each county according to the proportion which its population bears to the total population of all counties in the state.

(2) The state treasurer shall distribute to the counties in four quarterly payments on the last day of September, December, March, and June of fiscal year 1968-69 so much of the sum of \$2,000,000 as shall be sufficient to meet the requirements of the following factors: *Provided*, That any sum remaining from such \$2,000,000 shall be added to the sum available for distribution provided in subsection (3) of this section:

(a) The state treasurer shall determine the amount which would be distributed to each county if distributed in the proportion which its population bears to the total population of all counties in the state;

(b) The department of revenue shall certify to the state treasurer each county whose assessed valuation on taxable property is not less than twenty-three percent of true and fair value as determined by the then current indicated ratio of the department of revenue;

(c) The state treasurer shall distribute funds under this subsection (2) in accordance with the determination of paragraph (a) only to those counties certified as provided in paragraph (b).

(3) The state treasurer shall distribute to the cities and towns in four equal quarterly payments on the last day of September, December, March, and June of fiscal year 1967-68 the sum of \$11,000,000, and in four equal quarterly payments on the last day of September, December, March, and June of fiscal year 1968-69 the sum of \$11,000,000 plus any sum remaining from the amount authorized to be distributed to counties under subsection (2) of this section, in accordance with the following factors:

(a) One-fourth to all cities and towns;

(b) One-fourth to cities of 20,000 or more population;

(c) One-fourth to cities and towns maintaining police departments of five or more full time equivalent positions for fully paid persons engaged in police work, exclusive of any clerical positions;

(d) One-fourth to cities and towns maintaining fire departments of five or more full time equivalent positions for fully paid persons engaged in fire fighting, exclusive of any clerical personnel.

Each city or town shall share in the amount distributed under each factor in the proportion which its population bears to the total population of all cities and/or towns receiving funds under that factor. The state treasurer shall determine eligibility as to police and fire departments by reference to the approved and adopted municipal budgets which shall be submitted to him at such time and in such manner as he may prescribe.

NEW SECTION. Sec. 4. (1) There is appropriated to the state treasurer from the general fund the sum of \$4,180,000, to be distributed to the King County Board of Commissioners in the manner provided herein for the continuing operation of King County Hospital as a teaching resource for the University of Washington: *Provided*, That no portion of such appropriation may be expended except pursuant to the terms of a management contract entered into between the Board of Trustees of King County Hospital and the Board of Regents of the University of Washington with respect to the said hospital, approved by the King County Board of Commissioners and the state budget director, and providing, among other things, as follows: That major hospital institutional policies, title to all real and personal properties, and ultimate fiscal and program controls are to remain vested in the Board of Trustees of King County

Hospital, subject to the terms of such contract; that the Board of Regents of the University of Washington shall be responsible for providing for the rendering of all medical services in the hospital; that overall management of the hospital shall be under the direction of the Board of Regents of the University of Washington through a hospital administrator who will be appointed by the Board of Regents subject to approval of the Board of Trustees of the hospital; that all non-medical personnel except senior administrative staff shall be employees of King County Hospital; and that the management controls to be delegated by contract to the Board of Regents of the University of Washington and executed through the Hospital Administrator shall include:

1. The preparation and execution of an overall operating budget including estimated revenues and expenditures;
2. The provision of budgetary controls over operational expenditures;
3. The provision of cost finding, cost accounting, and management information systems and procedures;
4. The provision of procedures and controls for patient accounting, billing, and collections; and
5. The appointment, promotion, termination, transfer, and training of all hospital personnel.

The budget director shall notify the state treasurer of the execution and approval of such contract and thereafter the appropriation hereby made to the state treasurer shall be distributed to the Board of King County Commissioners in eight equal installments, commencing on the 1st day of July, 1967, and on the 1st day of each succeeding quarter of each year of the biennium thereafter; and *Provided further*, That the Board of Regents of the University of Washington shall, on or before January 1, 1969, submit to the Legislature of the State of Washington a report of the operations of King County Hospital under the provisions of this section, which report shall include the recommendations of the Regents for the management and financing of King County Hospital during the fiscal biennium ending June 30, 1971, and future biennia.

(2) Income received by all county hospitals from patients after July 1, 1967, for services rendered prior to that date shall be considered as available to the county hospitals for the current 1967-69 cost of the operation of the hospitals.

NEW SECTION. Sec. 5. There is hereby appropriated from the General Fund the sum of \$10,000,000, or so much thereof as may be necessary for allocation to state agencies, departments and institutions to meet any catastrophe, disaster or unforeseen or unanticipated condition or circumstance or abnormal change of condition or circumstance affecting the functions of the state agency, department or institution: *Provided*, That no expenditure shall be made herefrom except such as shall be certified by the Governor as meeting the requirements hereof and has been approved by a sixty percent majority each of the Legislative Budget Committee and the Legislative Council.

NEW SECTION. Sec. 6. The word "agency" used herein shall mean and include every state government office, officer, each institution, whether educational, correctional, or other, and every department, division, board and commission, except as otherwise provided in this act.

The phrase "agencies headed by elective officials" used herein shall mean those executive offices or departments of the state which are directly supervised, administered, or controlled by the Governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it shall not include those boards, commissions, or committees on which one or more of the above-named elected officials serve.

NEW SECTION. Sec. 7. In order to carry out the provisions of these appropriations and the state budget, the budget director, with the approval of the governor, may:

(1) Allot all or any portion of the funds herein appropriated, or included in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: *Provided*, That the budget director shall not alter allotment requests filed with him, nor shall he place in reserve any funds, for the following: Agencies headed by elective officials; University of Washington; Washington State University; Central Washington State College; Eastern Washington State College; Western Washington State College; Washington State Apple Advertising Commission; Washington State Fruit Commission; Washington Dairy Products Commission or any agricultural commodity commission created under the provisions of chapter 15.66 RCW; the legislative branch of state government including the legislative council, the legislative budget committee, the statute law committee, and any legislative interim committee; or the judicial branch of state government: *Provided, however*, That the aggregate of allotments for any

agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved allotments or to incur a deficiency and any obligation so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959, shall prevent revision of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues.

(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds.

(3) Prescribe procedures and forms to carry out the above.

(4) Allot funds from appropriations in this act in advance of July 1, 1967; for the sole purpose of authorizing agencies to order goods, supplies or services for delivery after July 1, 1967: *Provided*, That no expenditures may be made from the appropriations contained in section 1 until after July 1, 1967.

NEW SECTION. Sec. 8. Except as otherwise provided in this act, any receipts from federal or other sources or from gifts or grants in excess of those estimated in the budget may be received and allotted by the governor but in the event that receipts shall be less than those estimated in the budget from any source the appropriation shall be limited to the amount actually received and allotments made as provided in section 4. Whenever possible, the receipt of federal or other funds which are not anticipated by the governor's budget or the legislature shall be used to support regular programs instead of using appropriated funds.

NEW SECTION. Sec. 9. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

NEW SECTION. Sec. 10. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys, the budget director may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriation shall be necessary to effect such repayment.

NEW SECTION. Sec. 11. In addition to the amounts appropriated in this act for revenue for distribution and bond retirement and interest, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

NEW SECTION. Sec. 12. Amounts received by an agency as reimbursements pursuant to RCW 43.09.210 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the budget director which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed. Such services may include, but shall not be limited to, a messenger service and data processing service bureau in the Department of General Administration and further centralized payroll and vendor payment processing in the Central Budget Agency.

NEW SECTION. Sec. 13. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Senate Members:

Martin J. Durkan
Fred H. Dore
Arlie U. DeJarnatt

House Members:

Robert F. Goldsworthy
Gerald L. Saling
Marshall A. Neill

It was moved by Senator Durkan that the report of the Free Conference Committee on Engrossed House Bill No. 208 be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, would Senator Dore yield?"

The President:

"Would Senator Dore yield to a question?"

Senator Dore:

"No."

Senator Woodall:

"Would Senator Durkan yield to a question?"

The President:

"Would Senator Durkan yield?"

Senator Durkan:

"Yes, I'll yield, Mr. President."

Senator Woodall:

"Senator Durkan, you were not the chairman of the Small Claims Committee. I would prefer to address my remarks to him. I notice in 1963, when I was a member of the Small Claims Committee, we had up for our consideration whether or not to pay back to a Mrs. Foster, widow of Harry Ellsworth Foster, certain moneys that had been paid into the judges' retirement, which by law she was not entitled to have, but after considerable hearings, the committee decided as a compromise matter to give that lady the sum of \$2,977.98, reading now from the Session Laws of 1963, which I understood to be a compromise with this lady. I now find that this time we are giving the same lady \$1,488.99. Now it would seem to me that when you compromise a matter once, that should be it. I further understand that this matter was not approved by the claims committee, but that we do, nevertheless, have it pop up in this particular small claims, and I would like to know why and on what theory, once a claim is given in full settlement in 1963, we come back in 1967 with an additional sum of money?"

Senator Durkan:

"Mr. President, in reply, after the small claims committee had met, and they also met on this, Senator, there were other claims that were brought into the conference committee and a policy decision was made to include the claims bill within the major appropriation bill, whether that's right or wrong. But in answer to your question, she came back in and asked for it because, as you say, she asked for further redress beyond what she got in the last session of the legislature. Whether it was a wise decision on the part of the members of the committee or not, we did award her this claim. Now it isn't without precedent. There are those who have come in from time to time when they haven't received the full amount in preceding sessions and have asked for it in the next session.

"Now I was one of the members who reviewed this claim and agreed to this amount. I was on the conference committee."

Senator Woodall:

"One further question: I notice also an allowance of some \$25,000 to a Mr. Buralli for some loss of business. It is further my information that this particular claim was taken up by the small claims committee, turned down, and that it suddenly pops into this appropriation bill, is that correct?"

Senator Durkan:

"That's correct. Mr. Buralli did come and present his brief to the small claims committee along with the supporting data and it was included in the conference report and it was agreed to by all six members; and, incidentally, Senator, I was one of them who believed that the gentleman should have received more than he did. I think that there was a serious damage done to his business; and, the issue was raised by Senator Uhlman—and he is probably correct on it—that this is not a proper element of damages as he sees the law.

"As I understand the small claims committee and as I understand this portion of the law, that sometimes this is exactly what it is for—where the law has either by the statute of limitations expired, or where they cannot get redress from any other source than the legislature which is sovereign, this is the reason why this was included."

Senator Woodall:

"Senator Durkan, you now recall when we used to have a supplemental budget and then you could attack item by item. This new policy of throwing it all into one, of course, makes it so a person must take all or none, and lends some merit to the charges of Senator Lennart when he says that it makes a six man super legislature. You can have your small claims committee meet, they can hear testimony, they can turn it down, and then it automatically gets put back in by a conference committee which was supposed to be conferring on the differences between the two bodies, not conferring on an item that the small claims committee turned down."

Senator Durkan:

"Senator, in answer to your question, I would be the first to agree, and I also agree with Senator Lennart, that the small claims should be a separate bill and that the supplemental should be separate and in the next session, whoever should have the Committee on Ways and Means, I hope that is what they will do. Both the Republicans and Democrats agreed that this was the way to do it this time, and this was the result. It isn't everything that all of us would like to have seen, but it's the best we could do."

Senator Woodall:

"Will you yield as to some other questions on the budget generally?"

Senator Durkan:

"Yes, I shall."

Senator Woodall:

"How much is this budget up on welfare over the last one that we had two years ago?"

Senator Durkan:

"In the previous biennium, we appropriated approximately \$257 million for public welfare and in this biennium it will be somewhere in the neighborhood of \$320 million. This is the amount that was requested in the Governor's budget. It's approximately \$6.2 million more than the Governor requested, and that's made up of two items. One is the day care for children from the ages of one through six, in which the Governor requested that foster parents be paid \$50.00 a month, and the Senate version put that up to \$59.00 a month and the other large item which is reflected in the budget is a \$3 million additional appropriation for nursing homes to bring them up to current costs."

Senator Woodall:

"General Assistance is up over two and a half million, is that correct?"

Senator Durkan:

"Yes."

Senator Woodall:

"And that's state money only?"

Senator Durkan:

"Yes."

Senator Woodall:

"Is the present war economy such that the load of general assistance is greater, that more people are on general assistance than were before we got into the war?"

Senator Durkan:

"In answer to your question, Senator Woodall, in the state of Washington, the total people which are serviced by the public assistance department are approximately 140,000 and that has fluctuated from a low of 130,000 for the last six years to a high of 140,000 and that includes children. There are presently about 120,000 adult welfare recipients."

Senator Woodall:

"So the two programs, general assistance and aid to dependent children, state money only, represents an increase of some \$18 million over the last biennium?"

Senator Durkan:

"The A.D.C. employables, yes, that's correct."

Senator Woodall:

"A.D.C. employables?"

Senator Durkan:

"That's one of the categories where the families have adult parents who have drifted away from the home and who are not now available to be employed to support their children."

Senator Woodall:

"One more question:

"The general fund portion of the budget according to the figures I have received from Mr. Clabaugh of the Legislative Budget Committee represents an increase over the last biennium of 45%. Do you agree with that figure?"

Senator Durkan:

"In the public assistance?"

Senator Woodall:

"No, in all general fund money."

Senator Durkan:

"In all general fund moneys, it's a little better than that, but that's close. It's about 47.2%."

Senator Woodall:

"47.2% that we are spending more than we did in the last biennium?"

Senator Durkan:

"Yes."

Debate ensued.

POINTS OF INQUIRY

Senator Metcalf:

"Mr. President, would Senator Durkan yield to another question?"

"Senator Durkan, as we were passing the arts commission bill I asked you about the financial impact of that bill, specifically, and you said it was around \$5,000. I see now on page twenty-two of the budget that the state money shall not exceed \$71,840. I commented at the time that I thought if the state was going into the field of subsidizing the arts, I would like to ask you what is the problem. Now what was the cause of this?"

Senator Durkan:

"Senator Metcalf, I didn't say \$5,000. I said that the Senate version which I had offered struck everything except \$5,000. The amount that you see in this now is what the Governor requested, and the Republican conferees held to that and that is what we gave them."

Further debate ensued.

Senator Atwood:

"Mr. President, would Senator Durkan yield?"

Senator Durkan:

"Senator Durkan, I notice in the budget this time we have the horse racing commission appropriation. I was wondering, did the central budget agency present a budget to you in the conference committee on this item?"

Senator Durkan:

"The amount that is in the budget was given to me by Jim Ryan from Central Budget Agency and this is the amount that is appropriated. We have an attorney general's opinion that the horse racing commission is under the budget and accounting act and they cannot expend any more funds than have been appropriated in this bill."

Senator Atwood:

"Senator Durkan, on page eighteen of this budget document you have written in a mandate regarding teachers' salaries. For the record so that there will be no misunderstanding when we get home, these raises that are mandated more or less do include the increments, is that right, or what is the explanation?"

Senator Durkan:

"Including increments, yes."

Senator Atwood:

"Finally, on the \$22 million for the cities, we asked you this question when the Senate version was passed here and so that there will be no misunderstanding by the police and firemen of the cities that that money is for general fund use and is not an earmarked situation, so there is no misunderstanding—some of the people are saying one-fourth of all the money that the cities get must go to the police and fire departments."

Senator Durkan:

"The \$4 million is merely for distribution, not for destination."

Debate ensued.

Senator Canfield:

"Mr. President, would Senator Dore yield to a question?"

"Senator Dore, Senator Woodall asked a question and I wanted to be sure I heard it correctly. What is the increase in the general fund in this proposed budget over the current biennium—general fund money only, in percentages please?"

Senator Dore:

"The total general fund money in the present budget is \$1,681,658,000 and the general fund money two years ago was \$1,193,774,000 or a difference of \$487,000,000 more than two years ago or an increase of some 35% in general fund money."

The motion was carried and the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 208 as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 41; nays, 6; excused, 2.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Hanna, Henry, Herr, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Ryder, Sandison, Stender, Uhlman, Washington, Williams—41.

Those voting nay were: Senators Guess, Lennart, Redmon, Talley, Twigg, Woodall—6.

Excused: Senators Hallauer, Ridder—2.

Engrossed House Bill No. 208 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Woodall, the rules were suspended to permit members to mail a protest regarding Engrossed House Bill No. 208 to the Secretary of the Senate for incorporation in the record.

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 7:00 p.m., on motion of Senator Greive, the Senate recessed until 8:30 p.m.

EVENING SESSION

The President called the Senate to order at 8:30 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 10:00 p.m.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 255, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 122, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 207, and has passed the bill as amended by the Free Conference Committee.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of Senate Concurrent Resolution No. 15, the Speaker has appointed as members of the Temporary Advisory Council on Higher Education: Representatives King, Kirk, Lynch, Marsh and Smythe.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of Senate Bill No. 49, the Speaker has appointed as members of the Oceanographic Commission of Washington: Representatives Eldridge, Gorton and Kink.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of House Bill No. 387, the Speaker has appointed as members of the World Fair Commission: Representatives Bluechel, Ceccarelli and Eldridge, ex-officio.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of RCW 43.57.010, the Speaker has appointed as members of the Columbia Interstate Compact: Representatives Haussler and Newhouse.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of House Concurrent Resolution No. 53, the Speaker has appointed as members of the Interim Committee on Fisheries: Representatives Hawley, Jastad, Veroske, Taylor and Wanamaker.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of RCW 41.52.010 the Speaker has appointed as members of the State Public Pension Commission: Representatives Bagnariol, Elicker, Humiston, Kopet and Sheridan.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of House Bill No. 150, the Speaker has appointed as members of the Site Selection Commission: Representatives Kirk, Lynch and Rosellini.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of House Concurrent Resolution No. 44, the Speaker has appointed as members of the Municipal Committee: Representatives Brazler, Walgren.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of Senate Concurrent Resolution No. 4, the Speaker has appointed as members of the Interim Committee on Insurance: Representatives Anderson, Clarke, Gladder, Litchman, Swayze.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of RCW 2.52.010, the Speaker has appointed as members of the Judicial Council: Representatives Clark (Newman H.), Hill and Heavey.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of RCW 44.33.220, the Speaker has appointed as members of the Joint Committee on Education: Representatives Brouillet, Holman, Johnson, Mahaffey, Zimmerman.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of House Concurrent Resolution No. 54, the Speaker has appointed as members of the Legislative Committee on Game and Game Fish: Representatives Avey, Hoggins, Hubbard, Kalich and Spanton.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of Senate Bill No. 453, the Speaker has appointed as members of the Joint Committee on Nuclear Energy: Representatives Charette, Kiskaddon, Merrill and Morrison.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of Senate Bill No. 630, the Speaker has appointed as members of the Board of Legislative Ethics: Representatives Cunningham, Hurley, Swayze and Perry.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of RCW 1.08.081 and House Bill No. 965, the Speaker has appointed as members of the Statute Law Committee: Representatives Clark (Newman H.), Hill, Bottiger.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of the Senate Concurrent Resolution No. 6 and Senate Bill No. 654, the Speaker has appointed as members of the Joint Committee on Governmental Cooperation: Representatives Barden, Gallagher, Grant, Leckenby, Murray.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of RCW 44.40.010 and Substitute House Bill No. 722, the Speaker has appointed as members of the Joint Committee on Highways: Representatives Beck, Berentson, Bozarth, Conner, Cunningham, Leland, Lewis, McCormick, McDougall, O'Dell, Garrett and Whetzel.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of RCW 44.24.010 and House Bill No. 8, the Speaker has appointed as members of the Legislative Council: Representatives Bledsoe, Copeland, Day, Eldridge, Gorton, Harris, Haussler, Jolly, Jueing, May, McCaffree, Moon, Newhouse, O'Brien, Smith and Wolf.

Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of RCW 44.28.010 and Senate Bill No. 619, the Speaker has appointed as members of the Legislative Budget Committee: Representatives Backstrom, Chatalas, DeJarnatt, Flanagan, Goldsworthy, Newschwander Saling and Sawyer. Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 930, and has granted said committee the powers of Free Conference.

Sidney Snyder, *Asst. Chief Clerk.*

The Secretary read:

SENATE RESOLUTION
1967 EX - 60

By Senator Kupka:

Whereas, The University of Washington owns a substantial amount of valuable real estate in King County; and

Whereas, This real estate has large commercial value and is leased to various individuals and corporations; and

Whereas, These real estate holdings are commonly referred to as the Metropolitan Tract in the King County area; and

Whereas, The income from these properties has a substantial effect on the economical problems within the field of higher education in the state of Washington; and

Whereas, It is the duty of the legislature and in particular the interim committee on higher education, to maintain a constant and diligent vigilance over all matters which affect higher education;

Now, Therefore Be It Resolved, That the interim committee on higher education be and it is hereby directed to make a complete study of the Metropolitan Tract and its management during the coming biennium; and

Be It Further Resolved, That the interim committee on higher education be and it is hereby directed to file with the secretary of the senate, prior to the convening of the forty-first session of the Washington State Legislature, a report of its findings and recommendations pertaining to the Metropolitan Tract.

On motion of Senator Kupka, the resolution was adopted.

SENATE RESOLUTION
1967 EX - 61

By Senators Greive and Atwood:

Whereas, During the regular and extraordinary sessions of the Fortieth Legislature, the members of the Senate have been furnished, without cost to them or to the state of Washington, and without comment for or against any bill or resolution, a digest and analysis of all bills and resolutions introduced in the Senate and House of Representatives; and

Whereas, The legislative digest has been of great service to the members of the Senate;

Now, Therefore, Be It Resolved, That the Senate does hereby express its gratitude and appreciation to the Association of Washington Industries for this service in the interest of good government; and

Be It Further Resolved, That a copy of this resolution be entered upon the Journal and a copy suitably enrolled be sent to C. David Gordon, executive vice president, and each of the officers of the Association of Washington Industries, and to the editor of the legislative digest, the Honorable C. Lee Coulter.

On motion of Senator Atwood, the resolution was adopted.

**SENATE RESOLUTION
1967 EX - 62**

By Senators Atwood and Herrmann:

Whereas, During the regular and extraordinary sessions of the Fortieth Legislature, the Washington State Research Council has prepared and delivered a daily service consisting of status reports of all Senate and House bills; and

Whereas, Such status reports have provided information not otherwise easily obtainable; and

Whereas, Such service was of great benefit to members of both Houses and to others interested in following the course of bills in the Legislature; and

Whereas, The members of the Senate are unanimous in their desire to express their appreciation to the Washington State Research Council;

Now, Therefore, Be It Resolved, That the Senate commend the Washington State Research Council for its service and express its gratitude and appreciation for it; and

Be It Further Resolved, That the Secretary of the Senate transmit a copy of this resolution to the Washington State Research Council.

On motion of Senator Atwood, the resolution was adopted.

**SENATE RESOLUTION
1967 EX - 63**

By Senators Greive, Atwood and Herrmann:

Whereas, We, the members of the Senate, have had present with us as co-laborers during the Fortieth Legislature and the extraordinary session thereof not only the members of the House of Representatives but also representatives of the press, radio and television; and

Whereas, The visiting newspaper correspondents of the various public journals of the state and representatives of the various television channels and radio stations have, by their frequent courtesies, their close attention to business, and their careful account of the proceedings, worked, as we have striven to do, for the best interests of the people of the state of Washington, always with a kindly fellow feeling and with loyalty to the papers, the television channels, and radio stations they represent; and

Whereas, The Allied Daily Newspapers of Washington, during said sessions, has supplied each Senator with daily complimentary copies of two Washington dailies of the Senator's choice;

Now, Therefore, Be It Resolved, That the Senate extends its thanks for these courtesies and good will, its praise for good work well done, and the hope that in the Forty-first Legislature all may meet again and renew old friendships.

On motion of Senator Atwood, the resolution was adopted.

**SENATE RESOLUTION
1967 EX - 64**

By Senators Bailey, Ryder and Greive:

Whereas, Lieutenant Governor John A. Cherberg has presided over the Senate at the regular and extraordinary sessions of the fortieth legislature of the state of Washington with his usual fairness and impartiality; and

Whereas, He has firmly established himself in these and the five previous sessions over which he has presided, as an able parliamentarian and presiding officer; and

Whereas, He has worked closely with members of the Senate irrespective of their party affiliation to the end that legislation in the public good has been enacted; and

Whereas, His presiding over the Senate in a judicious manner has added stature and decorum to the proceedings of this body; and

Whereas, As chairman of the committee on rules and joint rules he has accepted the responsibility seriously, labored diligently for long hours under oftentimes difficult circumstances to the end that the work of the committee be successful and effective; and

Whereas, His outstanding qualities of leadership have upon many occasions brought divergent groups together with results which have proved to be in the best interest of all the people of the state of Washington and contributed much to the smooth operation of the legislature;

Now, Therefore, Be It Resolved, That the Senate extend its thanks, appreciation and praise to Lieutenant Governor John A. Cherberg for good work well done; and *Be It Further Resolved*, That the Secretary of the Senate suitably enroll a copy of this resolution and transmit the same to Lieutenant Governor John A. Cherberg; and *Be It Further Resolved*, That a copy of this resolution be entered in the Senate Journal.

On motion of Senator Atwood, the resolution was adopted.

PRESIDENT'S PRIVILEGE

The President:

"Lady and gentlemen of the Senate:

"I greatly appreciate your very kind remarks. To a certain degree, I believe that you have been over generous and I want to call special attention to the statements made by Senator Gissberg to the effect as to my qualifications or any person's qualifications that he have a strong back and a weak mind. It has been a real pleasure for me to serve during this particular session. I have thoroughly enjoyed every member of the Senate and I have a great deal of respect and admiration and affection for the members of the Senate.

"I would like to pay particular tribute to my friend, Senator Lennart, and express my deep regret that you have chosen to retire, Senator. You have been one of the great experiences of my life and I certainly appreciate having had the opportunity to be with you for the past ten-plus years. I am sure that the members of the Senate will join with me in wishing you every good fortune henceforth and that you will be around to visit us for many, many sessions to come.

"I would like to say, too, gentlemen, that Senator Lennart has agreed if we ever adjourn *Sine Die* that he will give us the distinction and honor of striking the gavel to denote *Sine Die* for the extraordinary session following the Fortieth Session.

"I would like to have Mary Lou Bammert and Mary Kay Krinbring and John Crowley come to the Senate Chamber. You all know John who has been with me for a number of sessions and I want you to know how much I admire and truly appreciate the good work he has done. Mary Kay and Mary Lou I am sure you all agree have all been more than cooperative and they share with me the same genuine affection and admiration for you people.

"I'm being a little lippy here tonight, but I want, too, to congratulate Ward Bowden on the grand job that he does and to express my gratefulness and deep appreciation to him for his wise counsel and for the wonderful manner in which he helps the President.

"Verne Sawyer, I think is the—I don't 'think it,' I know that he is the grandest reading clerk and Verne goes far beyond that, however. On many, many occasions he straightens the President out on points that sometimes they slip by the President. I would like to express my appreciation to Verne for the wonderful things that he has done and the many services he performs for us and of which we are most of the time unaware; and,

"Don Wilson, the same thing can be said for Don. Don is a grand guy and does yesman's work and I am sure that Ward will back up every word I say.

"Our very attractive minute clerk, Pat Martin, is almost infallible. I don't think that we ever have had occasion to correct anything that Pat has ever reported for us. She is a true value.

"Our very lovely docket clerk is also a person of infallible performance. Rose Kneeland has done a wonderful job for us.

"I am sure, too, that all of us would like to express our appreciation to our Sergeant at Arms, Charlie Johnson, and his very fine staff—Brig Young, Joe Shabaz and Charles Gerold whom I am sure all of the members of the Republican caucus will agree is the perfect person for that job, and to all of the gals and all the guys in the work room and in the Senate garage, my words of appreciation are sincere and heartfelt."

PERSONAL PRIVILEGE

Senator Knoblauch:

"Mr. President, you stole my thoughts a bit ago about Senator Lennart. I am so pleased that you are going to have him rap the gavel for the last time. If I could be here—but I don't expect to be—I would like to suggest that when the Senate adjourns

tonight, that it adjourn *sine die* in favor of our beloved Senator Lennart and that the journal so show that the Senate adjourned *sine die* in his honor."

Senator Atwood:

"Mr. President and members of the Senate:

"I am not really losing Ernie because he is my neighbor. He is my senior senator and always will be. I would also like to join in all of the remarks to express my appreciation to the staff for their most kind and courteous attitude toward the minority. They have served us and the Senate as a whole in an exemplary manner and have done an outstanding job, and on behalf of the minority, I would like to express our appreciation to you: Ward, Don, Verne, Pat and Rose."

Senator Pritchard:

"Mr. President:

"I would like to suggest if it is in order that the gavel that is used to *sine die* be given to Senator Lennart to keep as a keepsake."

The President:

"Senator Pritchard, the President has always had a great deal of respect and admiration for your intelligence, but never have I known before that you were clairvoyant. The President believes that your suggestion is a remarkably good one and will see to it."

The Secretary read:

SENATE RESOLUTION

1967 EX - 65

By Senators Bailey and Ryder:

Whereas, The First Extraordinary Session of the Fortieth Legislature is drawing to a close; and

Whereas, It is necessary to provide for the completion of the work of the Senate after its adjournment;

Now, Therefore, Be It Resolved, That the Secretary of the Senate is hereby authorized and directed to complete the work of said Extraordinary Session, to reply to and give necessary attention to correspondence and other details arising therefrom; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized to retain such employees as he may deem necessary and that said employees and the Secretary of the Senate be allowed such per diem rate of pay therefor as the President of the Senate or the President Pro Tempore and the Secretary of the Senate shall determine; and

Be It Further Resolved, That all bills incurred up to and including this date, covering Senate expenditures made, or obligations incurred, which are payable out of the funds appropriated for the payment of expenses, except legislative printing, of the Legislature of the state of Washington, and which are presented for payment after adjournment of the First Extraordinary Session of the Fortieth Legislature, before payment is authorized must bear the approval of the President or the President Pro Tempore of the Senate, and the Secretary of the Senate; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized and directed to make out and execute with the President, or the President Pro Tempore, the necessary vouchers upon which warrants for the foregoing expenses and expenditures shall be drawn from funds provided therefore for legislative expenses; and

Be It Further Resolved, That the Secretary of the Senate be, and hereby is, authorized and directed to have a copy of the Senate Journal of the First Extraordinary Session of the Fortieth Legislature, together with a suitable index therefor, prepared by the State Printer; and

Be It Further Resolved, That after the close of the Session the Secretary of the Senate, and the President, or the President Pro Tempore of the Senate be, and they hereby are, authorized and directed to prepare and execute the necessary vouchers, upon which warrants shall be drawn for the final payment of all expenses incurred after the adjournment of this First Extraordinary Session of the Fortieth Legislature in closing the business of such session.

On motion of Senator Bailey, the resolution was adopted.

APPOINTMENT TO INTERIM COMMITTEE

The President announced the appointment of Senator Connor as Liaison member of the Joint Committee on Governmental Cooperation and as liaison member to the Legislative Council.

On motion of Senator Bailey, the appointments were confirmed.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 55, by Representatives Copeland and O'Brien:

Creating a joint interim committee on legislative building space allocation.

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 55 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the following amendments were adopted:

On page 1, lines 12 and 13, strike "one member" and insert "two members"

On page 1, line 15, strike "one member" where same first appears and insert "two members"

On page 1, line 26, after "such period" insert ": *Provided*, That the committee members from each House shall make any policy decisions with respect to the allocation of office space for the members of their respective Houses"

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 55 as amended by the Senate was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Concurrent Resolution No. 55 as amended by the Senate and the resolution passed the Senate by the following vote: Yeas, 34; nays, 0; absent or not voting, 12; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Herrmann, Huntley, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Sandison, Stender, Twigg, Uhlman, Washington, Williams—34.

Absent or not voting: Senators Cooney, Durkan, Hanna, Henry, Herr, McCutcheon, Metcalf, Morgan, Pritchard, Ryder, Talley, Woodall—12.

Excused: Senators Hallauer, McMillan, Ridder—3.

House Concurrent Resolution No. 55, as amended by the Senate, having received the constitutional majority, was declared passed.

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

The Secretary read:

**MESSAGES FROM THE HOUSE
HOUSE AMENDMENTS TO SENATE BILL**

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The House has passed: Engrossed Senate Bill No. 503 with the following amendments:

In section 1, line 11, after "taxation" strike the period and insert "to such extent and as to such millage as shall be determined by the county, city or other political subdivison, and subject to being used by a public body for a public purpose and only so long as the owner allows the use by the public body of the dedicated air rights free of rents or other charges."

In section 2, line 13, after "after the" and before "of construction" strike "commencement" and insert "completion"

In section 2, line 19, after "stadium." insert "For purposes of this section, construction shall be deemed completed on the date of the issuance of a certificate of completion by the architect or engineer designated for this purpose by the public body owning the stadium.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 503.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 503, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 25; nays, 5; absent or not voting, 16; excused, 3.

Those voting yea were: Senators Atwood, Bailey, Chytil, Dore, Durkan, Faulk, Gissberg, Greive, Guess, Huntley, Knoblauch, Kupka, Lennart, McCormack, Marquardt, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Sandison, Stender, Uhlman, Washington, Williams, Woodall—25.

Those voting nay were: Senators Canfield, Foley, Freise, Lewis, Marde-sich—5.

Absent or not voting: Senators Andersen, Connor, Cooney, Donohue, Hanna, Henry, Herr, Herrmann, Keefe, McCutcheon, Metcalf, Morgan, Pritchard, Ryder, Talley, Twigg—16.

Excused: Senators Hallauer, McMillan, Ridder—3.

Engrossed Senate Bill No. 503, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The House has passed: Senate Bill No. 645 with the following amendments:

In line 5 of the title, after "RCW;" and before "making" strike "and"

In line 5 of the title strike the period and insert "; and declaring an emergency."

On page 4, following section 7, insert a new section to read as follows:

"NEW SECTION. Sec. 8. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1967.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

On motion of Senator Greive, the Senate concurred in the House amendments to Senate Bill No. 645.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 645, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 31; nays, 0; absent or not voting, 15; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Faulk, Foley, Freise, Gissberg, Greive, Guess, Herrmann, Huntley,

Knoblauch, Kupka, Lennart, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Stender, Washington, Williams, Woodall—31.

Absent or not voting were: Senators Connor, Cooney, Donohue, Dore, Durkan, Hanna, Henry, Herr, Keefe, McCutcheon, Morgan, Pritchard, Talley, Twigg, Uhlman—15.

Excused: Senators Hallauer, McMillan, Ridder—3.

Senate Bill No. 645, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The House has passed: Senate Bill No. 369 with the following amendment:

Add a new section following section 1 to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter (Reengrossed House Bill No. 516), Laws of 1967 and to Title 29 RCW a new section to read as follows:

Voting devices and vote tally systems as defined in section 11, chapter (Reengrossed House Bill No. 516), Laws of 1967, shall be used only in primaries and elections, general or special, in counties of the second class as defined by RCW 36.13.010.", and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

It was moved by Senator McCormack that the Senate do concur in the House amendment to Senate Bill No. 369.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, I would like to direct the attention of the President to the amendment. Is there any reference to presidential primaries in the amendment?"

REPLY BY THE PRESIDENT

The President:

"No, there is no such reference."

Debate ensued.

The motion was carried and the Senate concurred in the House amendments to Senate Bill No. 369.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 369, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 33; nays, 1; absent or not voting, 12; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Herrmann, Huntley, Knoblauch, Kupka, Lennart, Lewis, Marquardt, Metcalf, Morgan, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Stender, Twigg, Williams, Woodall—33.

Voting nay was: Senator McCormack—1.

Absent or not voting: Senators Cooney, Hanna, Henry, Herr, Keefe, McCutcheon, Mardesich, Pritchard, Sandison, Talley, Uhlman, Washington—12.

Excused: Senators Hallauer, McMillan, Ridder—3.

Senate Bill No. 369, as amended by the House, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 654, by Senators Durkan and Greive:

Naming the joint committee on governmental cooperation.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 654 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 654 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 654 and the bill passed the Senate by the following vote: Yeas, 30; nays, 0; absent or not voting, 16; excused, 3.

Those voting yea were: Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Dore, Faulk, Foley, Freise, Gissberg, Greive, Guess, Huntley, Knoblauch, Kupka, Lennart, Lewis, McCormack, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Rasmussen, Redmon, Ryder, Sandison, Stender, Twigg, Washington—30.

Absent or not voting: Senators Cooney, Donohue, Durkan, Hanna, Henry, Herr, Herrmann, Keefe, McCutcheon, Mardesich, Morgan, Pritchard, Talley, Uhlman, Williams, Woodall—16.

Excused: Senators Hallauer, McMillan, Ridder—3.

Senate Bill No. 654, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Greive, Senate Bill No. 654 was ordered immediately transmitted to the House.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 208, and has passed the bill as amended by the Free Conference Committee.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: House Bill No. 208, and the same is herewith transmitted.
Sidney Snyder, Asst. Chief Clerk.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: House Bill No. 207 and House Concurrent Resolution No. 32, and the same are herewith transmitted.

Sidney Snyder, Asst. Chief Clerk.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 369,
Senate Bill No. 645.**

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

The Secretary read:

**SENATE RESOLUTION
1967 EX - 68**

By Senator Washington:

Whereas, The states of Alaska, Arizona, California, Colorado, Hawaii, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington and Wyoming together make up the Western Conference of the Council of State Governments; and

Whereas, Each member state contributes to the support of the Western Conference; and

Whereas, The Council and its Western Conference play an important role in coordinating the relationship among its member states and between them and the federal government; and

Whereas, In order for the fifty states to meet the challenge of the expanding role of the federal government, it is necessary that the states coordinate their efforts to meet growing needs of various kinds themselves rather than abdicating to the federal government; and

Whereas, The federal government is now expanding its activities more significantly in the highway safety field, and it is in this field where interstate coordination is most urgently needed if states are to continue to maintain a significant role; and

Whereas, It is desirable to expand the functions of the Council of State Governments and its four regional conferences, including the Western Conference, to provide necessary interstate coordination; and

Whereas, Such an expanded role will require additional personnel and facilities and the expenditure of a greater sum of money than has hitherto been available to the Western Conference; and

Whereas, The Legislature of the state of Washington has made an appropriation to the joint committee on highways for the biennium ending June 30, 1969, for distribution to the Western Council of State Governments, pursuant to the resolution of said committee, for research and administrative services relating to the proper implementation of the several federal highway programs, contingent on two or more other states authorizing expenditures of equal or greater sums for the same purpose;

Now, Therefore, Be It Resolved, By the Senate, That the Governors of the several member states of the Western Conference of the Council of State Governments, and the Legislatures of such member states, are respectfully requested to provide additional funds for the use of the Western Council, as the Legislature of the state of Washington has done.

Be It Further Resolved, That copies of this resolution be immediately transmitted to the Governors of the states of Alaska, Arizona, California, Colorado, Hawaii, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, and Wyoming, and to the presiding officers of both legislative houses in each of those states.

On motion of Senator Washington, the resolution was adopted.

**SENATE RESOLUTION
1967 EX - 69**

By Senators Connor, Greive, Ryder and Peterson (Ted):

Whereas, The leisure time of our citizens is on the increase; and

Whereas, More and more people of the state of Washington are participating in recreational activities of city-, county-, and state-operated programs; and

Whereas, Such recreational programs significantly affect the lives of the children participating in such programs; and

Whereas, It is necessary that the participants be assured of professionally competent leadership in such programs; and

Whereas, The health, safety and welfare of the participants are directly affected by the leadership of such programs; and

Whereas, It would be desirable to establish some method of assuring such professionally competent leadership;

Now, Therefore, Be It Resolved, By the Senate, That the Legislative Council be requested to make a study into the feasibility of requiring certification of all leadership personnel at city-, county-, and state-supported recreation facilities.

Be It Further Resolved, That the Legislative Council be requested to prepare suitable legislation for introduction at the next regular session of the Legislature.

On motion of Senator Greive, the resolution was adopted.

PRESIDENT'S PRIVILEGE

With leave of the Senate, business was suspended to permit the President to introduce from the rostrum Mary Lira, supervisor of the Senate stenographers.

The President declared the Senate to be at ease.

The President called the Senate to order at 11:10 p.m.

COMMITTEE FROM THE HOUSE

The Sergeant at Arms announced the arrival of a committee from the House of Representatives.

The committee from the House comprised of Representatives McCaffree, McDougall and Charette appeared before the bar of the Senate to notify the Senate that the House was about to adjourn *Sine Die*.

The report was received and the committee retired.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 369 and Senate Bill No. 645, and the same are herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The House has passed: Senate Bill No. 654, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The House has concurred in the Senate amendments to House Concurrent Resolution No. 55 and has adopted the resolution as amended by the Senate.

Sidney Snyder, *Asst. Chief Clerk*.

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

Under the provisions of House Concurrent Resolution No. 55, the Speaker has appointed as members of the Interim Committee on Legislative Space Allocation: Representatives Copeland, Wolf and O'Brien.

Sidney Snyder, *Asst. Chief Clerk*.

SIGNED BY THE PRESIDENT

**The President signed: Senate Bill No. 503,
Senate Bill No. 654,
Senate Concurrent Resolution No. 4,
Senate Concurrent Resolution No. 26,
Senate Concurrent Resolution No. 27,**

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The House has adopted: House Concurrent Resolution No. 57, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 503 and Senate Concurrent Resolution No. 4, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

FIRST READING OF HOUSE CONCURRENT RESOLUTION

The following was read first time and acted upon as indicated:

House Concurrent Resolution No. 57, by Committee on Rules and Order:

To notify the Governor that the legislature is ready to adjourn *Sine Die*.

On motion of Senator Ryder, the rules were suspended, House Concurrent Resolution No. 57 was advanced to second reading and read the second time in full.

On motion of Senator Ryder, the rules were suspended, House Concurrent Resolution No. 57 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: House Concurrent Resolution No. 57, and the same is herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: Senate Bill No. 654, and the same is herewith transmitted.
Malcolm McBeath, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: Senate Concurrent Resolution No. 26 and Senate Concurrent Resolution No. 27, and the same are herewith transmitted.

Sidney Snyder, *Asst. Chief Clerk.*

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed, under the provisions of House Concurrent Resolution No. 57, Senators Sandison, Ryder and Kupka as the committee of three

members from the Senate to notify the Governor that the Senate was about to adjourn *Sine Die*.

On motion of Senator Bailey, the committee appointments were confirmed. The Secretary read:

SENATE RESOLUTION

1967 EX - 66

By Senators Greive, Ryder and Herrmann:

Be It Resolved, That all bills, resolutions and memorials in the hands of the Secretary of the Senate, committees or committee clerks be indefinitely postponed.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION

1967 EX - 67

By Senators Atwood and Bailey:

Be It Resolved, That a committee of three members of the Senate be appointed to notify the House that the Senate is ready to adjourn *Sine Die*.

On motion of Senator Atwood, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of Senate Resolution No. 67, the President appointed Senators Bailey, Atwood and Greive to serve as a committee of three members to notify the House that the Senate was ready to adjourn *Sine Die*.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 30, 1967.

Mr. President:

The Speaker has signed: House Concurrent Resolution No. 55, and the same is herewith transmitted.

Malcolm McBeath, *Chief Clerk*.

SIGNED BY THE PRESIDENT

**The President signed: House Bill No. 207,
House Bill No. 208,
House Bill No. 269,
House Concurrent Resolution No. 32,
House Concurrent Resolution No. 55,
House Concurrent Resolution No. 57.**

The President called upon Senator Lennart to preside.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President and members of the Senate:

"I would like to take this opportunity to express my appreciation for the many wonderful thoughts you have given me here so many times. It gladdens me a great deal that I could have in some way imparted myself in your existence here. I was thinking very briefly about a poem which I have said before and which you know well because it is quite pertinent:

ABOU BEN ADHEM

Abou Ben Adhem (may his tribe increase!)
Awoke one night from a deep dream of peace,
And saw, within the moonlight in his room,
Making it rich, and like a lily in bloom,
An angel writing in a book of gold:—
Exceeding peace had made Ben Adhem bold,

And to the Presence in the room he said,
 "What writest thou?"—The vision raised its head,
 And with a look made of all sweet accord,
 Answered, "The names of those who love the Lord."
 "And is mine one?" said Abou. "Nay, not so,"
 Replied the Angel. Abou spoke more low,
 But cheerly still; and said, "I pray thee, then,
 Write me as one that loves his fellow-men."
 The angel wrote, and vanished. The next night
 It came again with a great wakening light,
 And showed the names whom love of God had blessed,
 And lo! Ben Adhem's name led all the rest.

Leigh Hunt (1784-1859)

"This evening I was talking to Pat down here and I reminded her about one of the most beautiful books that I know, the Book of Daniel. Now this is a very beautiful book about a great statesman who would rather be in a lion's den with God, than out of it without God, and it recited that one day the angel Gabriel came down from the presence of God to tell him that he was greatly beloved. 'Oh, man, greatly beloved.' But what is so impressive about this book, in the closing of it, it says: 'They that be wise shall shine like a firmament and they who bring men into righteousness are stars in Heaven forever.'

"I would say to you in parting, having shared all these many wonderful years, I am so deeply grateful. I feel there is much sincerity in it and I am sure there is. I would ask you when you come up our way, I have a large, sprawling home with many lean-tos and a lot of beautiful things and if you all came we would have a salmon bake and it would be like the, 'Fatted Calf.' Believe me, we'd make merry.

"As I understand, I get the gavel now. I don't know if this was a trick by Joel Pritchard. He is quite tricky and I wonder if he coerced the President, John, as I fondly call him, to say yes about this gavel, but I want to say that tangible as it is, the gift without the giver is bare. I know I will share that gift with you, John. So to all of you again, thank you for so tremendous much. I would be devoid of all sense of gratitude and have no understanding if I didn't say that."

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee composed of Senators Sandison, Ryder and Kupka appointed to notify the Governor that the legislature was about to adjourn *Sine Die* appeared before the bar of the Senate and reported that the committee had so notified the Governor and that the Governor was willing that the legislature adjourn *Sine Die*.

The report was received and the committee was discharged.

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee composed of Senators Bailey, Atwood and Greive appointed to notify the House that the Senate was ready to adjourn *Sine Die* reported that the House had been notified.

The report was received and the committee was discharged.

MOTIONS

On motion of Senator Knoblauch, the Senate journal of the fifty-second day of the Fortieth Legislature, First Extraordinary Session, was ordered approved.

At 11:48 p.m., on motion of Senator Knoblauch and in special honor of Senator Ernest W. Lennart, the Senate of the Fortieth Legislature, First Extraordinary Session, adjourned *Sine Die*.

John A. Cherberg, *President of the Senate.*

Ward Bowden, *Secretary of the Senate.*

APPENDIX

GOVERNOR'S MESSAGES ON SENATE BILLS PARTIALLY VETOED

March 21, 1967.

To the Honorable,
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to three items, **Senate Bill No. 45**, entitled:

“AN ACT Relating to state and local governments; providing for interlocal governmental cooperation on a state, local government, and federal basis; and providing an effective date.”

This legislature has faced with responsibility the problems of rapid urbanization in the state. Utilizing the excellent work of the Legislative Council as a basis, the legislature has met the challenge which I gave in my State of the State Message “to assure that in Washington the cure is at least better than the illness and that as a government we can establish a design for urban living which will permit a maximum of individual freedom within the framework of responsible common action.” I called at that time for “legislation which will both allow and encourage cooperative action between different classes of cities and between cities and counties, where the collective requirement exceeds the individual capacity.” Senate Bill 45 does exactly that, and the legislature should be commended for its unanimous enactment.

The language of Section 13 was added by amendment on January 25, 1967. At that time, it was impossible to know that House Bill 78, establishing an office of community affairs, would also successively be enacted. Therefore, the language in three places in Section 13 provides that information be furnished either to the local affairs division or the office of community affairs. Senate Bill 45 will become law on July 1, 1967. On that same date, the local affairs division will no longer be in existence, its duties having been transferred to the office of community affairs. To avoid any confusion and ambiguity in the law, I believe all reference to the local affairs division should be deleted. I have therefore vetoed the reference to this division in the three places it appears in Section 13.

With the exception of these items, which I have vetoed, the remainder of the bill is approved.

Yours very truly,
(Signed) DANIEL J. EVANS,
Governor.

March 21, 1967.

To the Honorable,
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of

the legislature without my approval as to one item, **Substitute Senate Bill No. 46**, entitled:

“AN ACT Relating to air pollution.”

This is the Washington Clean Air Act. In my State of the State Message, I urged enactment of this legislation in stating that “no single manifestation of our prosperity, no single realization of our growth exacts such a cruel price as the pollution of our air and water. In city after city, and now in state after state, growth and success have blotted out the works of man and the genius of nature.” After careful review of this legislation, I believe Substitute Senate Bill 46, introduced at the request of the Legislative Council modified in the legislative process and approved by the Governor, represents an excellent vehicle with which to begin the effort to protect the clean air of the Pacific Northwest. I congratulate both the Legislature Council for its work over the last biennium, and the Legislature for its action in enacting the Washington Clean Air Act.

I have vetoed an item in Section 44 which could be interpreted as making ineffective the provisions dealing with appointment of members of the Air Pollution Control Board until after the terms of the present members expire. The legislature has designated an entirely new appointment procedure commensurate with the new responsibilities contained in Substitute Senate Bill 46. While it is not my intention to markedly alter the makeup of the Board, I believe the new procedure for selection of members should become effective at the same time as the remainder of the act.

I have therefore vetoed the final paragraph in Section 44, and approved the remainder of the bill.

Respectfully submitted,

(Signed) DANIEL J. EVANS,

Governor.

March 8, 1967.

To the Honorable,
The Senate of the State of Washington

Lady and Gentlemen:

I am filing herewith **Senate Bill No. 49**, entitled:

“AN ACT Establishing the oceanographic commission of Washington; authorizing the formation of the Oceanographic Institute of Washington; prescribing powers, duties and functions; making an appropriation; and providing an effective date.”

This bill establishes the Oceanographic Commission of Washington to encourage and promote maximum utilization of our oceanographic assets. In my State of the State Message, I stated “to assure the proper public management of our new and exciting frontier in oceanography, I will enthusiastically support the establishment of the Washington State Oceanographic Commission.” I commend the Legislature for its enactment of Senate Bill No. 49 and believe that the Commission which it has established will play a vital role in the future of the State of Washington.

In Section 2, the bill provides that members of the Commission shall serve without compensation but shall be reimbursed for necessary travel and other expenses incurred in the performance of their duties as commission members “on the same basis as provided by law for state officials and

employees under RCW 44.04.120." The statute cited in the bill does not refer to travel and other expenses incurred by state officials or employees, but rather, refers to expenses incurred by members of the legislature while serving on interim committees. State officials and employees are reimbursed for travel and other expenses under RCW 43.03.050 and .060 at the rate of \$.08 a mile and \$15.00 a day while inside the state and \$25.00 a day while outside the state. I believe the legislature intended that those who are serving on a temporary basis while permanently engaged in other employment be reimbursed at the higher rate provided by RCW 44.04.120 of \$25.00 a day and \$.10 a mile.

To allow the language to remain as it exists in this bill would invite challenge by the Auditor of payment of proper expenses of members of the Commission. In order to avoid any question with regard to this matter, I have vetoed the words "by law for state officials and employees" from Section 2. The remainder of the bill is approved.

Respectfully submitted,

(Signed) DANIEL J. EVANS,
Governor.

May 11, 1967.

To the Honorable,
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one item, **Senate Bill No. 255**, entitled:

"AN ACT Relating to revenue and taxation."

This bill makes a number of changes in laws relating to revenue and taxation. Section 21 of the bill changes the definition of "value of the article used" in determining the amount of use tax payable under Chapter 82.12 Revised Code of Washington. The amendment contained in Section 21 would delete from the definition the following provision:

"In the case of articles manufactured or produced by the user and used in the manufacture or production of products sold or to be sold to the department of defense of the United States, the value of the articles used shall be determined according to the value of the ingredients of such articles."

The 1965 legislature adopted the above quoted provision in order to bring Washington's use tax law somewhat into conformity with the laws of other states with respect to contractors who produce special tooling in the course of manufacturing a product for the Department of Defense. Under the 1965 act, the use tax is based upon the value of the materials which were utilized to manufacture this special tooling, but would not apply to the balance of the value added by the contractor in those instances where the contract is performed for the Department of Defense.

If Washington were to change its law as proposed in Section 21, the additional use tax applicable to special tooling would add to the Department of Defense cost of awarding contracts to bidders based in the State of Washington. I see no reason to change the law in a manner which places Washington

bidders at a competitive disadvantage with bidders in other states, where use tax laws determine the value of special tooling on at least as favorable a basis as under existing Washington law.

The additional revenues to the State of Washington which would result from a change in the law are relatively minor, and would become less significant if Washington bidders are unsuccessful in obtaining Defense Department business. Of much greater importance would be the effect upon the state's economy and its revenues from other taxes which would result from an increase in contracts awarded by the Defense Department to taxpayers in this state.

For the foregoing reasons, I have vetoed Section 21. The remainder of **Senate Bill No. 255** is approved.

Respectfully submitted,

(Signed) DANIEL J. EVANS,

Governor.

April 22, 1967.

To the Honorable,
The Senate of the State of Washington

Lady and Gentlemen:

I am returning herewith without my approval as to a certain item, **Senate Bill No. 280**, entitled:

"AN ACT Relating to the sale of motor vehicles and licensing dealers and salesmen."

This bill makes significant changes in the law relating to licensing of motor vehicle dealers, provides for the licensing of salesmen of motor vehicles, and declares certain practices to be unlawful.

The Director of Motor Vehicles is charged with the enforcement of the act, and is given the power to deny, suspend or revoke a salesman's or dealer's license. The bill grants to the director the power to conduct investigations, hold hearings, and issue subpoenas to compel attendance of witnesses.

The grant of subpoena power is not uncommon in statutes regulating business and professions, and is desirable in this bill in order to permit the director to investigate unfair practices in sales of motor vehicles.

However, subsection (2) of Section 15 of the bill contains provisions which are not normally found in statutes regulating and licensing business and professions. It provides that a witness compelled to testify or produce documents at any proceeding instituted by the director may not refuse to testify on the ground that his testimony or other evidence might tend to incriminate him. However, if the witness claims his constitutional privilege against self-incrimination, he may not be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which he is compelled to testify or produce evidence during the course of the proceeding.

In this type of proceeding, I object to denying a witness his constitutional privilege against self-incrimination. I am convinced that the Director of Motor Vehicles will be able to obtain sufficient information to determine whether to grant, deny or revoke the license of a motor vehicle dealer or salesman without requiring a witness to incriminate himself. Moreover, I feel

that the director of a state agency, which is not charged with the responsibility of conducting criminal prosecutions, normally, should not have the power to grant immunity from prosecution for a crime. This could be the result of the director's action in compelling testimony under this subsection.

For the foregoing reasons, I have vetoed Subsection (2) of Section 15. The remainder of **Senate Bill No. 280** is approved.

Respectfully submitted,

(Signed) DANIEL J. EVANS,
Governor.

March 21, 1967.

To the Honorable,
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to certain items, **Senate Bill No. 320**, entitled:

"AN ACT Relating to agriculture; amending generally the agricultural laws of state."

This bill embodies a substantial number of amendments to state laws relating to agriculture, and was introduced at the request of the state department of agriculture. I have no objections to the provisions of this bill, but for technical reasons I believe two sections should be vetoed.

I have vetoed Section 31 because this section embodies the same amendment to RCW 15.50.020 which is also contained in House Bill 142 passed by the legislature and heretofore approved by me.

I have also vetoed Section 36; because a number of words in the existing law not intended to be deleted from this section were inadvertently omitted when this bill was prepared. The omission of these words greatly changes the meaning of the section, and would cause the law to be amended in a manner not intended by the legislature. The director of agriculture agrees that it would be preferable to leave the law unchanged rather than to allow this section to become law in its present form.

With the exception of Section 31 and Section 36, which I have vetoed, the remainder of **Senate Bill No. 320** is approved.

Respectfully submitted,

(Signed) DANIEL J. EVANS,
Governor.

April 28, 1967.

To the Honorable,
The Senate of the State of Washington

Lady and Gentlemen:

I am returning herewith without my approval as to a certain item, **Senate Bill No. 325**, entitled:

"AN ACT Relating to probate law and procedure."

This bill makes various changes in the probate law of the state. I have no objection to these changes; however, I have vetoed Section 1 of the bill

because the amendment to RCW 11.20.050 set forth in Section 1 was contained in House Bill No. 138 passed by the legislature during the regular session. The remainder of **Senate Bill No. 325** is approved.

Respectfully submitted,
(Signed) DANIEL J. EVANS,
Governor.

March 21, 1967.

To the Honorable,
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval as to one item, **Senate Bill No. 328**, entitled:

“AN ACT Relating to municipal courts; authorizing changes of venue;”

This bill provides a much needed third department of the municipal court in Seattle. The two municipal judges now handle entirely different types of cases. One is in charge of the criminal department, and the other is in charge of traffic offenses and supervises the traffic violations bureau. The workload of both departments of this court is so heavy that its proper administration has been a matter of concern to many lawyers and judges, as well as to members of the legislature.

I believe that the legislature is properly concerned that the average citizen normally has his first, and perhaps his only, contact with our judicial system when he is charged with a traffic offense. These offenses are not to be treated lightly, for traffic violations are a principal cause of our mounting traffic death toll. In addition, the initial contact with the traffic court will to a large extent influence the citizen's respect for the law, which is one of the cornerstones of an orderly society.

In this bill the legislature has attempted to improve the administration of the traffic court by rotating the three judges so that each of them will handle traffic cases two-thirds of the time and criminal cases one-third of the time. The bill also provides for a change of venue of cases from one department of the court to the other.

I have no objection to the change of venue provisions; but based upon extensive discussions which members of my staff have had with judges and attorneys familiar with the operation of the municipal court, I believe the rotation plan might seriously disrupt the operations of the criminal department of the court and particularly its probation work.

Therefore, I have vetoed the portion of section 2 which provides:

“The municipal judges elected as hereinafter provided shall preside over the departments on a rotating basis with each judge to preside over each department for four months during each year. The scheduling of such rotation and the other details thereof shall be decided at the meetings of the judges as herein-after provided for.”

Despite my veto of the above provision, I believe that the motives of legislature in seeking to improve the operations of the municipal court are

commendable, and that efforts to improve the court should continue. I recommend that the Judicial Council, which will now include additional legislators and a member of the Magistrates Association, make an intensive study of the municipal court system during the next two years. If further legislation is necessary to improve its operation, the Judicial Council should submit its recommendations to the 1969 Legislature.

Except for the item which I have vetoed, the remainder of **Senate Bill No. 328** is approved.

Respectfully submitted,
(Signed) DANIEL J. EVANS,
Governor.

April 22, 1967

To the Honorable,
The Senate of the State of Washington

Lady and Gentlemen:

I am returning herewith without my approval as to one item, **Senate Bill 386**, entitled:

“AN ACT Relating to state institutions of higher learning.”

This bill clarifies certain language with regard to the authority of boards of regents and trustees of the universities and colleges of the state. Section 3 of the bill contains a standard emergency clause. I have followed the practice of vetoing emergency clauses on bills submitted to me when no genuine emergency existed.

An emergency clause defeats the right of the people to reject a bill by referendum, and, therefore, should be sparingly used by the legislature. Representatives of the institutions at whose request the bill was introduced and those who prepared the legislation have been informed and agree that the clarification contained in the law will not be needed prior to the normal effective date of the act.

Therefore, I have vetoed Section 3. The remainder of **Senate Bill 386** is approved.

Respectfully submitted,
(Signed) DANIEL J. EVANS,
Governor.

May 10, 1967.

To the Honorable,
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one section, **Senate Bill No. 532**, entitled:

“AN ACT Relating to state government and the support thereof and authorizing the issuance and sale of state general obligation bonds to provide for needful land acquisition and buildings.”

This bill submits to the voters of the State of Washington for their approval or rejection a proposed state general obligation bond issue of

\$63,059,000 to provide necessary new facilities at certain state institutions, the state library, the three state colleges and the two state universities. The bill also would provide the funds for first phase construction at the fourth state college authorized by the 1967 legislature. I approve of this bond issue and trust that the voters of the state will ratify it at the election to be held in November, 1968.

However, Section 9 of the bill is unnecessary, and may prove confusing to the voters if it remains in the measure when it is submitted at the 1968 general election. Section 9 provides conditionally that the bond issue be reduced to \$12,607,595, by eliminating from the bill all funds for institutions of higher education. The condition specified is the ratification of a constitutional amendment proposed in Senate Joint Resolution No. 17 at an election to be held in November, 1967. This proposed constitutional amendment would eliminate the need for many statewide bond issues by authorizing a State Building Authority to lease buildings to state agencies and finance the construction or acquisition cost through the sale of revenue bonds. If the State Building Authority were activated later this year, it would finance construction of needed higher education facilities, including the new four-year college, approximately a year sooner than will be possible under Senate Bill No. 532.

Section 9 is meaningless, because no state general election will be held in November, 1967.

A bill authorizing annual state elections was introduced during the 1967 legislative session at my request. It was passed by the House of Representatives, but failed to emerge from the Senate Rules Committee. It is unfortunate that the people will not have the benefit of annual state elections in order to vote promptly on vital issues facing the state, such as proposed constitutional amendments, matters relating to a constitutional convention and other measures referred to the people. Since this is not possible, I believe Senate Bill No. 532 will be less confusing to the voters if references to a proposed 1967 general election are eliminated.

Therefore, I have vetoed Section 9. The remainder of **Senate Bill No. 532** is approved.

Respectfully submitted,

(Signed) DANIEL J. EVANS,

Governor.

May 11, 1967.

To the Honorable,
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to certain items, **Senate Bill No. 630**, entitled:

"AN ACT Creating boards of legislative ethics."

This bill deals with legislative ethics and provides for separate boards of ethics in the House and Senate to pass upon alleged unethical practices by members of the legislature and legislative employees. Each board of ethics will consist of four legislators and four non-legislators. The joint boards are

charged with the responsibility of developing a comprehensive code of ethics for submission to the next session of the legislature.

I am in great sympathy with the object of this bill; however, there are three items of the bill which I have vetoed in an effort to strengthen its provisions.

Section 2 requires that the chairman of each board of ethics shall be a legislator. The chairmen of the party caucuses in the House and Senate will choose the non-legislative members of the boards. Presumably these will be citizens whose stature might well qualify them to be considered for the position of chairman. If a majority of a board of ethics wishes to choose a non-legislator as chairman, I believe the law should not prohibit that choice. Therefore, I have vetoed the sentence in Section 2 which states:

“The members of each board shall elect as chairman a legislator member thereof.”

Section 7 provides that after an investigation and a hearing in regard to allegedly unethical conduct:

“No finding of unethical conduct on the part of any legislator shall be valid unless signed by at least two-thirds of the members of the board who have not disqualified themselves.”

Apparently, a finding of unethical conduct on the part of a legislative employee would require a concurrence of at least a majority of the eight member board of ethics. I see no reason for discriminating either in favor of or against any person under investigation because he is or is not a member of the legislature. So that all persons whose conduct is under scrutiny by a board of ethics will be treated equally, I have vetoed the sentence quoted above.

Section 7 also provides that the findings and recommendations of a board of ethics regarding unethical conduct of a legislator or a legislative employee shall be sent directly to the Rules Committee of the house in question or to such other officer or committee as may be provided by the applicable rules of the House or Senate. I believe that each house of the 1969 Legislature should adopt specific rules regarding the handling of reports from the newly created boards of ethics; however, in the event of substantial disagreement in either house, the most likely result would be that no rule would be adopted on this subject. In such a situation, the provisions of Section 7 would place these reports in the hands of the Rules Committee. However, I believe that in the absence of a specific rule to the contrary adopted by the 1969 Legislature, these reports should be made to the whole membership of the house in question. For this reason, I have vetoed in Section 7, the words, “the rules committee of” which appear on page 6, line 5 of the bill.

The effectiveness of this bill will depend in large measures upon the “Code of Ethics” which is adopted during the interim by the joint boards of ethics. These boards should be given every possible opportunity to develop a meaningful and workable code of legislative ethics. All citizens interested in this subject should cooperate with the joint boards in this endeavor, for drafting a code for part-time public servants such as legislators and legislative employees will be much more difficult than drafting a code for full-time public officials.

With the exception of the items in Section 2 and Section 7 discussed above, which I have vetoed, the remainder of **Senate Bill No. 630** is approved.

Respectfully submitted,

(Signed) DANIEL J. EVANS,

Governor.

April 28, 1967.

To the Honorable,
The Senate of the State of Washington

Lady and Gentlemen:

I am returning herewith without my approval as to one item, **Senate Bill No. 638**, entitled:

"AN ACT Relating to public lands; providing for the vacation of waterways; providing for the acquisition, improvement, development and financing of the east capitol site; and providing for the disposition of certain public funds;"

This bill authorizes the State Capitol Committee to provide for the acquisition, development and improvement of lands, improvements and facilities within the East Capitol Site in the City of Olympia. The bill also provides the means of financing a portion of this project from an increased allocation to the State of rentals from harbor areas and tidelands.

The rentals allocated to the State are to be added to the capitol purchase and development account of the State general fund. From this account the legislature has appropriated up to four million dollars to accomplish the purposes of the bill. These funds may be used directly to pay the cost of land acquisition and other expenses of the project, or the State Capitol Committee may issue bonds and use the proceeds of harbor area and tideland rentals and other funds in the capitol purchase and development account to pay the principal and interest on the bonds.

Section 2 of the bill amends existing law relating to the allocation of harbor area and tideland rentals. It increases the allocation to the State and decreases the allocation to port districts. Looking forward to the time when the State would not require this increased allocation of rentals to pay the current installments of principal and interest on bonds, the legislature has added a proviso to section 2 as follows:

"PROVIDED, That each year, when the current annual debt service requirements for the bonds authorized by section 4 of this act have been provided for, the formula for distribution to port districts shall be re-established as provided in section 1, chapter 170, Laws of 1913, as last amended by section 1, chapter 115, Laws of 1937."

I do not object to the principle that the increased allocation of rentals to the State should be returned to the port districts when it is no longer required to finance the acquisition and development of property in the East Capitol Site; however, the language of the proviso is too restrictive. The increased revenues from rentals can be used only to pay debt service on bonds, otherwise they revert to the port districts. They are not available to the State to pay costs of the project without issuing bonds. And, if bonds are issued it may not be possible to accumulate funds in addition to current debt

service to provide bondholders with customary guarantees that future debt service requirements will be met.

It is doubtful that the legislature expected the proviso to result in a reduction of the State's share of these rentals during the next two years. Thus, the 1969 legislature will have the opportunity to review this provision prior to the time that any surplus funds would have been available in the capitol purchase and development account.

For the foregoing reasons, I have vetoed a certain item in section 2. The remainder of **Senate Bill No. 638** is approved.

Respectfully submitted,
(Signed) DANIEL J. EVANS,
Governor.

MESSAGES FROM THE GOVERNOR

State of Washington, Office of the Governor,
Olympia, May 10, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 122:

Regulating legislative lobbying.

Senate Bill No. 369:

Providing for position filing in freeholder elections and rotation of names on election ballots.

Senate Bill No. 419:

Providing for the payment of compensation by abutting owners for property acquired through vacation of streets and alleys.

Senate Bill No. 462:

Removing certain tidelands at Cattle Point from those formerly reserved for recreational use and taking of shellfish for personal use.

Senate Bill No. 468:

Exempting totally disabled who is retired from certain property taxes.

Very truly yours,
Raymond W. Hamon,
Legal Counsel to the Governor.

State of Washington, Office of the Governor,
Olympia, May 11, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 255:

Changing excise tax laws.

Senate Bill No. 532:

Authorizing capital improvement bonds.

Senate Bill No. 630:

Creating a board of ethics in each house of the legislature.

Very truly yours,
Raymond W. Haman,
Legal Counsel to the Governor.

State of Washington, Office of the Governor,
Olympia, May 11, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

Senate Bill No. 261:

Amending requirements for publication by county of notice of intention to sell property.

Very truly yours,
Raymond W. Haman,
Legal Counsel to the Governor.

State of Washington, Office of the Governor,
Olympia, May 4, 1967.

To The Honorable, The Senate of the State of Washington.

Lady and Gentlemen:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

Senate Bill No. 453:

Creating a joint committee on nuclear energy.

Senate Bill No. 619:

Increasing legislative budget committee.

Senate Bill No. 645:

Pertaining to communications and data processing.

Senate Bill No. 654:

Naming a joint committee on governmental cooperation.

Senate Bill No. 503:

Reducing taxes (stadium air rights).

Senate Bill No. 631:

Providing certain vehicle licensing fees.

Very truly yours,
Raymond W. Haman,
Legal Counsel to the Governor.

1967 SENATE ROSTER

FORTIETH REGULAR AND EXTRAORDINARY SESSIONS

JOHN A. CHERBERG, President

AL HENRY, President Pro Tempore

WARD BOWDEN, Secretary

GEORGE W. KUPKA, Vice President Pro Tempore

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
***Andersen, James A...	48	King, part Snohomish, part	3008 98th NE Bellevue	42	Washington	R	Attorney	H—1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Atwood, R. Frank....	42	Whatcom	402 Bellingham Nat'l Bank Bldg. Bellingham	39	Massachusetts	R	Attorney	S—1963-63 Ex. 65-65 Ex.
Bailey, Robert C.....	19	Grays Harbor, part Pacific	Box 146 South Bend	48	Washington	D	Printer	S—1957-59-59 Ex. 61-61 EX.-63-63 Ex. 65-65 Ex. H—1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.
Canfield, Damon R.....	8	Yakima-Benton, part	1368 Upland Dr. Sunnyside	69	Arkansas	R	Fruit and Cattle Rancher	H—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Chytil, Joe	20	Lewis	1274 5th St. Chehalis	57	Washington	R	Radio Broad- casting	S—1961-61 Ex. 63-63 Ex. 65-65 Ex. H—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.
Connor, Frank	83	King, part	3201 S. Massachusetts Seattle	50	Washington	D	Real Estate	S—Appointed 1/24/57 1957-59-59 Ex. 61-61 Ex. 63-63 Ex. 65-65 Ex. H—1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.
Cooney, John L.....	5	Spokane, part	4403 N. Adams St. Spokane	51	Oregon	D	Attorney	S—1957-59-59 Ex.-61-61 Ex. 63-63 Ex. 65-65 Ex. H—1951-51 Ex.-51 2nd Ex.-55-55 Ex.
Donohue, Dewey C.....	10	Asotin, Columbia, Garfield	506 E. Richmond St. Dayton	69	Washington	D	Farmer and Stockman	S—1961-61 Ex.-63-63 Ex. 65-65 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.
Dore, Fred H.....	37	King, part	1429 Washington Bldg. Seattle	41	Washington	D	Attorney	S—Appointed 3/11/59 1959 Ex.-61-61 Ex. 63-63 Ex. 65-65 Ex. H—1953-53 Ex.-55-55 Ex.-57-59

SENATE ROSTER, FORTIETH SESSION, 1967—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
Durkan, Martin J.....	47	King, part	404 Olympic Nat'l Life Bldg Seattle	42	Montana	D	Attorney	S—1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1957
Faulk, Larry	26	Pierce, part	3410 No. Ferdinand Tacoma	30	Washington	R	Industrial Engineer	
Foley, Frank W.....	49	Clark, part	3924 Wauna Vista Dr. Vancouver	53	Washington	D	Attorney	S—1957-59-59 Ex.-61-61 Ex. 63-63 Ex.-65-65 Ex.
Freise, Herbert H.....	11	Walla Walla	200 Jones Bldg. Walla Walla	49	Illinois	R	Attorney	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex. 65-65 Ex.
Gissberg, William A...	39	Snohomish, part Island, part	Rt. 1, Box 41 Lake Stevens	44	Washington	D	Attorney	S—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex. 65-65 Ex.
Greive, R. R. Bob.....	34	King, part	4444 California Ave. S.W. Seattle	47	Washington	D	Attorney	S—1947-49-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Guess, Sam C.....	6	Spokane, part	W. 408 33rd Ave. Spokane	57	Mississippi	R	Civil Engineer	S—1963-63 Ex.-65-65 Ex.
Hallauer, Wilbur G...	1	Douglas, Okanogan	P.O. Box 70 Oroville	52	New York	D	Factory Manager	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.
Hanna, H. B. (Jerry).	12	Chelan	P.O. Box 806 Wenatchee	45	Washington	D	Attorney	S—1957-59-59 Ex.-61-61 Ex. 63-63 Ex. 65-65 Ex. H—1955-55 Ex.
Henry, Al	17	Clark, part Klickitat, Skamania	Rio Vista White Salmon	55	Kansas	D	Telephone Executive	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1941-45-51-51 Ex.-51 2nd Ex.-55-55 Ex.
Herr, Gordon	31	King, part	10617 21st SW Seattle	40	Washington	D	Owner Millwork Co.	S—Appointed 1/20/64 65-65 Ex. H—1963-63 Ex.
Herrmann, Karl	4	Spokane, part	9417 E. Grace Spokane	51	Washington	D	Attorney	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.

SENATE ROSTER, FORTIETH SESSION, 1967—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
**Huntley, Elmer C.....	6	Whitman	Thornton	51	Washington	R	Farmer	H—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Keefe, James Edward.	3	Spokane, part	412 W. Glass Ave. Spokane	58	New York	D	Sales Manager	S—1949-50 Ex.-1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Knoblauch, Reuben A.	25	Pierce, part	P.O. Box 306 Sumner	52	Washington	D	County Employee	S—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1947-49-50 Ex. 51-51 Ex.-51 2nd Ex.
Kupka, George W.....	27	Pierce, part	1316 S. 8th St. Tacoma	54	Washington	D	Jeweler	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-55-55 Ex.
Lennart, Ernest W....	41	Whatcom, part	Rt. 1 Everson	72	Sweden	R	Retired	S—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1941-43-44 Ex.-51-51 Ex.-51 2nd Ex.
Lewis, Harry B.....	22	Thurston	Rt. 4, Box 532 Olympia	39	Pennsylvania	R	Owner LM-Hyak Co.	S—65-65 Ex. H—1961-61 Ex.-63-63 Ex.
McCormack, Mike	16	Franklin, Benton, part	1314 Hains Richland	44	Ohio	D	Research Scientist	S—1961-61 Ex.-63-63 Ex. H—1957-59-59 Ex.-65-65 Ex.
McCutcheon, John T..	29	Pierce, part	P.O. Box 387 Steilacoom	74	Washington	D	Attorney	S—1943-44 Ex.-45-47-49-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1941
McMillan, David E....	2	Ferry, Okanogan, Stevens, Pend Oreille	Rt. 3 Colville	69	Washington	D	Farmer and Rancher	S—1935-37-39-41-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Mardesich, August P..	38	Snohomish, part	4712 Mermont Dr. Everett	46	California	D	Attorney, Commer- cial Fisherman	S—1963-63 Ex.-65-65 Ex. H—1950 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.
Marquardt, Richard G. "Dick"	45	King, part	12542 Densmore Ave. N. Seattle	44	Idaho	R	Sales Supervisor	

SENATE ROSTER, FORTIETH SESSION, 1967—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
Metcalf, Jack	21	Snohomish, part	Box 12 Mukilteo	39	Washington	R	Teacher	H—1961-61 Ex.-63-63 Ex.
Morgan, Frances Haddon	23	Kitsap	952 Lower Oyster Bay Rd. Bremerton	57	Washington	D	Homemaker and Property Management	S—1961-61 Ex.-63-63 Ex.-65-65 Ex. H—1959-59 Ex.
*Neill, Marshall A.....	9	Whitman	414 Dexter St. Pullman	52	Washington	R	Attorney	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.
Peterson, Lowell	40	San Juan, Skagit	Box 188 Concrete	45	Washington	D	Oil Distributor	S—1965-65 Ex.
Peterson, Ted G.	44	King, part	2345 N.W. Blue Ridge Drive Seattle	62	Washington	R	President, Peterson Supply and Equipment Co.	S—1955-55 Ex.-57-63-63 Ex.-65-65 Ex.
Pritchard, Joel M.....	36	King, part	1401 Broadway Seattle	41	Washington	R	Griffin Envelope Company	H—1959-59 Ex.-61-61 Ex. 63-63 Ex.-65-65 Ex.
Rasmussen, A. L. (Slim)	28	Pierce, part	5415 "A" St. Tacoma	57	Washington	D	Machinist	S—1961-61 Ex.-63-63 Ex.-65-65 Ex. H—1945-47-49-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.
Redmon, Fred G.....	14	Yakima, part	P.O. Box 182 Yakima	69	Missouri	R	Retired Contractor	S—Appointed 1/22/64 65-65 Ex.
Ridder, Robert C. (Bob)	35	King, part	5809 S. Roxbury Seattle	39	Washington	D	Elementary School Vice-Principal	
Ryder, John N.....	46	King, part	6811 55th N.E Seattle	59	Washington	R	Banker	S—1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1953-53 Ex.
Sandison, Gordon	24	Clallam, Jefferson, Mason	P.O. Box 967 Port Angeles	47	Washington	D	Insurance Broker	S—1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57

SENATE ROSTER, FORTIETH SESSION, 1967—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
Stender, John H.....	30	King, part	19039 Pacific Hwy. So. Seattle	50	Montana	R	Int'l Vice-President—Boilermakers Blacksmiths Int'l Union	S—1963-63 Ex.-65-65 Ex.
Talley, Don L.....	18	Cowlitz, Wahkiakum	1817 Boyd Kelso	47	Washington	D	Safety Supervisor	S—1957-59 Ex.-61-61 Ex.-63-63-Ex.-65-65 Ex.
Twigg, Robert W.....	7	Spokane, part	817 Northtown Office Bldg.	41	Washington	R	Attorney	
Uhlman, Wesley C....	32	King, part	6042 34th N.E. Seattle	31	Washington	D	Attorney	H—1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Washington, Nat W...	13	Grant, Kittitas	42 C St., NW Ephrata	52	Washington	D	Attorney	S—1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1949-50 Ex.
Williams, Walter B....	43	King, part	3871 45th Ave. NE Seattle	45	Washington	R	Mortgage Banker	S—1963-63 Ex.-65-65 Ex. H—1961-61 Ex.
Woodall, Perry B.....	15	Yakima, part	P.O. Box 507 Toppenish	54	Washington	R	Attorney, Farmer	S—Appointed 12/26/66 1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex. H—1939-41-43-47-49-50 Ex.-51-51 Ex.-51 2nd Ex.
Lieutenant Governor Cherberg, John A....		President of the Senate	505 Howe St. Seattle	56	Florida	D	Public Relations	S—Elected 1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Bowden, Ward		Secretary of the Senate	711 Alder Ave. Sultan	54	Washington	D	Publisher	S—Served as Secretary of the Senate 1957-59-61-63-65 H—Served as Assistant Chief Clerk 1941-43-51-55.
Johnson, Charlie		Sergeant at Arms	2018 Capitol Way Olympia	55	Washington	D	Merchant	S—Served as Sergeant at Arms 1957-59-61-63-65. H—House Member 1951. Served as Sergeant at Arms 1955.

*Resigned —4/24/67
 **Appointed—4/24/67
 ***Appointed—1/ 9/67

APPENDIX

2075

STANDING COMMITTEES OF THE SENATE—1967 SESSION

JOHN A. CHERBERG, President
 AL HENRY, President Pro Tempore
 GEORGE W. KUPKA, Vice President Pro Tempore
 WARD BOWDEN, Secretary

Agriculture and Horticulture (7)—Donohue, Chairman; Canfield, Chytil, Freise, Hanna, Knoblauch, McMillan.

Banks, Financial Institutions and Insurance (16)—Herrmann, Chairman; Mardesich, Vice Chairman; Connor, Cooney, Dore, Foley, Freise, Herr, **Huntley, Kupka, Marquardt, Morgan, *Neill, Peterson (Lowell), Pritchard, Ryder, Twigg.

Cities, Towns and Counties (15)—Herr, Chairman; Talley, Vice Chairman; Atwood, Chytil, Connor, Donohue, Dore, Durkan, Henry, Kupka, Peterson (Ted), Pritchard, Redmon, Uhlman, Williams.

Commerce, Manufacturing and Licenses (8)—Kupka, Chairman; Connor, Guess, Herr, Keefe, Knoblauch, Marquardt, Peterson (Ted).

Constitution, Elections and Legislative Processes (16)—McCutcheon, Chairman; Cooney, Donohue, Faulk, Greive, Herrmann, Keefe, Kupka, Lennart, Metcalf, McCormack, McMillan, Pritchard, Stender, Washington, Woodall.

Education (12)—Ridder, Chairman; Andersen, Henry, Herrmann, Knoblauch, Metcalf, McCutcheon, McMillan, Peterson (Ted), Stender, Talley, Washington.

Higher Education and Libraries (14)—Sandison, Chairman; Atwood, Canfield, Dore, Foley, Gissberg, Guess, Hallauer, **Huntley, Lewis, Mardesich, McCormack, *Neill, Ryder, Uhlman.

Highways (27)—Washington, Chairman; Henry, Vice Chairman; Bailey, Donohue, Durkan, Faulk, Foley, Freise, Guess, Hallauer, Hanna, Herrmann, **Huntley, Keefe, Knoblauch, Lennart, Mardesich, Marquardt, Morgan, Peterson (Lowell), Peterson (Ted), Pritchard, Redmon, Ridder, Sandison, Stender, Talley, Williams.

Judiciary (17)—Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Freise, Gissberg, Greive, Hanna, Herrmann, McCormack, McCutcheon, *Neill, Twigg, Williams, Woodall.

Labor and Social Security (8)—Rasmussen, Chairman; Bailey, Connor, Durkan, Faulk, Marquardt, Ridder, Stender.

Liquor Control (7)—Connor, Chairman; Andersen, Dore, Henry, Kupka, Twigg, Woodall.

Medicine, Dentistry, Public Health, Air and Water Pollution (16)—McMillan, Chairman; Andersen, Atwood, Connor, Cooney, Faulk, Greive, Hallauer, Herrmann, Keefe, Marquardt, Morgan, McCutcheon, Talley, Twigg, Woodall.

Natural Resources, Parks, Fisheries and Game Fish (17)—Peterson (Lowell), Chairman; Bailey, Canfield, Cooney, Gissberg, Hallauer, Henry, Herr, Lennart, Lewis, Metcalf, Peterson (Ted), Rasmussen, Redmon, Sandison, Stender, Talley.

Public Institutions (12)—Morgan, Chairman; Canfield, Faulk, Freise, Keefe, Knoblauch, Kupka, Metcalf, Peterson (Lowell), Redmon, Ridder, Sandison.

Public Utilities (14)—Mardesich, Chairman; Chytil, Cooney, Gissberg, Guess, Hanna, Herrmann, Keefe, Lewis, McCormack, McCutcheon, McMillan, Rasmussen, Washington.

Rules and Joint Rules (17)—Cherberg, Chairman; **Atwood, Bailey, Chytil, Cooney, Foley, Freise, Gissberg, Greive, Hallauer, Hanna, Keefe, Knoblauch, Lennart, *Neill, Ryder, Talley, Woodall.

State Government (9)—Henry, Chairman; Durkan, Hanna, Lewis, Metcalf, Redmon, Ryder, Uhlman, Washington.

Ways and Means (29)—Durkan, Chairman; **Subcommittee on Appropriations**—Dore, Chairman; Atwood, Bailey, Canfield, Chytil, Donohue, Foley, Guess, Hallauer, Herr, **Huntley, Lennart, Lewis, Morgan, *Neill, Ridder, Sandison, Uhlman.

Subcommittee on Revenue and Taxation—McCormack, Chairman; Andersen, Cooney, Gissberg, Greive, Mardesich, McMillan, Rasmussen, Ryder, Williams, Woodall.

Subcommittee on Claims and Auditing—Durkan, Chairman; Atwood, Dore, Foley, Gissberg, Greive, *Neill, Woodall.

*Resigned 4-24-67.

**Appointed 4-24-67.

SENATE INDIVIDUAL COMMITTEE ASSIGNMENTS 1967 SESSION

- ANDERSEN (James A.)**—Education; Judiciary; Liquor Control; Medicine, Dentistry, Public Health, Air and Water Pollution; Ways and Means (Revenue and Taxation).
- ATWOOD (R. Frank)**—Cities, Towns and Counties; Higher Education and Libraries; Judiciary; Medicine, Dentistry, Public Health, Air and Water Pollution; **Rules and Joint Rules; Ways and Means (Appropriations).
- BAILEY (Robert C.)**—Highways; Labor and Social Security; Natural Resources, Parks, Fisheries and Game Fish; Rules and Joint Rules; Ways and Means (Appropriations).
- CANFIELD (Damon R.)**—Agriculture and Horticulture; Higher Education and Libraries; Natural Resources, Parks, Fisheries and Game Fish; Public Institutions; Ways and Means (Appropriations).
- CHYTIL (Joe)**—Agriculture and Horticulture; Cities, Towns and Counties; Public Utilities; Rules and Joint Rules; Ways and Means (Appropriations).
- CONNOR (Frank)**—Chairman: Liquor Control; Banks, Financial Institutions and Insurance; Cities, Towns and Counties; Commerce, Manufacturing and Licenses; Labor and Social Security; Medicine, Dentistry, Public Health, Air and Water Pollution.
- COONEY (John L.)**—Banks, Financial Institutions and Insurance; Constitution, Elections and Legislative Processes; Medicine, Dentistry, Public Health, Air and Water Pollution; Natural Resources, Parks, Fisheries and Game Fish; Public Utilities; Rules and Joint Rules; Ways and Means (Revenue and Taxation).
- DONOHUE (Dewey C.)**—Chairman: Agriculture and Horticulture; Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Highways; Ways and Means (Appropriations).
- DORE (Fred H.)**—Chairman: Ways and Means (Appropriations); Vice Chairman: Judiciary; Banks, Financial Institutions and Insurance; Cities, Towns and Counties; Higher Education and Libraries; Liquor Control.
- DURKAN (Martin J.)**—Chairman: Ways and Means; Cities, Town and Counties; Highways; Judiciary, Labor and Social Security; State Government.
- FAULK (Lawrence J.)**—Constitution, Elections and Legislative Processes; Highways; Labor and Social Security; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Institutions.
- FOLEY (Frank W.)**—Banks, Financial Institutions and Insurance; Higher Education and Libraries; Highways; Judiciary; Rules and Joint Rules; Ways and Means (Appropriations).
- FREISE (Herbert H.)**—Agriculture and Horticulture; Banks, Financial Institutions and Insurance; Highways; Judiciary; Public Institutions; Rules and Joint Rules.
- GISSBERG (William A.)**—Higher Education and Libraries; Judiciary; Natural Resources, Parks, Fisheries and Game Fish; Public Utilities; Rules and Joint Rules; Ways and Means (Revenue and Taxation).
- GREIVE (R. R. Bob)**—Constitution, Elections and Legislative Processes; Judiciary; Medicine, Dentistry, Public Health, Air and Water Pollution; Rules and Joint Rules; Ways and Means (Revenue and Taxation).
- GUESS (Sam C.)**—Commerce, Manufacturing and Licenses; Higher Education and Libraries; Highways; Public Utilities; Ways and Means (Appropriations).
- HALLAUER (Wilbur G.)**—Higher Education and Libraries; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution; Natural Resources, Parks, Fisheries and Game Fish; Rules and Joint Rules; Ways and Means (Appropriations).
- HANNA (H. B. Jerry)**—Agriculture and Horticulture; Highways; Judiciary; Public Utilities; Rules and Joint Rules; State Government.

- HENRY (Al)**—Chairman: State Government; Vice Chairman: Highways; Cities, Towns and Counties; Education; Liquor Control; Natural Resources, Parks, Fisheries and Game Fish.
- HERR (Gordon)**—Chairman: Cities, Towns and Counties; Banks, Financial Institutions and Insurance; Commerce, Manufacturing and Licenses; Natural Resources, Parks, Fisheries and Game Fish; Ways and Means (Appropriations).
- HERRMANN (Karl)**—Chairman: Banks, Financial Institutions and Insurance; Constitution, Elections and Legislative Processes; Education; Highways; Judiciary; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Utilities.
- **HUNTLEY (Elmer C.)**—Banks, Financial Institutions and Insurance; Higher Education and Libraries; Highways; Ways and Means (Appropriations).
- KEEFE (James E.)**—Commerce, Manufacturing and Licenses; Constitution, Elections and Legislative Processes; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Institutions; Public Utilities; Rules and Joint Rules.
- KNOBLAUCH (Reuben A.)**—Agriculture and Horticulture; Commerce, Manufacturing and Licenses; Education; Highways; Public Institutions; Rules and Joint Rules.
- KUPKA (George W.)**—Chairman: Commerce, Manufacturing and Licenses; Banks, Financial Institutions and Insurance; Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Liquor Control; Public Institutions.
- LENNART (Ernest W.)**—Constitution, Elections and Legislative Processes; Highways; Natural Resources, Parks, Fisheries and Game Fish; Rules and Joint Rules; Ways and Means (Appropriations).
- LEWIS (Harry B.)**—Higher Education and Libraries; Natural Resources, Parks, Fisheries and Game Fish; Public Utilities; State Government; Ways and Means (Appropriations).
- McCORMACK (Mike)**—Chairman: Ways and Means (Revenue and Taxation); Constitution, Elections and Legislative Processes; Higher Education and Libraries; Judiciary; Public Utilities.
- McCUTCHEON (John T.)**—Chairman: Constitution, Elections and Legislative Processes; Education; Judiciary; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Utilities.
- McMILLAN (David E.)**—Chairman: Medicine, Dentistry, Public Health, Air and Water Pollution; Agriculture and Horticulture; Constitution, Elections and Legislative Processes; Education; Public Utilities; Ways and Means (Revenue and Taxation).
- MARDESICH (August P.)**—Chairman: Public Utilities; Vice Chairman: Banks, Financial Institutions and Insurance; Higher Education and Libraries; Highways; Ways and Means (Revenue and Taxation).
- MARQUARDT (Richard G. Dick)**—Banks, Financial Institutions and Insurance; Commerce, Manufacturing and Licenses; Highways; Labor and Social Security; Medicine, Dentistry, Public Health, Air and Water Pollution.
- METCALF (Jack)**—Constitution, Elections and Legislative Processes; Education; Natural Resources, Parks, Fisheries and Game Fish; Public Institutions; State Government.
- MORGAN (Frances Haddon)**—Chairman: Public Institutions; Banks, Financial Institutions and Insurance; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution; Ways and Means (Appropriations).
- *NEILL (Marshall A.)**—Banks, Financial Institutions and Insurance; Higher Education and Libraries; Judiciary; Rules and Joint Rules; Ways and Means (Appropriations).
- PETERSON (Lowell)**—Chairman: Natural Resources, Parks, Fisheries and Game Fish; Banks, Financial Institutions and Insurance; Highways; Public Institutions.
- PETERSON (Ted G.)**—Cities, Towns and Counties; Commerce, Manufacturing and Licenses; Education; Highways; Natural Resources, Parks, Fisheries and Game Fish.
- PRITCHARD (Joel M.)**—Banks, Financial Institutions and Insurance; Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Highways.

- RASMUSSEN (A. L.)**—Chairman: Labor and Social Security; Natural Resources, Parks, Fisheries and Game Fish; Public Utilities; Ways and Means (Revenue and Taxation).
- REDMON (Fred G.)**—Cities, Towns and Counties; Highways; Natural Resources, Parks, Fisheries and Game Fish; Public Institutions; State Government.
- RIDDER (Robert C.)**—Chairman: Education; Highways; Labor and Social Security; Public Institutions; Ways and Means (Appropriations).
- RYDER (John N.)**—Banks, Financial Institutions and Insurance; Higher Education and Libraries; Rules and Joint Rules; State Government; Ways and Means (Revenue and Taxation).
- SANDISON (Gordon)**—Chairman: Higher Education and Libraries; Highways; Natural Resources, Parks, Fisheries and Game Fish; Public Institutions; Ways and Means (Appropriations).
- STENDER (John H.)**—Constitution, Elections and Legislative Processes; Education; Highways; Labor and Social Security; Natural Resources, Parks, Fisheries and Game Fish.
- TALLEY (Don L.)**—Vice Chairman: Cities, Towns and Counties; Education; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution; Natural Resources, Parks, Fisheries and Game Fish; Rules and Joint Rules.
- TWIGG (Robert W.)**—Banks, Financial Institutions and Insurance; Judiciary; Liquor Control; Medicine, Dentistry, Public Health, Air and Water Pollution.
- UHLMAN (Wes C.)**—Chairman: Judiciary; Cities, Towns and Counties; Higher Education and Libraries; State Government; Ways and Means (Appropriations).
- WASHINGTON (Nat)**—Chairman: Highways; Constitution, Elections and Legislative Processes; Education; Public Utilities; State Government.
- WILLIAMS (Walter B.)**—Cities, Towns and Counties; Highways; Judiciary; Ways and Means (Revenue and Taxation).
- WOODALL (Perry B.)**—Constitution, Elections and Legislative Processes; Judiciary; Liquor Control; Medicine, Dentistry, Public Health, Air and Water Pollution; Rules and Joint Rules; Ways and Means (Revenue and Taxation).

* Resigned 4-24-67.

** Appointed 4-24-67.

LEGISLATIVE INTERIM COMMITTEE APPOINTMENTS 1967 - 1969

WASHINGTON STATE ARTS COMMISSION (HB 202)

Senator

*Ernest W. Lennart

Representative

*David G. Sprague

OTHER APPOINTEES

Huntington Boyd
Kenneth Brooks
John A. Conway
Robert Evans
Jean Haddon
Sherman Huffine
Mary J. Johnson
Thelma Johnson
Virginia Katims

Gene Keene
Delbert McBride
Marjorie Phillips
Robert H. Schulman
Mrs. David E. Skinner
Alfred J. Stojowski
William Werrbach
Mrs. Thomas O. Williams

* Attorney General's Opinion (AGO 1967 No. 32) holds members of 40th Legislature ineligible to serve.

LEGISLATIVE BUDGET COMMITTEE (RCW 44.28.010 and SB 619)

Senators

Frank W. Foley, Chairman
R. Frank Atwood, Vice Chairman
James Andersen
Damon R. Canfield
Fred H. Dore
Martin J. Durkan
Ernest W. Lennart
August P. Mardesich

Representatives

Robert F. Goldsworthy, Secretary
Arlie U. DeJarnatt, Vice Secretary
Henry Backstrom
William Chatalas
S. E. Flanagan
Charles E. Newschwander
Gerald L. Saling
Leonard A. Sawyer

COLUMBIA INTERSTATE COMPACT COMMISSION (RCW 43.57.010)

Senators

R. Frank Atwood
John L. Cooney

Representatives

Joe D. Haussler
Irving Newhouse

OTHER APPOINTEE

H. Maurice Ahlquist, Chairman

LEGISLATIVE COUNCIL (RCW 44.24.010 and HB 8)

Senators

William A. Gissberg, Vice Chairman
Walter B. Williams, Secretary
R. R. Bob Greive, Executive
Committee
Joe Chytil
John L. Cooney
Wilbur G. Hallauer
James E. Keefe
Reuben A. Knoblauch
George W. Kupka
Ted G. Peterson
Joel M. Pritchard
John H. Stender
Don L. Talley
Robert W. Twigg
Perry B. Woodall
Frank Connor, Liaison Member

Representatives

Don Eldridge, Chairman
Helmut L. Jueling, Executive
Committee
Charles Moon, Executive Committee
Stewart Bledsoe
Thomas L. Copeland
William S. Day
Slade Gorton
Edward F. Harris
Joe D. Haussler
Dan Jolly
William J. S. May
Mary Ellen McCaffree
Irving Newhouse
John L. O'Brien
Sam Smith
Hal Wolf

SPECIAL MEMBERS

Otto Amen
 R. Ted Bottiger
 Richard U. Chapin
 Virginia Clocksin
 Dr. Caswell J. Farr
 Mary Stuart Lux
 Joseph L. McGavick
 Frank G. Marzano
 Walt Reese
 Gordon W. Richardson
 David G. Sprague
 Alan Thompson

**EDUCATION COMMISSION OF THE STATES
(SB 107)**

Senator	Representative
Gordon Sandison	Gerald L. Saling

OTHER APPOINTEES

Governor Daniel J. Evans, Chairman
 Louis Bruno
 Mrs. Jerome Freiberg
 Dr. William Steward
 Philip B. Swain

**JOINT COMMITTEE ON EDUCATION
(RCW 44.33.220)**

Senators	Representatives
Robert C. Ridder, Secretary	Frank B. Brouillet, Chairman
David E. McMillan	Audley F. Mahaffey, Vice Chairman
Richard G. Marquardt	Francis E. Holman
Jack Metcalf	Doris J. Johnson
Wes C. Uulman	Harold S. Zimmerman

**BOARDS OF LEGISLATIVE ETHICS
(SB 630)**

Senators	Representatives
Fred H. Dore, Vice Chairman	Norwood Cunningham
James A. Andersen	Mrs. Joseph E. Hurley
Robert C. Bailey	Robert A. Perry
John N. Ryder	Thomas A. Swayze, Jr.

OTHER APPOINTEES

Bruce Helberg, Chairman
 Ray Olsen, Secretary
 Gary Blomquist
 Herbert M. Hamblen
 Charles H. Perry
 John A. Petrich
 Robert M. Schaefer
 James E. Winton

**INTERIM COMMITTEE ON FISHERIES
(HCR 53)**

Senators	Representatives
Lowell Peterson, Vice Chairman	Dwight C. Hawley, Chairman
Ted G. Peterson	Fred A. Veroske, Secretary
A. L. Rasmussen	Dick Taylor
Fred G. Redmon	F. Pat Wanamaker
Don L. Talley	

**LEGISLATIVE COMMITTEE ON GAME AND GAME FISH
(HCR 54)**

Senators

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Gordon Herr
Reuben A. Knoblauch
Ernest W. Lennart
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Hugh Kalich, Chairman
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Art Avey
Vaughn Hubbard
Keith J. Spanton

**JOINT COMMITTEE ON GOVERNMENTAL COOPERATION
(SCR 6 and SB 654)**

John A. Cherberg, Chairman

Senators

R. R. Bob Greive, Executive
Committee
Perry B. Woodall, Executive
Committee
John T. McCutcheon
Jack Metcalf
Nat Washington
Frank Connor, Ex Officio

Representatives

Gary Grant, Secretary
P. J. Gallagher, Executive
Committee
John S. Murray, Executive
Committee
Paul Barden
William S. Leckenby

**JOINT COMMITTEE ON HIGHWAYS
(RCW 44.40.010 and SHB 722)**

Senators

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Sam C. Guess, Executive Committee
Nat Washington, Executive
Committee
Robert C. Bailey
Dewey C. Donohue
Elmer C. Huntley
John T. McCutcheon
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Frances Haddon Morgan
Lowell Peterson
Fred G. Redmon
Lawrence J. Faulk, Liaison Member

Representatives

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Bob McDougall, Executive
Committee
Duane L. Berentson
Horace W. Bozarth
Paul H. Conner
Norwood Cunningham
Avery Garrett
Brian J. Lewis
W. L. McCormick
Robert W. O'Dell
Jonathan Whetzel

**INTERIM COMMITTEE ON INSURANCE
(SCR 4)**

Senators

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Herbert H. Freise, Vice Chairman
James A. Andersen
Frank Connor
Gordon Herr

Representatives

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Committee Co-Secretary
Mark Litchman, Executive
Committee Co-Secretary
Eric O. Anderson
George W. Clarke
Thomas A. Swayze, Jr.

**JUDICIAL COUNCIL
(RCW 2.52.010 and SB 201)**

Senators

Fred H. Dore
Herbert H. Freise
Wes C. Uhlman

Representatives

Newman H. Clark
Edward Heavey
Timothy H. Hill

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Chief Justice Robert C. Finley,
Chairman
Justice Robert T. Hunter,
Vice Chairman
Charles O. Carroll
Frank D. James
Guthrie Langsdorf

William Lorenz
Leo J. O'Brien
John J. O'Connell
Daniel Reaugh
Waldo F. Stone
Lehan Tunks

**MUNICIPAL COMMITTEE
(HCR 44)**

Senators

Martin J. Durkan, Chairman
Robert W. Twigg, Vice Chairman

Representatives

Gordon L. Walgren, Secretary
Donald H. Brazier, Jr.

OTHER APPOINTEES

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Willard Sampson
James A. Swinyard

**JOINT COMMITTEE ON NUCLEAR ENERGY
(SB 453)**

Senators

Mike McCormack, Vice Chairman
Damon R. Canfield, Secretary
H. B. Hanna
Joel M. Pritchard

Representatives

Robert L. Charette, Chairman
Bill Kiskaddon
John Merrill
Sid W. Morrison

**OCEANOGRAPHIC COMMISSION OF WASHINGTON
(SB 49)**

***Senators**

August P. Mardesich
John N. Ryder
Wes C. Uhlman

***Representatives**

Don Eldridge
Slade Gorton
Dick J. Kink

OTHER APPOINTEES

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Jon Lindbergh, Vice Chairman
Daniel B. Ward, Ex Officio
Dr. George Farwell
Sherwood Fawcett
George Johansen

*Court test anticipated on eligibility of legislators.

**TEMPORARY ADVISORY COUNCIL FOR PUBLIC HIGHER EDUCATION
(SCR 15)**

Senators

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H. B. Hanna
Harry B. Lewis
Mike McCormack
John N. Ryder

Representatives

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Gladys Kirk
Daniel G. Marsh
Richard L. Smythe

OTHER APPOINTEES

Dr. M. A. Allan, Secretary
Dr. Charles E. Odegaard
Dr. Glenn Terrell
Dr. James E. Brooks
Dr. Emerson C. Shuck
Dr. Charles J. Flora
Dr. Walter Johnson
Mrs. Neal Tourtellotte, 1st District
Stanton Hall, 2nd District
Howard Burnham, 3rd District
Mrs. Virginia Hislop, 4th District
Dr. Mark Koehler, 5th District
Mrs. Conrad Davies, 6th District
Mrs. Henry B. Owen, 7th District

STATE PUBLIC PENSION COMMISSION
(RCW 41.52.010 and SB 68 and SB 69)

Senators

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Frank Connor
Martin J. Durkan
Lawrence J. Faulk
Walter B. Williams

Representatives

Homer Humiston, Chairman
John Bagnariol, Vice Chairman
Charles W. Elicker
Jerry C. Kopet
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OTHER APPOINTEES

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Robert V. Graham
James Hillenkamp

Percy Lockitch
Robert V. Young

SITE SELECTION COMMISSION
(HB 150)

Senators

Joe Chytil
James E. Keefe
George W. Kupka

Representatives

Gladys Kirk, Chairman
John M. Rosellini, Vice Chairman
Marjorie W. Lynch, Secretary

OTHER APPOINTEES

Dr. William R. Conte
W. C. Howe

JOINT INTERIM COMMITTEE ON LEGISLATIVE SPACE ALLOCATION

Senators

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Senate Committee
Harry B. Lewis, Vice Chairman
A. L. Rasmussen

Representatives

Thomas L. Copeland, Chairman
Hal Wolf, Secretary
John L. O'Brien

STATUTE LAW COMMITTEE
(RCW 1.08.001 and HB 965)

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Wes C. Uhlman

Representatives

Newman H. Clark
R. Ted Bottiger
Timothy H. Hill

OTHER APPOINTEES

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Charles R. Olson
Daniel J. Rivera
Robert L. Charette, Chairman

Charles P. Moriarty, Jr., Vice Chairman
Bernard J. Gallagher
Raymond W. Haman

WATER RESOURCES ADVISORY COUNCIL
(SB 143)

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R. M. Harris
Bernard Bucove
Thor C. Tollefson
John A. Biggs
Wolf Bauer

Henry E. Alexander
J. O. Julson
Don W. Moos
Donald Tilton
William G. Wolford

WORLD FAIR COMMISSION
(HB 387)

John A. Cherberg, Ex Officio
Senators
William A. Gissberg
Harry B. Lewis

Don Eldridge, Ex Officio
Representatives
Alan Bluechel
Dave Ceccarelli

OTHER APPOINTEES

Daniel B. Ward, Chairman
Ralph Rosenberry
William Woods

SENATE BILLS PASSED BY SENATE AND HOUSE

Showing the Action by the Governor Thereon

1967

FORTIETH LEGISLATIVE SESSION
REGULAR AND EXTRAORDINARY

<i>Senate Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
2	Study of Duties and Salaries of State and County Officers	19	3/ 8	6/ 8/67
5	Parks and Recreation—Option Agreements.....	90 Ex.	4/28	7/30/67
8	County Boundary Advisory Commission.....	9	2/17	6/ 8/67
9	Charitable Trusts	53 Ex.	4/18	7/30/67
11	Motor Vehicles—Stop and Display Driver's Li- cense—Defective Equipment	144	3/21	3/21/67
Sub. 15	Motorcycles and Motor Driven Cycles.....	232	3/21	6/ 8/67
Sub. 18	Garnishment in Justice Court.....	143	3/21	6/ 8/67
Sub. 19	Garnishment in Superior Court.....	142	3/21	6/ 8/67
Sub. 23	Proprietary Schools	72 Ex.	4/22	7/ 1/67
31	Intoxicating Liquors and Alcoholism.....	75 Ex.	4/25	7/ 1/67
Sub. 33	Land Donation—San Juan Island National His- torical Park	94	3/21	6/ 8/67
34	Port Districts—Collective Bargaining and Arbi- tration	101	3/20	6/ 8/67
36	Motor Vehicles	32	3/15	3/15/67
40	State Residential Schools—Residents—Financial Responsibility	141	3/21	7/ 1/67
41	University District—Games for Hire.....	90	3/21	6/ 8/67
Sub. 42	Uniform Commercial Code.....	114	3/21	
			Sec. 12	3/21/67
			Rest	6/30/67
43	Motor Vehicles—Ownership—Registration—Secu- rity Interests	140	3/21	6/30/67
45	Interlocal Cooperation Act—Sec. 13 P.V.....	239	3/21	7/ 1/67
Sub. 46	Washington Clean Air Act—Sec. 44 P.V.....	238	3/21	6/ 8/67
49	Oceanographic Commission—Oceanographic In- stitute of Washington—Sec. 2 P.V.....	243	3/ 8	7/ 1/67
Sub. 52	Administrative Rules and Procedure.....	237	3/21	7/ 1/67
53	Humane Slaughter of Animals.....	31	3/15	6/ 8/67
55	Escrow Agents	76 Ex.	4/25	7/30/67
60	Grand Jury Proceedings—Attorneys—Appear- ance	130	3/21	6/ 8/67
62	Forest Reserve Funds	230	3/21	6/ 8/67
Sub. 63.	Retail Installment Sales of Goods and Services.	234	3/21	1/ 1/68
64	Deleting Requirement to Maintain Western State Dairy Herd	23	3/13	6/ 8/67
65	Banks and Trust Companies.....	133	3/21	6/ 8/67
68	State Public Pension Commission.....	128	3/21	6/ 8/67
69	Public Pension Commission—Volunteer Fire- men's Fund	160	3/21	6/ 8/67
Sub. 74	Diking and Drainage Districts—Improvement Districts	154	3/21	6/ 8/67
75	Compensation of Official Court Reporters.....	20	3/ 8	6/ 8/67
76	Washington Nonprofit Corporation Act.....	235	3/21	7/ 1/67
77	Declaring Certain Uses of Telephone Unlawful..	16	3/ 7	6/ 8/67
Sub. 78	Public Contracts—Bidding—Offshore Items.....	139	3/21	6/ 8/67
80	Motor Vehicle Drivers' Licenses.....	129	3/21	6/ 8/67
82	Pilotage Act	15	3/ 7	6/ 8/67
86	State Colleges—Degrees	231	3/21	6/ 8/67
88	Aliens—Land Ownership	163	3/21	3/21/67
89	Public Funds—Depositaries—Collateral Security Requirements	132	3/21	6/ 8/67

SENATE BILLS PASSED BY SENATE AND HOUSE—Continued

<i>Senate Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
90	Urban Transportation Systems—Fuel Tax Exemptions and Refunds.....	86	3/21	6/ 8/67
91	Marital Documents—Copies to Armed Services Personnel	89	3/21	6/ 8/67
92	Recording and Filing of Documents.....	98	3/20	6/ 8/67
93	Port Districts—Contract Sewer and Water Services	131	3/21	6/ 8/67
96	Washington Public Employees' Retirement System	127	3/21	3/21/67
101	Retail Sales Tax—Exemptions	87	3/21	6/ 8/67
Sub. 103	Delinquent or Dependent Children—Commitment	137	3/21	3/21/67
104	Cities and Towns—Vacation of Streets—Charter Petitions	123	3/21	6/ 8/67
106	Littering	85	3/21	6/ 8/67
107	Compact for Education.....	83	3/21	6/ 8/67
113	Assignment of Patients to State Hospitals.....	24	3/13	6/ 8/67
119	Municipal Water and Sewer Facilities.....	113	3/21	6/ 8/67
120	Juveniles—Destruction of Records.....	93	3/21	6/ 8/67
121	State Institutions—Conditional Medicine and Surgery Licenses	138	3/21	6/ 8/67
122	Legislative Lobbying	131 Ex.	5/10	7/30/67
133	Port Districts—Expenditures for Promotional Hosting, Etc.	136	3/21	6/ 8/67
135	School District Employees' Sick Leave.....	12	3/ 3	6/ 8/67
138	Liquor—Deleting Territory from U of W Interdicted Area	21	3/10	6/ 8/67
139	Joint Governmental Operations—Deposit and Control of Funds.....	41	3/16	6/ 8/67
143	Administration of State Water Resources.....	242	3/21	7/ 1/67
152	Motor Vehicle Financial Responsibility.....	3 Ex.	3/28	7/ 1/67
156	Phenylketonuria (P.K.U.) and other Disorders..	82	3/21	6/ 8/67
157	Work Release Program for Prisoners.....	17	3/ 7	7/ 1/67
159	Counties—Contract and Purchase Procedure...	97	3/20	6/ 8/67
161	Mental Health Etc. Services—Local Interstate Contracts	84	3/21	6/ 8/67
163	Arrest by Teletype—Extradition	91	3/21	6/ 8/67
166	Vital Statistics	26	3/14	1/ 1/68
167	WSU Columbia River Electrical Research Station	14	3/ 7	6/ 8/67
168	Metropolitan Municipal Corporations.....	105	3/21	3/21/67
169	Unfit Dwellings, Buildings and Structures.....	111	3/21	6/ 8/67
175	Water Rights	233	3/21	7/ 1/67
178	Mutual Savings Banks.....	145	3/21	6/ 8/67
181	Electricians and Electrical Installations.....	88	3/21	6/ 8/67
184	Liens—Towing and Storage of Vehicles.....	155	3/21	6/ 8/67
193	Public Building Service Maintenance Contracts —Prevailing Rate of Wage.....	14 Ex.	4/ 5	7/30/67
194	Minimum Wages	80 Ex.	4/26	7/30/67
196	Reconveyance of Lands to Snohomish County...	18	3/ 7	6/ 8/67
197	Insurance—Unfair Practices and Competition...	147	3/21	6/ 8/67
198	Appropriation—Legislative Expense and Members' Subsistence	3	1/20	1/20/67
Sub. 199	Insurance	150	3/21	6/ 8/67
200	Superior Court—Judges Pro Tempore.....	149	3/21	6/ 8/67
201	Judicial Council	124	3/21	6/ 8/67
204	Motor Vehicle Fuel Tax.....	153	3/21	6/ 8/67
Sub. 206	Insurance	12 Ex.	4/ 5	7/30/67
212	Public Employers—Insurance and Health Care Programs	135	3/21	6/ 8/67
215	Annexation of Fire Protection District Territory by City or Town.....	146	3/21	6/ 8/67

SENATE BILLS PASSED BY SENATE AND HOUSE—Continued

Senate Bill No.	Subject	Chapter Number	Date Signed	Effective Date
219	East Capitol Site.....	43 Ex.	4/11	4/11/67
220	Selection of Jurors in Superior Court.....	92	3/21	6/ 8/67
221	Recording—Mortgages, Deeds of Trust—Master Form Instruments	148	3/21	6/ 8/67
233	Prison Terms, Paroles, and Probation.....	134	3/21	7/ 1/67
234	Public Service Companies.....	156	3/21	6/ 8/67
Sub. 239	Commissioners Cities—Salaries, Mayor and Com- missioners	100	3/20	6/ 8/67
241	Sale, Exchange, of Washington State Patrol Land in Seattle.....	95	3/20	6/ 8/67
245	Registration of Contractors.....	126	3/21	6/ 8/67
247	Multistate Tax Compact	125	3/21	6/ 8/67
249	Motor Vehicle Speed Limits.....	25	3/13	6/ 8/67
250	State Universities—Sale or Exchange of Lands..	116	3/21	6/ 8/67
251	Highways—Acquisitions to Preserve Limited Ac- cess or Reduce Compensation.....	117	3/21	6/ 8/67
252	City or Town Streets As Part of State Highways	115	3/21	6/ 8/67
254	Taxation—Credits—Records	89 Ex.	4/28	6/ 1/67
255	Changing Excise Tax Laws—Sec. 21 Vetoed.....	149 Ex.	5/11	5/11/67
256	Teachers' Retirement System.....	151	3/21	7/ 1/67
259	Deeds of Trust.....	30	3/15	6/ 8/67
261	Amending County Publication Notice, Sale of Property	144 Ex.	5/11	7/30/67
270	Local Government Indebtedness.....	107	3/21	6/ 8/67
280	Motor Vehicle Dealers and Salesmen—Sec. 15 P.V.	74 Ex.	4/22	
			Sec. 1-3	4/22/67
			Sec. 16-25	4/22/67
			Rest	7/ 1/67
282	Credit Life Insurance.....	82 Ex.	4/26	7/30/67
Sub. 283	PUD's, Cities, Electrical Companies—Cooperation —Nuclear Facilities	159	3/21	6/ 8/67
284	Sexual Psychopaths	104	3/20	6/ 8/67
285	Motor Vehicle Excise Tax.....	121	3/21	6/ 8/67
286	Motor Vehicle Wreckers.....	13 Ex.	4/ 5	7/30/67
291	Agricultural Enabling Act—Agencies Applicable to	55 Ex.	4/18	7/30/67
294	Interstate Commercial Vehicles—Single Cab Cards	94 Ex.	4/28	7/30/67
Sub. 308	State Board of Education—Superintendent of Public Instruction	158	3/21	6/ 8/67
311	PUD Commissioners—Compensation	161	3/21	6/ 8/67
315	Law Enforcement Officers Training.....	122	3/21	7/ 1/67
318	County Officers—Compensation	77 Ex.	4/25	7/30/67
320	Agriculture—Sec. 31 and 36 Vetoed.....	240	3/21	6/ 8/67
323	Legal Notice Publication Rates.....	57 Ex.	4/18	7/30/67
324	Fire Fighting Equipment—Standardization.....	152	3/21	6/ 8/67
325	Probate Procedure—Sec. 1 Vetoed.....	106 Ex.	4/28	7/ 1/67
328	Municipal Courts—Departments—Change of Venue—Sec. 2 P.V.....	241	3/21	6/ 8/67
333	Colony of the State Soldiers' Home.....	112	3/21	6/ 8/67
338	Gifts to Minors.....	88 Ex.	4/28	7/ 1/67
355	Operation of Vehicles Requiring Special Skills— Classified Driver Licenses	20 Ex.	4/ 7	7/30/67
			Sec. 1, 3, 4	1/ 1/68
363	Historic Sites and Properties—Advisory Council on Historic Preservation	19 Ex.	4/ 7	7/30/67
364	Multi-Purpose Community Centers.....	110	3/21	6/ 9/67
366	Mobile Homes—Trailers—Safety and Equipment	157	3/21	6/ 8/67

SENATE BILLS PASSED BY SENATE AND HOUSE—Continued

Senate Bill No.	Subject	Chapter Number	Date Signed	Effective Date
369	Elections—County Freeholders—Voting Devices.	130 Ex.	5/10	7/30/67
371	State Building Authority.....	162	3/21	6/ 8/67
375	Common School Plant Facilities—Bonds.....	56 Ex.	4/18	4/18/67
376	Support of the Common Schools.....	29	3/15	3/15/67
378	Regulating Real Estate Brokers and Salesmen...	22	3/10	6/ 8/67
381	Counties, Population 170,000 or Over—Highways —Open Spaces	109	3/21	6/ 9/67
386	Colleges and Universities—Buildings, Facilities, Lands—Powers and Duties—Sec. 3 Vetoed..	107 Ex.	4/22	4/22/67
390	Highways—Urban Public Transportation Systems	108	3/21	6/ 8/67
Sub. 405	Bonds—Water Pollution Control Facilities.....	106	3/21	Ref. #17
Sub. 409	Vocational Rehabilitation	118	3/21	4/ 1/67
Sub. 414	Seashore Conservation	120	3/21	3/21/67
419	Vacation of Streets and Alleys.....	129 Ex.	5/10	7/30/67
Sub. 424	Scenic and Recreational Highway System.....	85 Ex.	4/27	7/30/67
432	Specialized Forest Products.....	47 Ex.	4/14	7/30/67
436	Appropriation—Legislative Expense and Mem- bers' Subsistence—Legislative Council and Budget Committee	8	2/15	2/15/67
442	School Districts—Intermediate Districts—Direc- tors—Legal Advisers	67 Ex.	4/19	4/19/67
447	Firemen of Cities and Towns.....	91 Ex.	4/28	7/30/67
453	Nuclear Energy Committee.....	113 Ex.	5/ 3	7/30/67
457	Federal Obligations as Collateral for Deposit of Public Funds	48 Ex.	4/14	7/30/67
462	Tidelands—Use by Upland Owners.....	128 Ex.	5/10	7/30/67
464	Civil Actions and Procedure.....	46 Ex.	4/14	7/30/67
466	Court Commissioners	87 Ex.	4/28	7/30/67
468	Property Tax—Senior Citizen Exemption.....	132 Ex.	5/10	7/30/67
472	Leasing and Sale of State Lands.....	78 Ex.	4/25	7/30/67
480	Administrative Procedure	71 Ex.	4/22	7/30/67
483	Explosives	99	3/20	6/ 8/67
486	Cities and Towns—Converting Overhead Electric and Communications Facilities.....	119	3/21	6/ 8/67
491	Community College Development Districts.....	103	3/20	3/20/67
503	Stadiums—Dedication of Air Space Use—Prop- erty Tax Exemptions	117 Ex.	5/ 3	7/30/67
505	Public Stadium Facilities.....	236	3/21	6/ 8/67
507	Communications—Intercepting, Recording, Di- vulging—Penalty	93 Ex.	4/28	7/30/67
519	Actions by Parent for Death of or Injury to Child—Damages	81 Ex.	4/26	7/30/67
529	Accidental Death and Dismemberment Insurance for State Employees and Officials.....	6 Ex.	4/ 3	7/30/67
532	Authorizing Capital Improvement Bonds—Sec. 9 Vetoed	148 Ex.	5/10	Ref. #19
545	Highway Construction Bonds.....	7 Ex.	4/ 3	7/30/67
555	Elections—State Measures—Notices—Publication	96	3/20	6/ 8/67
Sub. 584	Sewer Districts—Annexation of Territory.....	11 Ex.	4/ 5	7/30/67
Sub. 604	Schools—Surplus Food Commodities.....	92 Ex.	4/28	7/30/67
619	Legislative Budget Committee.....	114 Ex.	5/ 3	5/ 3/67
621	Amending Supplemental Pay Appropriation.....	102	3/20	3/20/67
622	Banks, Trust Companies, Mutual Savings Banks —Reserves—Agricultural Commission Funds	54 Ex.	4/18	7/30/67
630	Creating Boards of Legislative Ethics—Sec. 2 and 7 P.V.....	150 Ex.	5/11	5/11/67
633	Appropriation—Legislative Expense and Mem- bers' Subsistence	1 Ex.	3/23	3/23/67

SENATE BILLS PASSED BY SENATE AND HOUSE—Continued

634	Planning and Community Affairs Agency—State Census Board Abolished	42 Ex.	4/11	7/ 1/67
638	East Capitol Site-Waterways—Sec. 2 P.V.....	105 Ex.	4/28	4/28/67
641	Registration and Regulation of Aircraft and Airmen	68 Ex.	4/19	7/30/67
642	Halibut—Marketing Practices	79 Ex.	4/25	4/25/67
643	Claims—Distraint or Insolvency Proceedings....	86 Ex.	4/28	7/30/67
645	Data Processing and Communications.....	115 Ex.	5/ 3	7/ 1/67
651	Vehicles—Gross Weight Fees.....	118 Ex.	5/ 3	7/ 1/67
654	Joint Committee on Governmental Cooperation.	116 Ex.	5/ 3	5/ 3/67

**SENATE MEMORIALS AND RESOLUTIONS PASSED BY THE
SENATE AND HOUSE**

1967

**FORTIETH LEGISLATIVE SESSION
REGULAR AND EXTRAORDINARY**

SENATE JOINT MEMORIALS

<i>No.</i>	<i>Subject</i>
2	SST Program Advancement Petitioned.
5	State Taxing Authority, Interstate Businesses Federal Deferral Petitioned.
6	Indian Tribal Rolls, Mailing List, Tribe Members Availability.
9	Federal Income Tax, Exemption Increase Petitioned.
11	Steelhead Trout, Game Fish Classification, Oregon Petitioned.
15	Bumping Lake Enlargement, Federal Construction Funds, Petitioned.
18	Fisheries Control 12-Mile Limit, Extended, Continental Shelf Concept, Adoption Petitioned.
19	Fish Protein Concentrate Plant, Construction Petitioned.
20	Halibut, Name Use Restriction Petitioned.
21	North Cascade Study Commission Recommendations, Implementation Petitioned.
23	Merchant Marine, Maritime Power Reestablishment Petitioned.

SENATE JOINT RESOLUTIONS

<i>No.</i>	<i>Subject</i>
5	Public Pension Funds Investments, Authorization.
6	Court of Appeals, Created.
7	Presidential Succession Amendment, Ratification.
17	State Building Authority Created.
23	School, Districts, Excess Levies, Simple Majority Vote Requirement.
24	County Officials, Vacancies, Appointment Provisions.

SENATE CONCURRENT RESOLUTIONS

<i>No.</i>	<i>Subject</i>
4	Establishing Joint Interim Commission on Insurance.
6	Oversight Interim Committee, Federal Grant Programs.
7	Dr. Garrett Heyns, Commendation.
9	Alaskan Centennial Commemoration.
10	Legislative Bills, Consideration, Time Limitation.
13	Revenue, Taxation Bills, Consideration, Until Adjournment.
15	Public Temporary Advisory Council on Higher Education, Created.
16	School District Noncertified, Appropriation, Salary Increase Clarification.
18	Legislative Bills, 40th Regular Session, Retransmittal Retention by House of Origin.
19	Reintroduction of Regular Session Bills, Joint Rules Adopted.
21	Regional Planning, Legislative Council Study.
24	Legislative Bills, Extraordinary Session, Consideration Limitation.
25	Century 21 Exposition, Dissolution Provisions.
26	Urban Transportation System, Joint Committee on Highways Study.
27	Municipal Industrial Development Corporations, Legislative Council Study.

Note: See History of Bills for Senate Memorials and Senate Floor Resolutions.

HOUSE BILLS PASSED BY SENATE AND HOUSE
Showing the Action by the Governor Thereon

1967

FORTIETH LEGISLATIVE SESSION
REGULAR AND EXTRAORDINARY

House Bill No.	Subject	Chapter Number	Date Signed	Effective Date
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BY SENATE AND HOUSE**

1967
FORTIETH LEGISLATIVE SESSION
REGULAR AND EXTRAORDINARY

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AND

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34. Senators Stender, Bailey and Greive: Providing for collective bargaining between port districts and employee organizations.....	25	185, 251, 858	247	248		248	248	864	866	924								S. 1276 CH. 101	
35. Senators Woodall, Greive and Gissberg (by Legislative Council request): Providing the borrower more protection, civil and criminal, against usurious transactions.....	25	176, 206	203	204, 1389		204, 1390													
36. Senator Lewis (by Departmental request): Amending the motor vehicle code.....	26	308, 484, 1152	467	468	1129, 1142	468, 1142	1128, 1142		1156	1157								S. 1243 CH. 32	
37. Senator Lennart: Authorizing issuance of personal use food fish and shellfish licenses and personal use shellfish only licenses.....	28																		

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38. Senators Woodall, Greive and Uhlman (by Legislative Council request): Changing judges' retirement system	29	270	312	290, 304
39. Senators Greive, Andersen, Keefe, Kupka, Peterson (Ted), Talley, Uhlman, Metcalf, Sandison, Connor, Faulk, Morgan (by Legislative Council request): Granting pollution control tax benefits	29	.....	.....	.....	55	.....	.....	.....	.....	.....
40. Senators Woodall, Greive and Williams (by Legislative Council request): Providing that estates over \$1,000 of patients at state residential schools shall be liable for the cost of care	29	104, 251, 1008	240	241	170, 181, 225	241	1065	1076	1086	S. 1346 CH. 141
41. Senators Ryder and Uhlman: Deleting prohibition against hire pool or billiards games on or about University of Washington grounds....	30	232, 336, 1008	331	332	.....	332	1065	1076	1086	S. 1346 CH. 90
42. Senators Woodall, Greive and Atwood (by Legislative Council request): Regulating commercial transactions	34	419	.....	.....	.....	.....	.....	.....	.....	.....
42. (Substitute) Judiciary Committee: Regulating commercial transactions .....	.....	419, 699, 1119	516, 579, 631, 661, 663	516, 664	517, 553, 580, 1073	516, 664, 1073	1072	1138	1151	S. 1347 CH. 114
43. Senators Atwood and Uhlman: Conforming the motor vehicle title and registration law to the uniform commercial code	34	115, 184, 964	182	182	.....	183	946	966	992	S. 1345 CH. 140
44. Senators Talley, Williams and McCormack (by Legislative Council request): Authorizing the board of county commissioners to appoint a county administrator	34	104	119	.....	170, 181	.....	.....	.....	.....	.....

45. Senators Talley, Williams and McCormack (by Legislative Council request): Authorizing interlocal government cooperation.....	35	115, 175, 1152	173	174	1110, 2017, 2020, 2021	174, 1110	1108	1156	1157	S. 2021 Sec. 13 P.V. CH. 239
46. Senators Greive, Andersen, Keefe, Kupka, Peterson (Ted), Talley, Metcalf, Uhlman, Sandison and Connor (by Legislative Council request): Enacting the Washington clean air act.....	35	537								
46. (Substitute) Committee on Medicine, Dentistry, Public Health, Air and Water Pollution: Enacting the Washington clean air act.....	537, 1153		616	616	1066, 1123-1124, 1133, 1144, 2017, 2018	618, 1068, 1144	1066, 1123, 1133, 1144	1156	1156	S. 2018 Sec. 44 P.V. CH 238
47. Senators Hallauer, Guess, Chytil and Peterson (Lowell): Authorizing department of conservation to engage in water planning and receive federal funds for such purpose.....	35									
48. Senator Herrmann (by Joint Interim Committee on Insurance request): Authorizing insurance rating organizations.....	36	519	1579	1579		1579				
49. Senators Uhlman, Greive and Neill: Establishing the oceanographic commission of Washington	36	165, 206, 700	201	202	646, 1064, 1375	202, 646	645, 2043	701	770	S. 1063 Sec. 2 P.V. CH. 243
50. Senators Greive and Atwood: Prohibiting time limitation on cross-examination and summation in court proceedings.....	36	318	354	354	353	354				
51. Senator Greive: Protecting employees' right to privacy	36									
52. Senators Woodall, Gissberg and Freise (by Legislative Council request): Amending the administrative procedure act.....	36	519								
52. (Substitute) Judiciary Committee: Amending the administrative procedure act.....	699, 1152	519, 699, 1152	661	661	1100, 1121-1122, 1131-1132	661, 1100, 1132	1100	1156	1157	S. 1347 CH. 237
53. Senators Ryder and Rasmussen: Providing for the humane slaughter of animals.....	42	186, 858	482	432		432	864	866	924	S. 1243 CH. 31
54. Senator Freise: Permitting plaintiffs optional places of venue for certain civil actions.....	42									
55. Senator Freise: Exempting title insuring companies and their agents from escrow agent registration	42	308, 345, 1694	343	344, 1571		344, 1571	1695	1696	1710	S. 1864 CH. 76 Ex

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56. Senator Freise: Delays finality of default judgment until copy served on defendant or his attorney	42									
57. Senator Freise: Providing for removal of certain actions from justice court to superior court	42	519, 642	625	625		626				
58. Senator Freise: Extends long-arm to certain torts committed out of state.....	43									
59. Senators Atwood, Durkan and Neill (by Legislative Budget Committee request): Reconstituting former interagency committee for outdoor recreation and transferring certain of its powers and duties to director of commerce and economic development	43									
60. Senators Uhlman, Atwood, and Hanna: Allowing attorneys to appear at grand jury proceedings	43	104, 1084	119, 169, 179	181	1074	181, 1074	1074	1102	1120	S. 1346 CH. 130
61. Senators Durkan and Neill (by Legislative Budget Committee request): Authorizing payment of travel expenses of prospective employees from out of state.....	43	376	489	489		489				
62. Senators Atwood and Durkan (by Legislative Budget Committee request): Requiring apportionment of forest reserve funds according to proportional number of weighted students.....	43	346, 621, 1008	604	605	169	605	1065	1077	1086	S. 1346 CH. 230
63. Senators Woodall, Dore and Durkan (by Legislative Council request): Regulating retail installment sales	43	376	462			465				

63. (Substitute) Judiciary Committee: Regulating retail installment sales.....	376, 1119	462	463	1079	465, 1079	1079	1138	1152	S. 1347 CH. 234
64. Senators Kupka, Keefe and Lewis (by Legislative Council request): Eliminates need to maintain livestock and dairy herd at Western state hospital at its 1961 capacity.....	44 485, 822	574	574	.....	574	820	821	864	S. 1188 CH. 23
65. Senators Ryder and Mardesich: Pertaining to banks and trust companies.....	44 377, 816, 964	779	779	705, 772	779	946	966	892	S. 1345 CH. 133
66. Senators Gissberg, Williams and Sandison (by Legislative Council request): Repealing the three hundred dollar head of household tax exemption	44 .....	.....	.....	.....	.....	.....	.....	.....	.....
67. Senators Freise, Hanna and Washington (by Departmental request): Amending the occupational driver's license law.....	68 318, 484	362, 414, 476	.....	429, 441, 1070, 1126	.....	1070, 1123	.....	.....	.....
68. Senators Ryder, Foley and Sandison (by Public Pension Commission request): Regulating expenses of and granting powers to the public pension commission	69 270, 336, 1084	333	334	1080	334, 1080	1080	1102	1120	S. 1346 CH. 128
69. Senators Ryder, Sandison and Foley (by Public Pension Commission request): Employing of investment counsel by pension commission.....	69 233, 294, 1084	286	287	1081	287, 1081	1080	1102	1120	S. 1346 CH. 160
70. Senators Ryder, Sandison and Foley (by Public Pension Commission request): Authorizing a retirement plan for the faculties of community colleges	69 308, 374	363	363	356	365	.....	.....	.....	.....
71. Senators Uhlman, Atwood, Greive and McCormack: Authorizing attorneys' fees as damages in certain physical injury and insurance cases..	69 105, 216	214	214	171, 181, 194	214	.....	.....	.....	.....
72. Senators Atwood and Washington: Changing names of state colleges.....	69 .....	.....	.....	.....	.....	.....	.....	.....	.....
73. Senators Atwood and Washington: Authorizing certain degrees to be granted by state colleges..	69 .....	.....	.....	.....	.....	.....	.....	.....	.....
74. Senators Peterson (Lowell), Atwood and Mardesich: Authorizing consolidation or contracting between diking, drainage and flood control districts of zones.....	69 469

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74. (Substitute) Committee on Natural Resources, Parks, Fisheries and Game Fish: Authorizing consolidation or contracting between diking, drainage and flood control districts of zones....	469, 1084		546	546	1074	546, 1074	1074	1102	1120	S. 1847 CH. 154
75. Senators Herrmann, Freise and Cooney: Increasing salaries of court reporters in certain judicial districts	70 251, 294, 730		288	289	.....	290	734	784	770	S. 1098 CH. 20
76. Senators Uhlman, Neill, Hanna, Andersen and Foley: Enacting a model nonprofit corporation code	70 319, 592, 888		512, 517, 577	577	519, 581, 541, 864	577, 865	864	866	946	S. 1345 CH. 235
77. Senators Durkan, Gissberg, Woodall, Uhlman, McMillan, Herr, Guess, Peterson (Lowell), Peterson (Ted), Knoblauch, Henry, Kupka, Talley, Hallauer, Greive, Foley, Cooney, Ridder, Morgan and Donohue: Prescribing penalty for making obscene or harassing telephone calls.....	70 125, 206, 642		194, 196	197	181	197	645	646	734	S. 1064 CH. 116
78. Senators Kupka, Peterson (Ted) and McMillan (by Legislative Council request): Regulating public contract bidding.....	70 559									
78. (Substitute) Committee on Commerce, Manufacturing and Licenses: Regulating public contract bidding .....	..... 559, 816, 1008		774	774	.....	774	1009	1077	1086	S. 1346 CH. 139
79. Senators Hanna, Donohue, Lennart, Lewis and Talley: Regulating the dairy industry and prices therein	70 319, 433, 537				481					
79. (Substitute) Committee on Agriculture and Horticulture: Regulating the dairy industry and prices therein .....	..... 319, 433		523	530	1425	531				

80. Senator Freise: Prescribing terminal date of driver's license held by members of armed forces	70	186, 282, 858	228	228	.....	228	864	866	924	S. 1345 CH. 129
81. Senators Herrmann, Woodall and Gissberg: Pertaining to insurance for hire motor vehicles....	72	520	.....	.....	.....	.....	.....	.....	.....	.....
82. Senators Peterson (Ted), Bailey and Marquardt (by Departmental request): Regulating pilotage on Puget Sound, Grays Harbor and Willapa Bay	72	186, 251, 642	245	246	228	246	645	646	784	S. 1064 CH. 15
83. Senators Atwood, Washington, Faulk and Andersen (by Executive request): Making the 1961 justice court act applicable to all counties.....	72	768	.....	.....	.....	.....	.....	.....	.....	.....
84. Senators Freise and Gissberg: Search warrants to be more widely used in felony cases.....	74	1784	.....	.....	.....	.....	.....	.....	.....	.....
85. Senators Atwood, Talley and Hanna: Exonerating public officers and employees from liability for acts performed in official capacity.....	74	.....	.....	.....	.....	.....	.....	.....	.....	.....
86. Senators Atwood, Guess and Washington: Authorizing granting of degree of bachelor of science by state colleges.....	74	218, 822	414	414	.....	414	820	821	864	S. 1345 CH. 231
87. Senators Faulk, Knoblauch, Kupka and Rasmussen: Establishing a new state college in Pierce county	74	.....	.....	.....	.....	.....	.....	.....	.....	.....
88. Senators Greive, Ryder and Stender: Permitting alien to acquire, hold and dispose of lands.....	75	337, 419, 847, 848	416	416	820	416, 820	820	848	864	S. 1345 CH. 163
89. Senators Herrmann and Redmon (by Departmental request): Making uniform the collateral security requirements for depositaries of the state and political subdivisions.....	75	377, 1008	546	546	.....	547	1065	1077	1086	S. 1346 CH. 182
90. Senators Kupka, Ryder, Faulk, Keefe and Atwood: Removing expiration date of urban transportation gas tax refunds.....	75	346, 1008	478	478	.....	479	1065	1077	1086	S. 1346 CH. 86
91. Senators Hanna, Talley and Atwood: Directing free reproduction of certain official documents for members of armed forces.....	76	165, 964	229	229	.....	229	946	966	992	S. 1345 CH. 89

100. Senators Atwood, Andersen, Chytil, Williams, Faulk, Ryder, Canfield, Peterson (Ted), Lewis, Pritchard, Twigg, McMillan, Hallauer, Keefe, Talley, Gissberg, Donohue, Rasmussen and Guess (by Executive request): Providing for the attachment of fiscal notes to bills and resolutions	77											
101. Senators Freise, Twigg, Talley, Foley and Donohue: Eliminating termination date on nonresidents' retail sales tax exemption.....	78	401, 537, 1119	581	531	1106	531, 1106	1106	1138	1152	S. 1347 CH. 87		
102. Senators Twigg, Neill and Guess (by Departmental request): Providing for establishment of Medical Lake school for mentally deficient..	88											
103. Senators Washington, Freise and Williams (by Departmental request): Limiting juvenile court's authority to commit children to department of institutions.....	88	346										
103. (Substitute) Committee on Public Institutions: Limiting juvenile court's authority to commit children to department of institutions.....		346, 730, 1008	677, 705	677, 705	678	705	993	1063	1085	S. 1346 CH. 137		
104. Senators Neill, Ryder and Talley (by Departmental request): Requiring cities to record ordinances, which vacate real property, in the office of the county auditor.....	88	337, 592, 1119	578	578	1090	578, 1090	1090	1138	1152	S. 1347 CH. 123		
105. Senators Herrmann, Woodall and Connor (by Joint Interim Committee on Insurance request): Insurance company to pay attorneys' fees of insured gaining judgment against his own carrier	88	520										
106. Senators Donohue, Guess and Washington: Prohibiting littering	88	186, 232, 1008	225	226		227	1065	1077	1086	S. 1346 CH. 85		
107. Senators Ridder, Durkan, Andersen, Williams, Canfield, Metcalf, Peterson (Ted) and Lewis (by Executive request): Enacting the interstate compact for education and providing for commissioners	88	530, 1119	802	802	1083	802	1082, 1121	1138	1152	S. 1348 CH. 83		
108. Senators Guess, Redmon, McMillan and Donohue (by Executive request): Establishing traffic safety commission.....	88											

118. Senators Woodall, Durkan and Greive: Providing increased penalties for driving while license is suspended or revoked.....	90	233, 294	287	288, 1509	285, 1509	288, 1509	.....	.....	.....	.....	.....	.....
119. Senators Gissberg and Williams: Extending permissible limits for construction of water and sewer facilities	90	233, 1119	276	276	1107	276, 1107	1107	1138	1152	S. 1347 CH. 118		
120. Senators Freise, Marquardt and Atwood (by Departmental request): Authorizing destruction of certain juvenile records by director of institutions	90	499, 699, 1008	576, 723	576, 723	.....	723	1065	1077	1086	S. 1346 CH. 93		
121. Senators Freise, Woodall and Atwood (by Departmental request): Amending law providing conditional licensure to practice medicine of certain employees of department of institutions.	90	186, 251, 1119	244	245	225, 1090	245, 1091	1090	1138	1152	S. 1347 CH. 138		
122. Senators Dore, Kupka, Keefe, Washington, Rasmussen, Knoblauch and Hallauer (by Joint Interim Committee on Facilities and Operations request): Regulating legislative lobbying.....	91	319, 1408,1922, 1961,2008	1288, 1350,1380, 1392,1402	1381, 1402	1353, 1394,1783, 1818-1819, 1894,1963	1403, 1963	1781,1894, 1922,1961	2011	2043	CH. 131 Ex		
123. Senators Uhlman, Lewis, Hanna, Gissberg and Sandison (by Joint Interim Committee on Facilities and Operations request): Regulating legislators' campaign expenses and contributions	91	.....	.....	.....	.....	.....	.....	.....	.....	.....
124. Senators Dore, Ridder, Herr, Gissberg, Uhlman, Hanna, Washington, Rasmussen, Sandison, Knoblauch and Hallauer (by Joint Interim Committee on Facilities and Operations request): Creating a board of legislative ethics..	91	320	.....	.....	.....	.....	.....	.....	.....	.....
125. Senators Ridder, Lewis, Herr, Keefe, Sandison, Peterson (Lowell) and Rasmussen (by Joint Interim Committee on Facilities and Operations request): Providing for pre-session training for members and members-elect of the legislature..	91	320	660	660	.....	660	.....	.....	.....	.....
126. Senators Keefe, Ridder, Hanna and Washington (by Joint Interim Committee on Facilities and Operations request): Increasing legislators salaries if annual sessions are prescribed.....	91	320	.....	.....	.....	.....	.....	.....	.....	.....

135. Senators Ridder, Talley and Stender: Relating to school district employeess' sick leave.....	95	126	171	171	.....	171	593	593	644	S. 848 CH. 12
136. Senators Kupka, Guess and Knoblauch: Regulating landscape architects.....	95	234, 768	742, 745	746	.....	746	.....	.....	.....	.....
137. Senators Williams, Mardesich and Pritchard (by Executive request): Authorizing acquisition of open space land.....	95	.....	.....	.....	.....	.....	.....	.....	.....	.....
138. Senators Williams, Ryder and Connor: Deleting certain territorial restrictions on the sale of intoxicating liquor near the University of Washington	95	165, 964	288	288	.....	288	946	966	992	S. 1188 CH. 21
139. Senators Herr, Talley and Atwood (by Departmental request): Regulating deposits of funds of joint operations of local governments.....	97	387, 1008	548	548	.....	548	1065	1077	1086	S. 1243 CH. 41
140. Senators Guess, Hallauer and Redmon: Authorizing organization of conservation subdistricts..	97	724	.....	.....	.....	.....	.....	.....	.....	.....
140. (Substitute) Committee on Natural Resources, Parks, Fisheries and Game Fish: Authorizing organization of soil and water conservation districts .....	.....	724	784	784, 1571	.....	784, 1571	.....	.....	.....	.....
141. Senators Rasmussen, Pritchard and Morgan: Repealing prohibition against use of butter substitutes in state institutions.....	97	.....	.....	.....	.....	.....	.....	.....	.....	.....
142. Senators Hallauer and Canfield: Controlling the number and habitat of starlings.....	97	187	.....	.....	.....	.....	.....	.....	.....	.....
143. Senators Hallauer, Peterson (Lowell), Guess, Chytil and Cooney: Creating a department of natural resources	97	337, 419, 1008, 1084	417	417	953	418	952, 1008	1057	1088	S. 1346 CH. 242
144. Senators Stender and Pritchard (by Executive request): Authorizing the adoption of the county manager plan	98	.....	.....	.....	.....	.....	.....	.....	.....	.....
145. Senators Stender and Rasmussen: Requiring certification of boiler operators in public schools and state institutions.....	98	347	.....	.....	.....	.....	.....	.....	.....	.....
146. Senator Stender: Increasing certain county commissioner boards	98	.....	.....	.....	.....	.....	.....	.....	.....	.....

156. Senators Atwood, McMillan and Metcalf (by Executive request): Providing for the detection and prevention of preventable heritable physical and mental disorders.....	99	187, 251, 964	229, 246	246	.....	246	946	966	992	S. 1345 CH. 82
157. Senators Lewis, Freise and Kupka (by Executive request): Authorizing establishment of work release program for prisoners.....	99	347, 642	431	431	.....	431	645	646	734	S. 1064 CH. 17
158. Senators Gissberg and Mardesich: Transferring to county auditor the county assessor's duties to appraise unlisted vehicles and unclassified aircraft	100	.....	.....	.....	.....	.....	.....	.....	.....	.....
159. Senators Gissberg and Mardesich: Raising from one hundred dollars to five hundred dollars the minimum amount of county purchase or contract which requires posting of notice....	100	559, 1008	696	696	.....	696	1065	1077	1086	S. 1276 CH. 97
160. Senators Kupka, Durkan, Morgan and Keefe: Establishing new school for retarded.....	100	.....	.....	.....	.....	.....	.....	.....	.....	.....
161. Senators Henry, Kupka and Foley: Authorizing cities and counties to contract for mental health services	100	377, 439, 1008	435	436	.....	436	1065	1077	1086	S. 1346 CH. 84
162. Senators Stender, Lewis and Williams (by Departmental request): Amending the unemployment compensation law.....	107	347, 499	492, 1168	492, 1168	951, 1180, 1182, 1201	492, 1168	951, 1076, 1178, 1182, 1201	.....	.....	.....
163. Senators Herr, Talley and Williams: Authorizing warrants and arrests by teletype.....	107	378, 1119	549	549	1111	549, 1111	1111	1138	1152	S. 1347 CH. 91
164. Senators Stender, Mardesich, Marquardt, Ridder and Peterson (Ted): Enabling cities and counties to establish and develop mass transportation systems	107	.....	.....	.....	.....	.....	.....	.....	.....	.....
165. Senators Woodall, Chytil and Guess: Extending certain veterans' benefits to those participating in military campaigns.....	107,	166, 206	401	201, 1359	1298, 1568, 1531, 1602, 1622, 1637	201, 1359	1566, 1581, 1759	.....	.....	.....
166. Senators Neill and Uhlman: Providing for registration of marriages, divorces, annulments and separate maintenance agreements by state registrar of vital statistics.....	108	207, 232, 822	227	228	228	820	821	864	S. 1200 CH. 26

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167. Senators Neill and Washington: Providing Washington State University electrical research experiment station to be located near existing hydro-electric facility	108	308	415	415	415	645	646	734	S. 1064 CH. 14
168. Senators Greive, Williams and Dore (by Executive request): Implementing transportation functions of metropolitan municipal corporations	108	347, 537, 1008	534	534	535	535	993	1063	1085	S. 1346 CH. 105
169. Senators Connor, Herr and Peterson (Ted): Extending regulation of housing standards.....	108	378, 768, 1034	741	741	705, 1071	741, 1071	1071	1102	1120	S. 1346 CH. 111
170. Senators Chyttil, Greive and Canfield (by Executive request): Providing certain guidelines for state participation in federal programs.....	109	.....	.....	.....	.....	.....	.....	.....	.....	.....
171. Senators Mardesich, Washington and Guess (by Departmental request): Pertaining to the commission on motor vehicle equipment.....	109	137	275	275	.....	275	.....	.....	.....	.....
172. Senators Kupka, Williams and Cooney: Providing for registration of name or mark of linen and garment suppliers.....	109	795	.....	.....	.....	.....	.....	.....	.....	.....
173. Senators Talley, Bailey and Chyttil: Authorizing in lieu payments to counties for state lands....	109	.....	.....	.....	.....	.....	.....	.....	.....	.....
174. Senator Hallauer: Prohibiting real estate brokers and salesmen employed to sell property from entering agreements to purchase the subject property for less than listed price.....	109	.....	.....	.....	.....	.....	.....	.....	.....	.....
175. Senators Hallauer, Peterson (Lowell), Guess, Chyttil and Cooney: Requiring registration and beneficial use of water rights.....	109	559, 621, 1152	597	598	1112	599, 1112	1112	1156	1157	S. 1347 CH. 233

176. Senators Chytil, Dore and Canfield (by Executive request): Creating a commission for constitutional revision	109											
177. Senators Atwood, Henry and Neill (by Executive request): Authorizing transfer of professional licensing functions to the secretary of state and the department of labor and industries	110											
178. Senators Herrmann and Ryder: Relating to mutual savings banks.....	110	337, 485, 964	482	483	483	946	966	993		S. 1345 CH. 145		
179. Senators Ryder, Mardesich and Peterson (Ted) (by Executive request): Combining all pollution control functions within environmental quality commission	110											
180. Senator Peterson (Lowell): Requiring state ferries to display the state flag.....	115	166	204	205	205							
181. Senators Peterson (Ted), Talley, Knoblauch and Mardesich: Amending the electrical installations law	116	320, 485, 508, 1119	479, 504	479, 505	480, 484, 1098	480, 506, 1098	1098	1138	1152	S. 1347 CH. 88		
182. Senator Rasmussen: Extending secondary state highway No. 5N from Eatonville to Elbe.....	116											
183. Senator Durkan: Granting exemption from sales tax to little league and similar concession stands	116											
184. Senators Uhlman and Woodall: Authorizing a lien for towing and storage of vehicles.....	116	439, 558, 1152	541	542	1099	543, 1099	1099	1156	1157	S. 1347 CH. 155		
185. Senators McCutcheon, Greive and Dore: Providing for intergovernmental cooperation for solving problems of water pollution, transportation and recreational facilities.....	116											
186. Senators McCutcheon, Knoblauch and Keefe: Reducing hours of employment of firemen.....	116	338										
187. Senators Herr, Talley and Williams: Changing certain fees	116											
188. Senators Ryder and Foley: Allowing retirement credit to state employees for out-of-state service	116											

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189. Senators Pritchard, Kupka and Guess (by Executive request): Creating commission to determine feasibility of state participation in World Exposition of 1970.....	116	295, 1275								
190. Senators Stender, Henry and Marquardt (by Executive request): Creating a labor-management law review committee.....	117									
191. Senators Peterson (Ted), Connor and Redmon (by Executive request): Prescribing additional duties of athletic commission.....	117									
192. Senators Lewis, Uhlman, Atwood and Knoblauch: Authorizing advances to state employees for travel expenses.....	117	270, 836	383	333, 1292		333				
193. Senators Stender, Ridder and Peterson (Ted) (by Executive request): Establishing prevailing wage for public works contracts.....	117	469, 1409	549	549, 1292		549, 1292	1416	1437	1447	S. 1542 CH. 14 Ex
194. Senators Stender, Peterson (Ted) and Marquardt (by Executive request): Raising minimum wage.....	117	621, 1709	798	799, 1576		800, 1576	1709	1718	1756	S. 1885 CH. 80 Ex
195. Senators Durkan, McCormack, Gissberg and Metcalf: Creating natural river areas for purposes of conservation.....	117									
196. Senators Gissberg, Mardesich and Metcalf: Re-converging certain forest board trust lands to Snohomish county.....	117	234, 642	284	284		284	645	646	734	S. 1064 CH. 18

197. Senators Herrmann, Herr and Cooney (by Joint Legislative Interim Committee on Insurance request): Placing insurance companies under certain provisions of the consumer protection act	117	309, 419, 1008	407	407	.....	407	1065	1077	1086	S. 1346 CH. 147
198. Senators Bailey, Durkan and Neill: Making an appropriation for the expenses of the legislature	112	114	112	113	.....	113	113	113	115	S. 126 CH. 3
199. Senators Herrmann, Connor, Freise, Redmon and Andersen (by Joint Legislative Interim Committee on Insurance request) (by Insurance Commissioner request): Amending the insurance code	150	309	.....	.....	.....	.....	.....	.....	.....	.....
199. (Substitute) Committee on Banks, Financial Institutions and Insurance: Amending the insurance code .....	.....	309, 398, 1120	400	400	1069	400	1068, 1121	1188	1152	S. 1347 CH. 150
200. Senators Freise, Cooney and Atwood: Changing compensation of judges pro tempore of the superior court	151	252, 307, 1007, 1008	304	305	865, 986, 937, 993	305, 994	865, 936, 993	1057	1088	S. 1346 CH. 149
201. Senators Freise and Uhlman: Increasing membership of the judicial council.....	151	537, 621, 1008	615	616	.....	616	1065	1077	1086	S. 1346 CH. 124
202. Senators Freise, Atwood and Cooney: Authorizing justice of peace to assess punishment.....	151	.....	.....	.....	.....	.....	.....	.....	.....	.....
203. Senators Atwood, Freise and Cooney: Increasing fees of the supreme court.....	151	.....	.....	.....	.....	.....	.....	.....	.....	.....
204. Senators Freise and Henry (by Departmental request): Changing rules for exemptions, refunds, etc., relating to motor vehicle fuel tax...	151	401, 699, 1008	678	679	.....	679	1065	1077	1086	S. 1346 CH. 153
205. Senators Herrmann, Freise and Connor: Requiring certain records of insurance companies to be kept for inspection of insurance commissioner	151	309, 439	408, 427	.....	.....	.....	.....	.....	.....	.....
206. Senators Herrmann, Freise and Connor: Providing for standardization of certain forms used by insurers	151	309	.....	.....	.....	.....	.....	.....	.....	.....
206. (Substitute) Committee on Banks, Financial Institutions and Insurance: Providing for standardization of certain forms used by insurers	309, 409, 1397	409	409, 1208	410, 1209, 1333	1332	1426	1447	S. 1542 CH. 12 Ex

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207. Senators Atwood and Hanna: Authorizing conferences and interim study committees of judges of courts of limited jurisdiction.....	152	295	550	550, 569	569
208. Senators Freise, Atwood and Cooney: Tolling statute of limitation by filing complaint or service of process.....	152	753	.....	.....	.....	.....	.....	.....	.....	.....
209. Senators Atwood, Hanna and Freise: Amending requirements for service by publication and certain legal notices.....	152	.....	.....	.....	.....	.....	.....	.....	.....	.....
210. Senators Freise and Donohue (by Departmental request): Changing generally the Washington pesticide application act.....	152	.....	.....	.....	.....	.....	.....	.....	.....	.....
211. Senators Lewis, Morgan and Ridder (by Executive request): Providing for payment of moving expenses of state deputies and other employees.....	152	271	.....	.....	.....	.....	.....	.....	.....	.....
212. Senators Herrmann, Hanna and Lennart: Amending law authorizing insurance and health care programs for public employees.....	152	888, 537, 1084	513	513	1075	514, 1075	1075	1102	1120	S. 1346 CH. 135
213. Senators Freise, Cooney and Atwood: Repealing requirement of filing notice of tort claims against cities and towns.....	152	320	.....	.....	.....	.....	.....	.....	.....	.....
214. Senators Herrmann, Freise and Connor: Prohibiting discrimination because of race or of the particular geographic area in issuing insurance.....	153	520	.....	.....	.....	.....	.....	.....	.....	.....
215. Senators Metcalf, Sandison and Bailey: Defining "assets" of fire protection district on annexation by city or town.....	163	347, 858	551	551	.....	551	864	866	924	S. 1345 CH. 146

216. Senator Hallauer: Directing the reconstruction of PSH No. 6 from operation of SSH 6B to Newport	153																		
217. Senator Hallauer: Eliminating single judge superior court judicial districts.....	153	389																	
218. Senators Bailey, Greive and Twigg: Authorizing unions for fire fighters.....	153	348	468	468			468												
219. Senators Peterson (Lowell), Ryder and Dore (by State Capitol Committee request): Amending boundaries of the east capitol site.....	153	795, 1503	1419, 1440	1441	1357, 1389, 1421	1441	1503	1504	1524										S. 1621 CH. 43 Ex
220. Senators McCutcheon and Kupka: Prescribing the procedure for selection of veniremen.....	153	470, 558, 1008	551	551			552	993	1063	1085									S. 1345 CH. 92
221. Senators Williams and Uhlman: Providing for filing of copies of mortgage or deeds of trust containing references to a master form on file.	153	348, 1152	742	742	1124-1125	742	1124, 1151	1156	1157										S. 1347 CH. 148
222. Senators Talley, Bailey and Chytil: Authorizing a study of the feasibility of a bridge over the Columbia river at Puget Island.....	154																		
223. Senators Freise and Cooney: Regulating licensing of vehicle dealers.....	154																		
224. Senators Hallauer and Gissberg: Regulating service charges of financial institutions.....	154																		
225. Senators Freise, Lennart and Redmon: Amending requisites of negligent homicide.....	154																		
226. Senators Knoblauch and Freise: Deleting the maximum limit for each member in a group life insurance contract for public employees....	154	402	481	481			481												
227. Senators McMillan, Donohue and Peterson (Ted): Establishing state secondary highway No. 3U	154																		
228. Senators Metcalf, Rasmussen and Stender: Eliminating authority of county chairman to substitute names for persons recommended for election officers by precinct committeemen.....	154	295																	
229. Senators Keefe, Peterson (Ted) and Kupka: Providing protection for culinary employees....	154																		

238. Senator Hallauer: Disregarding fifty dollar real property tax exemption for elderly in establishing need for public assistance.....	156												
239. Senator Chytil: Increasing salaries of certain officials in commission form cities.....		378	466	466									
239. (Substitute) Committee on Cities, Towns and Counties: Increasing salaries of certain officials in commission form cities.....		378	466	466		466	864	866	924			S. 1276 CH. 100	
240. Senators Bailey, Knoblauch and Lewis: Enlarging possible investments for moneys in the volunteer firemen's trust fund.....	156	348, 537, 858			538								
241. Senators Uhlman, Henry and Woodall (by Departmental request): Authorizing sale of certain state patrol property in Seattle.....	156	284, 294, 964	285	285		285	946	966	993			S. 1276 CH. 95	
242. Senators Williams, Guess and Pritchard (by Executive request): Modifying procedure in industrial insurance appeals.....	156												
243. Senators Hallauer and Peterson (Lowell): Regulating well diggers.....	166	769											
244. Senators Keefe, Greive and Andersen: Limiting use of facilities of state institutions of higher education for showing motion pictures..	166												
245. Senators Neill and Hanna: Preserving certain rights of action foreclosed under contractors' registration act	167	321, 439, 1152	434	434	1094	434	1091, 1121	1156	1157			S. 1847 CH. 126	
246. Senators Canfield, Andersen, Knoblauch and Herrmann (by Departmental request): Naming new community colleges and providing funds for community college districts.....	167												
247. Senators McCormack, Gissberg, Ryder, Williams and Durkan (by Departmental request): Enacting the multistate tax compact.....	167	538, 699, 964	679	679		679	946	966	993			S. 1845 CH. 125	
248. Senators McCutcheon and Ryder: Providing for retirement of certain elective officers under the state employees' retirement system.....	167	234											
249. Senators Washington, Metcalf and Morgan (by Departmental request): Authorizing highway commission to set speed limits at ferry terminals	177	218, 294, 822	285	286		286	820	821	864			S. 1188 CH. 25	

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250. Senators Washington, Ryder and Greive (by Departmental request): Authorizing sale of land for R. H. Thomson expressway.....	177	402, 699, 1119, 1152	680	680	1107	680, 1108	1107	1156	1157	S. 1347 CH. 116
251. Senators Washington, Donohue and Redmon (by Departmental request): Authorizing highway commission to acquire property to construct frontage roads.....	177	219, 1008	305	305	.....	305	1065	1077	1086	S. 1345 CH. 117
252. Senators Washington, Ridder and Faulk (by Departmental request): Amending law concerning city or town streets used as part of state highways	177	219, 1120	247	247	1110	247, 1110	1110	1138	1152	S. 1347 CH. 115
253. Senators Washington, Marquardt and Stender (by Departmental request): Clarifying rules of the road for driving on divided highways.....	177	219	266	266	247	267	.....	.....	.....	.....
254. Senators McCormack, Gissberg and Ryder (by Departmental request): Pertaining to changes in manufacturing tax credit and other changes in administration of excise tax.....	177	1475, 1541, 1758	1525	1526	.....	1526	1757	1763	1781	S. 1966 CH. 89 Ex
255. Senators McCormack, Gissberg and Ryder (by Departmental request): Changing excise tax laws	177	1454, 1502, 1963, 2008	1492, 1495	1497	1574, 1601, 1987, 1988, 1989, 2022	1497, 1568, 1574, 1989, 2022 1601, 1963	2022	2043	.....	S. 2069 Sec. 21 Vetoes CH. 149 Ex
256. Senators Durkan, Ridder, Peterson (Lowell), Canfield and Rasmussen: Amending teachers' retirement provisions to provide credit for service over thirty-five years and extends permissible subsequent service without pension reduction	178	207, 348, 964	361, 366	366	.....	366	947	966	993	S. 1345 CH. 151

257. Senators Rasmussen and Herrmann: Establishing a division of school insurance within the office of superintendent of public instruction...	178					261							
258. Senators Talley, Neill and Gissberg: Providing penalties for shoplifting.....	178												
259. Senators Gissberg, Williams and Neill: Amending deed of trust act.....	188	521, 642, 822	595, 627		629	586	630	820	821	864	S. 1243 CH. 80		
260. Senators Dore, Peterson (Ted) and Connor: Exempting certain employees from sheriffs' office civil service.....	188	780	1581		1581		1581						
261. Senators Dore, Peterson (Ted) and Connor: Amending requirements for publication by county of notice of intention to sell property..	188	420, 1820, 1942, 1956	553	553, 1570	1771, 1795, 1821, 1939, 1943	553, 1570, 1943	1770, 1820, 1934	1950	1957	S. 2069 CH. 144 Ex			
262. Senators Dore, Connor and Peterson (Ted): Providing for transfer of certain convicted prisoners in county jails to department of institutions	188	580											
263. Senators Rasmussen and Stender: Establishing paid vacations for noncertified school personnel	189	338, 699	625, 632, 635	636, 655	654	655							
264. Senators Hallauer and Canfield: Extending jurisdiction of state to Indians in enforcement of tax laws.....	189												
265. Senators Hallauer and Canfield: Imposing excise taxes on sales by Indians.....	189												
266. Senators Mardesich, Williams and Peterson (Ted): Regulating operation of motorboats.....	189												
267. Senators Kupka, Knoblauch and Faulk: Authorizing the sale, lease or exchange of the Tacoma armory	189	234, 294	275	275		275							
268. Senators Mardesich, Williams and Peterson (Ted): Pertaining to taxation of pleasure boats	189												
269. Senators Greive, Ridder and Pritchard: Authorizing counties to have a jail chaplain.....	189	609			1800								
270. Senators Williams, Uhlman, Greive and Pritchard: Relating to limitations on indebtedness of certain divisions of local government.....	189	235, 402, 1003	492	493		493	1009	1077	1086	S. 1345 CH. 107			

280. Senators Henry, Kupka, Knoblauch and Neill (by Departmental request): Licensing motor vehicle dealers and salesmen.....	208	646, 647, 816, 1446, 1639	775, 1421	778, 1422	764, 1818	778, 1422	1641	1649	1674	S. 1818 Sec. 15 P.V. CH. 74 Ex
281. Senators Mardesich, Connor and Stender: Expanding list of authorized investment for state employees' retirement system funds.....	209									
282. Senators Herrmann, Kupka and Redmon: Limiting amount of credit life insurance under a group policy	209	310, 1219, 1661, 1708, 1709	410, 1207	410, 1209	1278, 1350, 1661, 1705	411, 1278, 1850, 1209, 1705 1661, 1705	1718	1756		S. 1885 CH. 82 Ex
283. Senators Keefe and Lewis: Authorizing first class cities and PUD's to contract with each other and electrical companies to acquire or operate nuclear and other thermal power generating facilities	209	485			210					
283. (Substitute) Committee on Public Utilities: Authorizing first class cities and PUD's to contract with each other and electrical companies to acquire or operate nuclear and other thermal power generating facilities.....		485, 964	582	583		584	947	966	998	S. 1345 CH. 159
284. Senators Sandison, Woodall and Lennart (by Departmental request): Providing changes in treatment of sexual psychopaths.....	209	378, 888	491	491	865	491, 866	865	866	946	S. 1276 CH. 104
285. Senators Henry and Freise (by Departmental request): Concerning motor vehicle excise taxes	209	621, 1119, 1152	683	683	1139	683, 1139	1138	1156	1157	S. 1847 CH. 121
286. Senators Knoblauch and Freise (by Departmental request): Regulating motor vehicle wreckers	209	389, 485, 1409	441	441, 1298	482	441, 1298	1416	1486	1447	S. 1542 CH. 13 Ex
287. Senators Washington, Kupka, Stender and Knoblauch (by Departmental request): Authorizing closure of toll facility special accounts	210	252, 294	291	291	210	291				
288. Senators Peterson (Lowell), Mardesich and Lewis (by Departmental request): Selling second class shoreland.....	210	725								
289. Senators Peterson (Lowell), Mardesich and Lewis (by Departmental request): Authorizing lease of public lands.....	210	725								
290. Senators Foley and Henry: Establishing a new state college	210									

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291. Senators Donohue, McMillan and Mardesich: Making agricultural marketing act applicable to state agencies and governmental units.....	211	321, 1586	415	415, 1389	416, 1389	1587	1589	1622	S. 1754 CH. 55 Ex
292. Senator Rasmussen: Providing comprehensive system of motor vehicle insurance.....	211	.....	.....	.....	.....	.....	.....	.....	.....	.....
293. Senators Bailey, Washington and Redmon (by Joint Highway Interim Committee request): Extending joint highways single cab card pilot program through forty-first legislature.....	211	390	434	434, 1519	.....	435, 1520	.....	.....	.....	.....
294. Senators Bailey, Washington and Redmon (by Joint Highway Interim Committee request): Authorizing a permanent single document program for registration of interstate commercial vehicles	211	390, 1724, 1725	435	435, 1520	1711	435, 1520, 1711	1711	1726	1757	S. 1956 CH. 94 Ex
295. Senator Neill: Changing route of secondary state highway 11A.....	220	.....	.....	.....	.....	.....	.....	.....	.....	.....
296. Senators Rasmussen, Bailey and Stender: Granting free hunting licenses to persons over seventy	220	.....	.....	.....	.....	.....	.....	.....	.....	.....
297. Senators Ryder and Herr: Changing credit union credit committee loan approval requirements	220	521	588	588, 1512	.....	589, 1512	.....	.....	.....	.....
298. Senators Durkan, Woodall and Keefe: Amending the horse racing commission act.....	220	321, 431	.....	.....	.....	.....	.....	.....	.....	.....
298. (Substitute) Committee on Commerce, Manufacturing and Licenses: Amending the horse racing commission act.....	.....	321, 431	431	431, 1650	.....	431, 1650	.....	.....	.....	.....

299. Senators Metcalf, Donohue and Canfield (by Departmental request): Authorizing tax commission to employ management consulting firm to study assessor's office procedures.....	220	633							
300. Senators McCormack, Sandison, Ryder, Hallauer, Lewis, Washington, Stender, Neill, Bailey, Ridder, Dore, Keefe, Guess, Metcalf and Peterson (Lowell): Creating a state system of community colleges	220								
301. Senators Guess, Morgan and McMillan: Protecting pupils in public schools from mandatory personality testing, diagnosis and treatment	222	439							
302. Senators Guess, Morgan and McMillan: Making use of psychotherapeutic techniques by unlicensed persons unlawful.....	222	609							
303. Senators Talley, Gissberg and Canfield: Providing a method of payment of maintenance costs for diking, drainage and sewer improvement districts	222	378	586	586		586			
304. Senators Lewis, Henry and Foley: Permitting increased awards under state employee suggestion program	222	379, 725				725			
305. Senators Foley, Neill and Gissberg: Allowing two-gift treatment of separate property where other spouse consents on gift tax return.....	222								
306. Senators Durkan, Hallauer and Atwood: Providing for the disposition of certain fees and receipts of the horse racing commission.....	222	470, 699, 1683	674, 1677	674, 1667, 1678		676, 1678			
307. Senators Williams, Talley and Uhlman: Prescribing procedure for disposal of real property in urban renewal areas.....	222	420, 730	658	659	627, 659, 687, 719	659, 721			
308. Senators Ridder, Washington and Mardesich (by Interim Committee on Education request): Changing election procedure for state board of education and powers and duties of superintendent of public instruction.....	223	667							

317. Senators Mardesich, Andersen and Greive: Relating to certain contracts of indemnity.....	237	421, 592	587	588	588							
318. Senator Mardesich: Increasing salaries of county officers by twenty percent.....	237, 816	610, 1708, 1709	783, 1424	783, 1424	784, 1707	784, 1424, 1707	1706	1718	1757	S. 1864 CH. 77 Ex		
319. Senators Foley, Canfield and Durkan (by Departmental request): Listing of property for tax purposes	237											
320. Senators Canfield, Donohue, Neill and Hanna (by Departmental request): Amending generally the agricultural laws of state.....	237	439, 699, 964	665	666	2017, 2018, 2020	666	947	966	998	S. 2020 Sec. 31 & 36 Vetoed CH. 240		
321. Senators Andersen, Hanna and Atwood: Adopting uniform criminal extradition act.....	238	700										
322. Senators Talley, Henry and Bailey: Adding new sections to the state highway system.....	238											
323. Senators Bailey, Uhlman and Pritchard: Increasing legal notice publication rates.....	238	499, 621, 1586	605	605, 1512		605, 1512	1587	1589	1622	S. 1754 CH. 57 Ex		
324. Senators Henry, Herr and Atwood: Prescribing standard fire fighting equipment.....	238	271, 374, 858	353	354		354	864	866	924	S. 1345 CH. 152		
325. Senators Uhlman, Andersen and Dore: Prescribing changes to the probate law and procedure	238	1640,1725, 1780,1781	1721	1721	1759, 2017	1721, 1759	1759	1763	1781	S. 2016 Sec. 1 Vetoed CH. 106 Ex		
326. Senators Uhlman, Andersen and Dore: Authorizing modern record system in superior courts..	239											
327. Senators Cooney, Twigg and McMillan: Establishing a secondary state highway.....	239											
328. Senators Greive, Uhlman and Atwood: Providing for change of venue in municipal courts by filing affidavit of prejudice.....	239	421, 485, 1119, 1152	469, 475	475	867, 937, 1142, 2017, 2018	475, 1142	866, 937, 1141	1156	1157	S. 2019 Sec. 2 P.V. CH. 241		
329. Senators Atwood and Gissberg: Increasing county prosecutors' salaries.....	239											
330. Senators Dore, Herrmann and Redmon: Removing rate filing requirement for insurance on policyholders whose annual premium exceeds \$10,000	253	398, 439	411, 427	427, 1210		429, 1210						
331. Senators Kupka, Woodall and Peterson (Ted): Restoring equality of business competition.....	253	509										

342. Senators Foley and Connor: Revising the uniform disposition of unclaimed property act.....	254																		
343. Senators Uhlman, Woodall, Cooney and Connor: Enacting the uniform deceptive trade practices act	254								255										
344. Senators Greive, Woodall and Dore: Enacting the uniform post conviction act.....	254	731							255										
345. Senators Dore, Cooney, Greive, Hallauer and Connor: Enacting the uniform land sales practices act	254																		
346. Senators Herrmann, Woodall and Mardesich: Authorizing issuance of variable and fixed annuities by domestic life insurance companies...	255	338	411	411, 1215					411, 1215										
347. Senators Keefe, Kupka and Woodall: Defining crimes relating to credit cards.....	255	560	791	792			271		792										
348. Senators Hallauer and Hanna: Changing powers of public utility districts.....	255	634																	
349. Senators Guess, Washington and Atwood: Increasing membership in the retirement system for state college employees.....	255																		
350. Senators Lewis, Hallauer and Pritchard (by Executive request): Authorizing a referendum on outdoor recreational bond issue.....	255	560																	
351. Senators Talley, Henry, Freise, Bailey, McCormack and Foley: Establishing a route for the Lewis and Clark highway.....	255		256	256					256										
352. Senators McCormack, Hallauer, Stender, Lewis, Chytil and Bailey: Providing for beautification of strip mining sites.....	257																		
353. Senator Rasmussen: Enacting a financial responsibility statute	272																		
354. Senators Durkan, Lennart, Andersen and Atwood: Preserving of lands for public recreation purposes	272	471, 621	599	600, 1299					600, 1299										
355. Senators Woodall and Washington: Providing for the issuance of classified driver's license....	272	421, 621, 1446	606	606, 613, 1297					613, 1297, 1417	1417	1448	1476							S. 1587 CH. 20 Ex

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356. Senators Metcalf and Ridder: Requiring all certificated teachers to maintain teaching skills....	273	754
357. Senators Ridder and Connor: Regulating health care service contracts.....	273	754	.....	.....	.....	.....	.....	.....	.....	.....
358. Senators Rasmussen and Hallauer: Requiring reports of political contributions by public service companies	273	.....	.....	.....	.....	.....	.....	.....	.....	.....
359. Senators McCormack, Foley, Redmon and Woodall: Establishing the Columbia river fisheries commission	273	.....	.....	.....	.....	.....	.....	.....	.....	.....
360. Senators Durkan, Stender, Pritchard and Ridder: Authorizing civil service for employees in certain counties	273	508	.....	.....	.....	.....	.....	.....	.....	.....
360. (Substitute) Committee on Cities, Towns and Counties: Authorizing civil service for employees in certain counties.....	.....	508, 1798	703	703, 1300	1769, 1787	704, 1300	1763, 1787, 1798	.....	.....	.....
361. Senators Sandison, Lewis, Hallauer, McCormack, Guess, Morgan, Ryder and Greive (by Temporary Advisory Council on Public Higher Education request): Establishing new state college in Thurston county.....	274	.....	.....	.....	.....	.....	.....	.....	.....	.....
362. Senators Cooney, McCutcheon and Stender: Granting certain police pension benefits.....	301	754	805	805, 1469	.....	805, 1469	.....	.....	.....	.....
363. Senators Pritchard, Mardesich and Lennart (by Executive request): Preserving historic sites...	302	471, 1446	696	696, 1292	.....	696, 1292, 1417	1417	1448	1476	S. 1587 C.H. 19 Ex
364. Senators Williams, Hallauer, Talley and Pritchard: Authorizing multi-purpose community center	302	421, 1008	706	706	.....	706	993	1063	1085	S. 1345 C.H. 110

365. Senators Gissberg, Lewis, Keefe, Henry, Twigg, Metcalf, Marquardt, Herrmann, Knoblauch, Peterson (Lowell), Kupka and Foley: Raising amount state officials and employees reimbursed for automobile mileage.....	302											
366. Senators Kupka, Peterson (Ted) and Durkan: Prescribing safety regulations for mobile trailer homes.....	302	499, 816, 964	771	771	.....	771	947	966	993			S. 1345 CH. 157
367. Senator Talley: Prohibiting parking a motor vehicle within twenty feet of the approach to a crosswalk.....	302											
368. Senator Hallauer: Authorizing a highway feasibility study of adding new highway in Pend Oreille county.....	302											
369. Senators Ridder, Uhlman and Pritchard: Providing for position filing in freeholder elections and rotation of names on election ballots.....	303	471, 2008	569	569, 1570	2052	569, 1570, 2052	2052	2054	2055			S. 2069 CH. 130 Ex
370. Senators Durkan, Greive and Woodall: Providing for a data processing and communications committee and abolishing the state voting machine committee.....	303	321, 374	356	381, 1293	367	381, 1293	.....	.....	.....	.....	.....	.....
371. Senators Neill, Sandison, Ryder, Gissberg, Foley and Atwood: Creating Washington state building authority.....	303	403, 485, 964	460	461	307	461	947	966	993			S. 1345 CH. 162
372. Senator Mardesich: Removing residence restrictions on appointment of police officers.....	303	610	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
373. Senators Rasmussen, Metcalf and Greive: Increasing industrial insurance penalties.....	303	471, 730	706	707	.....	707	.....	.....	.....	.....	.....	.....
374. Senators Rasmussen, Greive and Cooney: Amending the unemployment compensation act.....	303	700, 768, 1522	757, 1514	761, 1518	1617, 1621, 1699, 1794	761, 1518	1609, 1699, 1794	.....	.....	.....	.....	.....
375. Senators Dore, Durkan, Foley and Connor (by Departmental request): Authorizing issuance of bonds for construction and modernization of common and vocational-technical school plant facilities.....	303	647, 1371, 1593	1353	1356	304, 1300, 1518, 1519, 1589	1356, 1539	1539	1599	1622			S. 1754 CH. 56 Ex

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397. Senators Herrmann, Pritchard and Marquardt: Pertaining to insurance company investments..	325	521								
398. Senators Connor, Dore and Williams: Designating official rock and mineral.....	325	737								
399. Senators Talley, Herr and Andersen: Reconstituting metropolitan councils.....	325	560	722	722		722				
400. Senators Herr, Peterson (Ted) and Talley: Allowing retired policemen to elect classification as vested members.....	326	379, 439	437	437	434	438				
401. Senators Atwood, Neill and Hallauer: Revising certain provisions of the excise tax on real estate sales	326	472, 621, 1313	600, 1294	604, 1295	579, 1294	604, 1295				
402. Senator Rasmussen: Amending law of landlord and tenant	326									
403. Senator Rasmussen: Revising requirements as to petitions for charter elections.....	326									
404. Senators Cooney and Metcalf: Providing public employees' group insurance.....	326	472								
405. Senators Hallauer, Herr and Talley: Providing for issuance of general obligation bonds to finance construction of sewers.....	326	422								
405. (Substitute) Committee on Cities, Towns and Counties: Providing for issuance of general obligation bonds to finance construction of sewers		422, 1008	596	596		596	993	1063	1085	S. 1345 CH. 106 Ref. #17

406. Senators Mardesich, Peterson (Ted) and Kupka: Adopting a state-wide plumbing code and creating a division in the department of labor and industries	326	725	800, 807	.....	796, 801	.....	.....	.....	.....	.....	.....	.....	.....
407. Senators Keefe, Bailey, Greive, Rasmussen, Stender and Ridder: Increasing additional industrial insurance payments for prior pensioners	327	349, 357	358	382	357, 382	382	.....	.....	.....	.....	.....	.....	.....
408. Senator Rasmussen: Authorizing a crime investigating commission	340	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
409. Senators Dore, Bailey and Stender: Pertaining to vocational rehabilitation.....	340	500	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
409. (Substitute) Committee on Public Institutions: Pertaining to vocational rehabilitation.....	.....	500, 768, 1008	768	768	.....	764	998	1068	1086	.....	.....	S. 1345 CH. 118	.....
410. Senators Atwood and Henry: Regulating air carriers	340	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
411. Senators Greive, Dore and Faulk: Creating publication review board.....	340	.....	.....	.....	368	.....	.....	.....	.....	.....	.....	.....	.....
412. Senators Greive, Dore and Ryder: Regulating sale of kosher products and prescribing penalties	340	440, 592	571	572, 1668	573	572, 1668	.....	.....	.....	.....	.....	.....	.....
413. Senators Peterson (Ted), Ridder and Metcalf: Prohibiting sale of liquor one day per week....	340	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
414. Senators Bailey, Sandison and Chytil (by Executive request): Authorizing establishment of Washington state seashore conservation area on coastal beaches	341	725, 768, 1084	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
414. (Substitute) Committee on Natural Resources, Parks, Fisheries and Game Fish: Authorizing establishment of Washington state seashore conservation areas on coastal beaches.....	725	762	762	1071	762, 1072	1071	1102	1120	S. 1346 CH. 120
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418. Senators Stender, Knoblauch and Talley: Pertaining to the health and safety of certain employees	342									
419. Senators Dore, Herr, Ryder and Greive: Providing for the payment of compensation by abutting owners for property acquired through vacation of streets and alleys.....	342	560, 1313, 1898, 1915, 1919	1308	1310	1706, 1915	1310, 1915	1706, 1760, 1897, 1915	1922	1942	S. 2069 CH. 129 Ex
420. Senators Washington and Redmon: Increasing motor vehicle fuel tax and providing for the disposition thereof	349									
421. Senators Dore, Ridder and Morgan: Eliminating public school racial imbalance.....	350	754								
422. Senators Rasmussen and Peterson (Ted): Requiring of urban renewal projects by a favorable vote of the people.....	350									
423. Senators Dore, Morgan and Stender: Pertaining to salary upon which pension of firemen is based	350	621								
424. Senators Washington, Pritchard and Knoblauch (by Executive request): Establishing a scenic and recreational highway system.....	350	1227, 1490	1480							
424. (Substitute) Committee on Highways: Establishing a scenic and recreational highway system		1227, 1781	1480	1480	1753	1480, 1753	1757	1763	1781	S. 1923 CH. 85 Ex
425. Senators Kupka, Knoblauch and Freise: Providing a temporary license for certain motor vehicles owned by members of the armed forces	350	622	684	684		684				

426. Senators Kupka and Keefe: Increasing compensation of jurors.....	351	561, 816	806	806	806, 807	806, 807				
427. Senators Gissberg, Stender and Knoblauch: Pertaining to civil service for city police and county sheriff's office employees.....	351	561	624							
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430. Senators Morgan, Kupka and Durkan: Providing retarded children's inpatient care.....	351									
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433. Senator Hallauer: Prohibiting sale or issuance of trading stamps.....	352									
434. Senators Metcalf, Ridder and Canfield: Making the purchase price of school property a matter of public record.....	352	561, 816	803	803		803				
435. Senators Metcalf, Talley and McMillan: Pertaining to safety standards of ambulances and their operators and attendants.....	352	731								
436. Senators Bailey and Neill: Providing for the expenses of the legislature.....	353	381	358	358		358, 380	380	382	395	S. 501 CH. 8
437. Senators Foley, Mardesich, Atwood and Henry: Deleting requirement that cities match certain gas tax and use fuel tax allocations.....	383	634	697	697, 1293		697, 1293				

447. Senators Woodall, Mardesich and Henry: Enlarging scope for investment of moneys in pension fund of firemen of cities and towns.....	384	610, 1788	708	708, 1576	695, 1771, 1776, 1779, 1871	708, 1576, 1780	1771	1795	1818	S. 1956 CH. 91 Ex
448. Senators Morgan, Knoblauch and Kupka: Establishing community mental health programs.	385
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452. Senators Andersen and Williams: Making community earnings of each spouse liable for that spouse's antenuptial debts.....	392
453. Senators McCormack, Bailey, Neill and Guess: Creating a joint committee on nuclear energy..	392	478, 699, 1313, 1914	685, 1296	685, 1296	393, 1295, 1909	686, 1296, 1909	1909, 2045	1919	1921	S. 2070 CH. 113 Ex
454. Senators Dore, Uhlman, Greive, Atwood and Hanna: Requiring that president of bar association be elected by bar members.....	392	610	393
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456. Senator Dore: Authorizing depositor insurance.	392	667
457. Senators Hallauer and Henry: Authorizing use of federally guaranteed obligations or security for deposits of public funds.....	392	473, 1556	573	1470	1470	1568	1569	1588	S. 1673 CH. 48 Ex
458. Senators Dore, Talley, Hanna, Connor, Greive, Keefe, Kupka, Morgan and Ridder: Allocating portion of sales tax revenues to cities.....	392	393
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461. Senators McCormack, McCutcheon and Lenart: Providing for automating registration records in the secretary of state's office.....	393	581								
462. Senators Gissberg, Lewis and Mardesich: Removing certain tidelands at Cattle Point from those formerly reserved for recreational use and taking of shellfish for personal use.....	393	726, 816, 1760, 1914, 1920, 1956	797	797, 1569	1670, 1686, 1920	797, 1569, 1920	1670, 1686, 1760, 1920	1943	1957	S. 2069 CH. 123 Ex
463. Senators Morgan, Washington, Stender, Herr, Ridder and Dore: Providing for comprehensive system of transportation across Puget Sound....	404	769	1498							
464. Senators McCormack, Uhlman and Woodall: Increasing liability of parents for their minor children's malicious or wilful torts.....	404	582, 1446, 1556	1429	1430	1431	1430	1568	1569	1588	S. 1674 CH. 46 Ex
465. Senators McMillan, Donohue and Redmon: Prohibiting regulation by state or local government of use of private lands or buildings.....	405									
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467. Senators Talley, Foley and Henry: Authorizing a feasibility study for adding a highway from Ridgefield to Woodland.....	405									
468. Senator Durkan: Exempting totally disabled who is retired from certain property taxes....	405	1227, 1541, 1870	1532	1533	1534, 1866	1534, 1866	1865	1877	1889	S. 2069 CH. 132 Ex
469. Senator Mardesich: Authorizing parks and recreation commission to acquire part of Everett jetty	405	726, 816	780	780, 1667		781, 1668				

470. Senators Uhlman, Ridder, Herr and Peterson (Lowell): Establishing a crime information center	405	611	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
471. Senators Greive, Cooney and Williams: Authorizing municipalities to sell or lease certain property for free public parking facilities.....	405	754, 816	792	792, 1548	.....	792, 1548	.....	.....	.....	.....	.....	.....
472. Senator Gissberg: Prescribing terms and conditions of sale or lease of certain state lands...	405	769, 816, 1522, 1709	801, 1520	801, 1521	1535, 1698	801, 1535, 1698	1696	1707	1710	S. 1864 CH. 78 Ex	.....	.....
473. Senator Gissberg: Increasing hospital district finance authority	405	561	767	767, 1668	.....	767, 1669	.....	.....	.....	.....	.....	.....
474. Senators Greive, Uhlman and Marquardt: Fixing port district commissioners' salaries.....	406	754, 816	793	794, 1513	.....	794, 1514	.....	.....	.....	.....	.....	.....
475. Senators Keefe, Gissberg, Sandison, Dore, Peterson (Lowell), Faulk, Uhlman and Henry: Providing for financial assistance to students attending post-secondary schools.....	406	668, 1754	1739	1744	407, 1740, 1744, 1745-1746, 1777	1745
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478. Senators McMillan, Donohue and Herrmann: Defining jurisdiction over Indians and Indian lands	423
479. Senators Foley and Henry: Authorizing an exchange of lands between Clark county and the department of natural resources.....	423	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
480. Senators Andersen, Gissberg and Neill: Providing for certain changes in the administrative procedure act	423	1523, 1639, 1654	1625	1626	441	1626	1661	1661	1674	S. 1798 CH. 71 Ex	.....	.....
481. Senators Stender, Ridder and Peterson (Ted): Increasing weekly maximum benefits allowable	423	622	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
482. Senators Henry, Gissberg and Neill: Providing for salary of the director of aeronautics.....	423	582	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....

493. Senators Talley, Sandison, Woodall, Peterson (Lowell), Rasmussen, Mardesich, Chytil, Atwood, Lewis, Hanna, Donohue and Ridder: Establishing a bounty on certain wild animals....	425	643, 730	709	709	709					
494. Senators Guess, Keefe and Woodall: Reducing the overweight fee schedule for motor vehicles.	425	643, 730	702	702	702					
495. Senators Greive, Dore and Stender: Appropriating funds to department of public assistance for relief of nursing homes.....	425									
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499. (Substitute) Committee on Banks, Financial Institutions and Insurance: Putting health care service under insurance code.....		755								
500. Senators McCormack, Peterson (Lowell), Foley, Redmon and Peterson (Ted): Providing for a compact relative to anadromous fish in the Columbia and Snake rivers.....	426									
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503. Senators Greive, Connor, Marquardt, Herr, Ridder, Williams, Pritchard, Peterson (Ted), Ryder, Andersen, Uhlman and Dore: Reducing taxes (stadium air rights).....	426	668, 730, 2008	711	713, 1294	2051	713, 1294, 2051	2051	2056	2056	S. 2070 CH. 117 Ex

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524. Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request): Providing liability of insurance companies on certain real property in that amount specified in policy	446	522
524. (Substitute) Committee on Banks, Financial Institutions and Insurance: Providing liability of insurance companies on certain real property in that amount specified in policy .....	.....	522	691	691, 1210	.....	692, 1210	.....	.....	.....	.....
525. Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request): Providing for incontestability clauses in disability insurance policies	446	522, 1219	793	793, 1211	.....	793, 1212	.....	.....	.....	.....
526. Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request): Providing insured may not be denied benefits on a policy of insurance for unknown physical defects at time of insurer's acceptance	446	522	692	692, 1211	.....	692, 1211	.....	.....	.....	.....
527. Senators Herrmann, Connor and Freise (by Joint Interim Committee on Insurance request): Providing attorneys' fees for certain successful litigants against insurance companies	446	669	.....	.....	.....	.....	.....	.....	.....	.....
528. Senator McCutcheon: Permitting civil discovery of insurance	446	795	.....	.....	.....	.....	.....	.....	.....	.....
529. Senators Herrmann, Dore and Woodall: Providing for accidental death and dismemberment insurance for state employees and officials on nonscheduled aircraft flights in course of employment	446	522, 1371	693	693, 1215	.....	693, 1215	1376	1376	1398	S. 1503 CH. 6 Ex

530. Senators Durkan, Foley and Dore: Authorizing general obligation bonds.....	446	1225, 1241	1233	1234	1234	1234
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536. Senators Bailey and Dore: Pertaining to the terms of office of the board of trustees of the state-wide city employees' retirement system..	447	611, 699	693	693	694
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538. Senators Bailey, Gissberg and Greive: Implementing scope of state personnel board in making rules and regulations.....	447	623, 730	703	703	539	703
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554. Senators Washington, Dore, Faulk, Knoblauch, Ridder, Connor and Uhlman: Establishing a state mass transit authority.....	450	1503, 1640	1630	1631	1852-1855	1631	1821
555. Senators Pritchard, Lewis and Henry (by Secretary of State request): Providing for notice of state measures being submitted to vote of people	450	612, 1120	695	695	695	1120	1138	1152	S. 1276 CH. 96
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561. Senators Herrmann, Dore and Connor: Prohibiting subrogation of insurer for hospital and medical expenses of insured's other policies of insurance	450	523
562. Senators Herrmann, Cooney and Woodall: Pertaining to insurance.....	451
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578. Senator Durkan: Pertaining to water, sewer or fire protection districts within cities and towns.	453													
579. Senators Washington, Knoblauch and Pritchard: Regulating junkyards located along certain public highways	453	1275, 1621	1608	1608		1608								
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616. Senators Gissberg, Hallauer, Washington, Sandison, Peterson (Lowell), Knoblauch, Henry and Canfield: Allocating sales tax to cities.....	487									
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619. Senators Greive, Bailey, Ryder, Neill and Uhlman: Increasing legislative budget committee..	672	1914	672	672, 1296	1912	672, 1297, 1912	1912, 2046	1919	1921	S. 2070 CH. 114 Ex
620. Senators Durkan, Peterson (Lowell) and Knoblauch: Providing bonus for certain veterans of the armed forces from Washington.....	734	1671	1723	1723	1723	1723				
621. Senators McCormack, Ryder, Dore and Durkan: Amending supplemental budget to provide for employee benefits	867	964	867	867		868	947	966	993	S. 1276 CH. 102 Ex
622. Senators Herrmann, Neill and Durkan: Authorizing supervisor of banking to fix reserve requirements within prescribed limits.....	1176	1241, 1446, 1593	1425	1426		1426	1599	1599	1622	S. 1754 CH. 54 Ex

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632. Senators Greive, Cooney, Keefe, Rasmussen and Bailey: Providing additional compensation to persons receiving industrial insurance payments under prior awards, and making an appropriation	1279	1397				1278													
633. Senators Greive, Bailey, Ryder and Durkan: Relating to legislative expenses of the extraordinary session	1265	1274	1265	1265		1265	1276	1277	1278										S. 1348 CH. 1 Ex
634. Senators Neill and Greive: Abolishing state census board and transferring powers and duties to the planning and community affairs agency	1402	1416, 1490	1460	1460		1460	1488	1492	1524										S. 1621 CH. 42 Ex

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635. Senator Talley: Authorizing conveyance of certain tidelands to Fritz Gilbertsen.....	1402	1446, 1541	1528	1528	1528
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637. Senators Talley, Knoblauch and Peterson (Ted): Transferring state's two mills property tax levy from public assistance to mental health facilities	1449
638. Senators Lewis and Hallauer: Amending public lands statutes and providing for financing the east capitol site.....	1449	1475, 1654, 1725	1546, 1649	1633, 1650	1696, 2016	1650	1696, 1731	1726	1757	S. 2015 Sec. 2 P.V. CH. 105 Ex
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641. Senator Henry: Relating to registration of aircraft and airmen.....	1504	1523, 1624	1577	1577	1523	1577	1622	1628	1641	S. 1754 CH. 68 Ex
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643. Senators Kupka, Durkan and Stender: Preferring labor claims over claims of state agency when distraint or insolvency proceedings.....	1602	1621, 1754, 1781	1720	1720	1772	1721, 1772	1772	1777	1781	S. 1956 CH. 86 Ex

644. Senators McCormack, Ryder and Sandison: Defining duties and providing for disposition of funds during transitional period for community college reorganization	1623	1671
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650. Senator Durkan: Limiting indebtedness by taxing districts	1895	1917, 1955	1943	1944	1944, 1955
651. Senators Washington, Bailey and Huntley: Providing certain vehicle licensing fees.....	1910	1910	1910	1910	1922	1922	1942	S. 2070 CH. 118 Ex	
652. Senators Bailey and Washington: Providing for the expenses of the legislature including expenses and subsistence of members.....	1934
653. Senators Bailey and Washington: Providing for the expenses of the legislature including expenses and subsistence of members.....	1934
654. Senator Durkan: Naming the joint committee on governmental cooperation.....	2053	2053	2053	2053	2055	2056	2056	S. 2070 CH. 116 Ex	

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2. Senators Guess and Bailey: Urging Congress restore all federal aid highway funds to levels in effect and contemplated in November, 1966.....	85	85

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1. Senators Uhlman and Connor (by Facilities and Operations Committee request): Memorializing Congress to authorize income tax deductions for political contributions	92	422							
2. Senators Ridder, Ryder and Dore: Memorializing Congress to hasten SST program.....	100	206	100	100		100	208	208	236
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5. Senators Gissberg, McCormack and Ryder: Memorializing the Congress of the United States to delay consideration of a bill relating to state taxation of interstate commerce	157	165, 206	157	157		157	208	208	236
6. Senators Hallauer, Woodall and Hanna: Memorializing Congress to make Indian tribal rolls and mailing lists available to enrolled members of the tribe.....	167	473, 592	1195, 1249	1195		1195	1250	1251	1277
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8. Senators Talley, Bailey and Chytil: Memorializing Congress to restore veterans' pensions.....	211	379	576	576, 1195		576, 1195			

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NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Other Action in Senate	Vote on Final Passage	Message From House	Signed by President of the Senate	Signed by Speaker of the House
9. Senators Rasmussen, Bailey, Peterson (Lowell), Hanna, Mardesich, Herrmann, Keefe, Sandison, Herr and Henry: Raising federal tax exemptions.....	239	1219	239	239, 1196	.....	239, 1196	1220	1220	1243
10. Senators Metcalf, Talley and Guess: Memorializing the President and Congress to amend the Constitution to protect the rights of the public and accused persons.....	240	623	.....	.....	.....	.....	.....	.....	.....
11. Senators McCormack, Foley, Redmon, Woodall and Peterson (Ted): Memorializing the state of Oregon to establish steelhead trout as a game fish.....	274	738, 1522	1461	1461	.....	1461	1523	1531	1542
12. Senators Metcalf, Rasmussen and Stender: Requesting reduction in income tax for parents and guardians providing support for their children or dependents in institutions of higher learning.....	393	.....	.....	.....	394	.....	.....	.....	.....
13. Senators Durkan, Gissberg and Peterson (Lowell): Memorializing Congress concerning effects of increased social security benefits on welfare.....	407	755	.....	.....	.....	.....	.....	.....	.....
14. Senators Metcalf, Bailey and Redmon: Seeking income tax reductions for businesses contributing to certain secondary schools.....	456	.....	.....	.....	.....	.....	.....	.....	.....
15. Senators Canfield, Woodall and Redmon: Memorializing Congress to provide funds for construction of Bumping Lake enlargement.....	539	1227	540	540, 1196	1220	540, 1196, 1220	1220	1248	1250
16. Senators Canfield, Hanna, Hallauer, Redmon and Lewis: Memorializing Congress to implement recommendations of the North Cascades study commission.....	623	914	.....	.....	623	.....	.....	.....	.....

17. Senators Greive, Morgan, Stender and Dore: Memorializing Congress to enact legislation to recognize postal unions and other federal employee unions.....	925		925	925, 1197		925, 1197			
18. Senators Bailey and Peterson (Ted): Requesting adoption of continental shelf concept to protect coastal fisheries..	925	994	925	925		925	992	994	1009
19. Senators Bailey, Peterson (Lowell), Peterson (Ted) and Atwood: Urging Congress to establish a fish protein concentrate plant in western Washington.....	1185	1200	1185	1185	1185	1185	1189	1200	1243
20. Senators Talley, Peterson (Ted) and Bailey: Protecting halibut fishing industry.....	1189	1219	1189	1189		1189	1220	1220	1243
21. Senators Peterson (Lowell), Hallauer and Redmon: Memorializing Congress to implement recommendations of the North Cascades study committee.....	1279	1409	1279	1279		1279	1448	1448	1476
22. Senators McCormack, Dore, Rasmussen, Bailey, Williams, Peterson (Ted), Foley, Uhlman, Pritchard, Stender, Washington, Herrmann, Connor, Hallauer and Andersen: Memorial rescinding 1963 memorial for federal constitutional amendment as to apportionment of state legislatures	1477					1477			
23. Senators Stender and Greive: Memorializing Congress concerning the American flag merchant marine.....	1490	1574	1490	1490		1490	1574	1574	1588
24. Senators Peterson (Ted) and Mardesich: Memorializing Congress to act to prevent open pit mining in North Cascades	1624					1624			
25. Senators Talley, Henry and Foley: Memorializing Congress to complete Columbia River dredge operation.....	1624		1624	1624		1624			
26. Senators Kupka, Connor, Talley, Woodall, Peterson (Ted), Twigg, Donohue, Hanna, Knoblauch, Redmon, Stender, Ridder and Marquardt: Memorializing Congress to assist the state to combat alcoholism.....	1796		1796	1796		1796			

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NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading, and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Other Action in Senate	Vote on Final Passage	Message From House	Signed by President of the Senate	Signed by Speaker of the House
1. Senator Uhlman: Amending Constitution to change vote requirements on excess levies.....	28								
2. Senator Uhlman: Amending Constitution to allow school district excess levies to be made on a two-year basis....	28								
3. Senator Uhlman: Amending Constitution to change voting requirements as to excess levies.....	29	187	242, 259, 252, 284, 1783, 1814		225, 278, 1786, 1814				
4. Senators Herr, Greive and Connor: Enabling grant of pension to surviving spouse of deceased public servant..	29	562	626	626, 1256		1257			
5. Senators Ryder, Sandison and Foley (by Public Pension Commission request): Investing of pension funds, constitutional amendment	70	390, 1120	458	458		459	1151	1151	1152
6. Senators Gissberg, Neill and Dore: Amending Constitution to permit creation of court of appeals.....	71	252, 419, 858	412	412	356	414	864	866	924
7. Senators Peterson (Ted), Henry, Talley, McCutcheon, McCormick, Uhlman, Washington, Peterson (Lowell), Ridder, Dore, Guess, Atwood, Anderson, Faulk, Williams, Marquardt, Stender, Redmon, Fritchard, McMillan, Greive, Conney, Hallauer, Rasmussen, Mardesich, Twigg, Neill, Freise, Lewis, Canfield, Knoblauch, Kupka and Foley (by Executive request): Ratifying amendment to United States Constitution regarding presidential disability and succession to offices.....	78	185	78	78		78	188	188	208
8. Senators Dore, Bailey, Herr, Connor, Keefe, Sandison, Lennart, Rasmussen, Peterson (Lowell), Hallauer and Uhlman (by Joint Committee on Facilities and Operations request): Providing for annual regular sessions and prescribing methods for convening the legislature in special session.....	92	296, 699	655, 657	658	682, 1103, 1113, 1114-1119	658, 1116, 1118	1113		

9. Senators Ridder, McCormack and Uhlman: Permitting revision of the Constitution in single resolution.....	101	.....	.....	.....	.....	.....	.....	.....	.....
10. Senators Andersen, Uhlman and Faulk (by Executive request): Calling a constitutional convention.....	110	.....	.....	.....	.....	.....	.....	.....	.....
11. Senators Metcalf, McCormack, Pritchard and Hallauer (by Executive request): Providing for annual regular sessions of the legislature and limiting matters to be considered at extraordinary sessions and certain regular sessions	110	.....	.....	.....	.....	.....	.....	.....	.....
12. Senators Metcalf, Ridder and Faulk (by Executive request): Revising majority requirement for ratification of call for a constitutional convention.....	111	.....	.....	.....	.....	.....	.....	.....	.....
13. Senators McMillan, Lennart, Gissberg, Woodall, Donohue, Canfield, Redmon, Henry, Talley and Guess: Requiring the assessment of property at twenty-five percent of true value.....	111	770, 1274	1245, 1268	1273	1245, 1256, 1270, 1273, 1295	1273	.....	.....	.....
14. Senators Williams, Washington and Peterson (Ted) (by Executive request): Amending procedure for amending the Constitution	111	.....	.....	.....	.....	.....	.....	.....	.....
15. Senators Guess, McCormack, Greive and Uhlman: Referring a constitutional amendment to the people to permit voting by persons eighteen years old.....	118	635	896	897	880	897	.....	.....	.....
16. Senators Ridder, Mardesich and Hallauer (by Interim Committee on Education request): Making public instruction superintendent appointive.....	224	.....	.....	.....	.....	.....	.....	.....	.....
17. Senators Neill, Sandison, Ryder, Gissberg, Foley and Atwood: Submitting to voters constitutional amendment creating state building authority.....	304	403, 485, 964	459	460	307	460	947	966	998
18. Senators Washington, Williams, Uhlman, Hallauer and Pritchard: Providing for legislative reapportionment....	312	.....	.....	.....	.....	.....	.....	.....	.....
19. Senators McCutcheon and Lennart: Providing for amendment of the Constitution by the initiative process..	352	.....	.....	.....	.....	.....	.....	.....	.....
20. Senators Ridder, Metcalf and Gissberg: Amending Constitution to change voting requirements as to excess levies	427	700	1284	1284	633	1284	.....	.....	.....
21. Senators Washington, Pritchard and McCormack: Proposing a constitutional amendment to permit the holding of a new constitutional convention.....	456

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22. Senators McCutcheon and Talley: Removing constitutional limitation on legislators assuming other public office	456	612	570
23. Senators Uhlman, Williams, Gissberg and Marquardt: Reducing school levy vote requirements.....	456	583, 1813, 1914	1285, 1290	1291	.....	1291, 1296	1903	1943	1957
24. Senators Gissberg and Kupka: Providing for filling of vacancies in partisan offices.....	456	562, 1715	763	763, 1248	1904	763, 1248, 1906	1709	1718	1757
25. Senators Williams and Uhlman: Authorizing the use of tax revenues resulting from certain public improvements to help finance such improvements.....	456	.....	.....	.....	.....	.....	.....	.....	.....
26. Senators McCutcheon and Greive: Providing for regular legislative apportionment	456	.....	.....	.....	.....	.....	.....	.....	.....
27. Senators Woodall, Hallauer and Ryder: Amending the Constitution concerning qualifications of judges.....	456	.....	.....	.....	.....	.....	.....	.....	.....
28. Senators McCormack, Ryder, Ridder, Sandison, Hallauer and Gues: Allowing legislature to prescribe powers and duties of superintendent of public instruction...	647	.....	.....	.....	.....	.....	.....	.....	.....
29. Senators McCormack and Greive: Changing limitations on property taxes to a dollar amount and authorizing income taxes by the state and municipal corporations...	647	1242	.....	.....	660, 1270	.....	.....	.....	.....
30. Senators Dore, Uhlman, Marquardt, Mardesich, Pritchard, Bailey, Rasmussen, Ridder, Herr, Hallauer, Morgan, Kupka, Keefe, Henry, Connor, Sandison, Knoblauch, Talley, Faulk, Hanna and McCormack: Providing for annual sessions of the legislature.....	1201	.....	.....	.....	1202	.....	.....	.....	.....

31. Senators McCormack, Durkan, Mardesich and Gissberg: Amending the constitutional tax structure.....	1256	1260,	1274	1260,	1266	1267	1256, 1264,1268, 1270,1295	1267
32. Senators McMillan, Guess, Gissberg, Herrmann, Canfield, Lennart, Talley, Freise, Woodall, Chytil, Twigg, Keefe, Donohue and Redmon: Proposing a constitutional amendment to limit taxation to twenty-five percent of assessed valuation.....	1545	1572	1546,	1572	

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NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Other Action in Senate	Vote on Final Passage	Message From House	Signed by President of the Senate	Signed by Speaker of the House
1. Senators Greive, Andersen, Keefe, Kupka, Peterson (Ted), Talley, Uhlman, Metcalf, Sandison and Connor (by Legislative Council request): Directing the air pollution board to study effects of motor vehicle created contaminants	29	592	.....	.....	.....	.....	.....	.....	.....
2. Senators Uhlman, Durkan and Foley: Requiring fiscal notes on legislative bills.....	37	.....	.....	.....	.....	.....	.....	.....	.....
3. Senators Bailey and Hallauer: Providing public assistance grants to be based on current price standards.....	61	.....	61	61	.....	61	.....	.....	.....
4. Senators Herrmann, Freise, Redmon, Connor, Peterson (Ted), Lennart, Ridder, Herr, Peterson (Lowell), Andersen and Kupka (by Joint Legislative Interim Committee on Insurance request): Providing for joint interim committee on insurance.....	157	310, 2008	395, 1216	397, 1217	1217-1218, 2012	897, 1217, 2012	2011, 2044	2056	2056
5. Senators McCormack, Durkan and Ryder: Authorizing joint hearings on Governor's revenue and taxation proposals	327	.....	327	327	.....	329	.....	.....	.....
6. Senators McCutcheon, Greive and Lennart (by Intergovernmental Relations Committee request): Providing for special interim committee for oversight with regard to federal grant programs.....	393	673, 1914	673	673, 1297	.....	673, 1297	1914, 2045	1919	1921
7. Senator Kupka: Commending Dr. Garrett Heyns.....	456	499	456	457	644	457	501	502	539
8. Senators Durkan and Atwood: Authorizing study of lands suitable for park and recreational purposes.....	487	700	.....	.....	.....	.....	.....	.....	.....
9. Senator Kupka: Wishing success for the Alaskan Centennial	487	508	487	487	.....	487	509	509	539

10. Senators Bailey and Neill: Prescribing cutoff dates for consideration of legislative business.....	586	621	586	586	586	623	623	644	
11. Senators Ryder and Foley: Authorizing study of transfer of pension rights.....	673		673	673	673				
12. Senators Greive and Connor: Requesting the Governor to proclaim Good Friday a legal holiday.....	701								
13. Senators Bailey and Neill: Pertaining to consideration of revenue and appropriations measures.....	735	816	735	735	735	820	821	864	
14. Senators Atwood and Kupka: Providing for a legislative council study of intrastate air commerce.....	771		771	771	771				
15. Senators Sandison, Ryder, McCormack, Hallauer and Lewis: Providing for continuation of the temporary advisory council on public higher education.....	829	859, 1919	1888	1888	829	1888	1922, 2048	1922	1942
16. Senator McCormack: Requesting permission to introduce bill clarifying payment of employee benefits under prior appropriation bill.....	814	858	814	815		815	864	864	865
17. Senator Washington: Authorizing the introduction of a revenue bill.....	848		848	848					
18. Senators Bailey and Neill: Providing for the retransmittal and retention of legislative measures upon adjournment sine die of the fortieth regular session.....	1088		1088	1088		1088	1120	1151	1151
19. Senators Bailey, Greive, Neill and Ryder: Providing for the reintroduction of bills and the adoption of the joint rules.....	1167		1167	1167		1167	1169	1172	1181
20. Senators Canfield, Donohue, Talley, Metcalf, Henry, Hanna, Marquardt and Lennart: Requesting the attorney general to prevent and remedy occurrences of unfair practices related to the dairy industry.....	1418	1446	1418	1419		1419			
21. Senators Williams and Talley: Directing legislative council to make a study of regional planning agencies and governmental conferences.....	1547	1593	1547	1547		1547	1599	1599	1622
22. Senators Peterson (Lowell), Mardesich, Peterson (Ted) and Lennart: Providing for study of the salmon resource.....	1568		1568	1568	1568				
23. Senators Ridder, Uhlman and Metcalf: Pertaining to interim committee on education study of school district organization.....	1624	1673							

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24. Senators Bailey and Neill: Prescribing a cut-off date for consideration of bills.....	1715	1788	1715	1719	1718, 1720, 1732, 1904, 1908	1719, 1732, 1906	1732, 1903	1814	1819
25. Senators Bailey, Knoblauch and Kupka: Providing for the dissolution of Century 21, Inc.....	1773	1788	1773	1773	1773	1795	1795	1818
26. Senators Washington, Dore, Stender, Morgan, Ridder, Williams, Uhlman and Pritchard: Authorizing joint committee on highways to study mass transportation and use of hovercraft.....	1902	2008	1902	1902	1902	1903	1961	2056	2056
27. Senators Talley, Bailey and Lewis: Directing legislative council to study municipal industrial development bond financing	1923	2008	1923	1924	1924	1961	2056	2056

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—REGULAR SESSION

NUMBER, AUTHOR AND SUBJECT	<i>First Reading Referred</i>	<i>Report of Committee</i>	<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Other Action in Senate</i>	<i>Vote on Final Passage</i>
1. Senators Greive and Neill: Adopting temporary rules.....	9					9
2. Senators Neill and Greive: Notifying the House that Senate is organized.....	18				21	18
3. Senators Greive and Neill: Extending courtesies of Senate to former Presidents, members and secretaries.....	19					19
4. Senators Durkan and Ryder: Directing treasurer and budget director to draw members' subsistence payrolls every seventh day of the session. Authorizing warrants to be delivered to secretary of the senate.....	19					19
5. Senators Sandison and Peterson (Ted): Directing treasurer and budget director to draw warrants for payment of employees' salaries every seventh day of the session. Authorizing warrants to be delivered to the secretary of the senate.....	19					19
6. Senators Hallauer, Washington and Neill: Expressing gratitude to members of joint interim committee on facilities and operations and others for making building improvements possible	61					61
7. Senators Lewis, Bailey and Neill: Extending sympathy to Senator Joe Chytil and members of his family upon the death of his mother, Mrs. Mary Chytil.....	61				83	62
8. Senators Lewis, Bailey, Ridder, Donohue, Peterson (Lowell), Knoblauch, McCormack, Neill, Chytil, Freise, Peterson (Ted), Canfield, Herr, Pritchard, Atwood, Uhlman, Connor and Rasmussen: Tribute to L. T. (Mike) Webster in memory of service.....	86					87
9. Senators Washington, Hallauer, Hanna and McCormack: Commending secretary of interior, Udall, Senators Magnuson and Jackson and Congressman Foley for sponsorship of increased generating capacity for Grand Coulee Dam.....	87					87
10. Senators Twigg, Keefe, Herrmann, Guess and Cooney: Authorizing John Schafhausen, Spokane, to place flag of state of Washington with banner of the Athletic Round Table on South Pole.....	103					103

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11. Senators Lewis, Atwood, Uhlman and Washington: Urging judicial council to study grand jury system.....	183					184
12. Senator Greive: Directing legislative council to conduct investigation of retail selling practices and advertising policies of retail food and meat industries of the state.....	194					194
13. Senators Durkan, Talley, Kupka, Neill, Sandison, Woodall, Ryder, Keefe, Foley and Rasmussen: Commending all police organizations of the state.....	215				404	216
14. Senator Freise: Thanking Walla Walla college band for concert.....	216					216
15. Senators Dore, Connor, Greive and Ridder: Urging regents and president of University of Washington to approve use of stadium by professional football franchise holder, not exceeding five years.....	230				231, 269, 294	
16. Senators Hallauer, Bailey and Guess: Investigation by legislative budget committee of Washington state horse racing commission.....	249		250		509	251
17. Senators Washington and Atwood: Commending the city of Ellensburg on its one hundredth anniversary.....	251					251
18. Senators Uhlman and Ridder: Requesting that joint committee on education revise Title 28 as may be necessary to afford state school code.....	374		388		374	388
19. Senators McCormack, Canfield, Bailey, Neill, Ryder, Greive and Henry: Favoring continuing study of western interstate nuclear cooperation and referring to a legislative interim committee for study.....	498					498
20. Senators Hallauer and Woodall: Urging action of United States Congress to give Colville reservation citizens rights, privileges and responsibilities to become citizens...	536					537
21. Senators Greive, Henry, Foley, Mardesich, Donohue, Peterson (Lowell), Pritchard, Canfield, Neill, Woodall, Connor, Lennart, Ryder, Stender, Peterson (Ted), Williams, McCutcheon, Sandison, Guess, Talley, Washington, Knoblauch, Kupka, Redmon and Atwood: In memory of Lacey V. Murrow.....	620					620

22. Senator Andersen: Creating select Senate committee on legislative ethics.....	641	642
23. Senators Stender, Greive and Durkan: Implementing legislative study of emphysema and heart disease.....	821	821
24. Senators McCormack and Canfield: Commending Senators Jackson and Magnuson on authorization of Senate Bill No. 370 completing development of Yakima Valley's federal reclamation system by construction of Kennewick extension reclamation project	821	822
25. Senators Guess, McMillan and Talley: Authorizing and directing the legislative council to study and recommend correlation of legislation and the acquisition of private lands in the future.....	857	858
26. Senators Andersen, Atwood, Bailey, Canfield, Chytil, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr, Herrmann, Keefe, Knoblauch, Kupka, Lennart, Lewis, McCormack, McCutcheon, McMillan, Mardesich, Marquardt, Metcalf, Morgan, Neill, Peterson (Lowell), Peterson (Ted), Pritchard, Rasmussen, Redmon, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Washington, Williams, Woodall: Commending attention of the President of the United States consideration of appointment of Judge Robert C. Finley to fill prospective vacancy on United States supreme court.....	887	887
27. Senators McCormack, Uhlman and Woodall: Requesting judicial council to modernize and recodify code of criminal procedure.....	945	945
28. Senators Bailey and Neill: Regarding completion of session work.....	1154	1156
29. Senators Greive and Neill: Appointing committee to notify House that Senate is ready to adjourn <i>Sine Die</i>	1161	1161, 1162

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—EXTRAORDINARY SESSION

NUMBER, AUTHOR AND SUBJECT	First Reading Referral	Report of Committee	Second Reading and Amendments	Third Reading	Other Action in Senate	Vote on Final Passage
Ex. 1. Senators Bailey, Neill, Greive and Ryder: Retaining officers and committee chairmen and committee members of regular session as officers and committees of extraordinary session	1165					1165
Ex. 2. Senators Greive and Ryder: Adopting rules of fortieth legislature as rules of extraordinary session	1166				1166	1166
Ex. 3. Senators Neill and Bailey: Committee appointed to notify House that Senate is organized	1166				1167	1166
Ex. 4. Senator Guess: Requesting joint interim committee on facilities and operations concern itself with improvement of loudspeaker system of Senate chamber.....	1183					1183
Ex. 5. Senators Gissberg, Kupka, Keefe and Mardesich: Requesting legislative council to undertake investigation of alleged conditions at Northern State Hospital at Sedro Woolley	1183					1184
Ex. 6. Senator Washington: Congratulating Mel Cox for being named All-American basketball player for bringing honor to state of Washington, Central Washington State College and Coulee City, his home town	1186					1187
Ex. 7. Senators Washington, Uhlman and Guess: Asking temporary advisory council on public higher education study and investigate means whereby colleges may more effectively discourage use of marijuana and LSD.....	1187					1187
Ex. 8. Senators Rasmussen and Stender: Requesting legislative council to conduct study concerning rising costs of hospital care.....	1187					1187
Ex. 9. Senator Freise: Congratulating Walla Walla symphony orchestra on its sixtieth anniversary	1198					1198
Ex. 10. Senator McCormack: Asking President and Congress of United States and postmaster general to issue in 1976 commemorative airmail stamp or series to commemorate inauguration of air mail service in 1926	1198					1199
Ex. 11. Senators Greive and Atwood: Authorizing legislative council to undertake study of intrastate air commerce and recommend legislation for control and regulation of industry	1199					1199

Ex. 12. Senators Talley, Foley, Ryder and Gissberg: Requesting legislative council to study 1967 Senate Bill No. 278 and entire problem of providing assessor's offices with adequate trained personnel.....	1199	1199
Ex. 13. Senator Uhlman: Requesting legislative budget committee to study demonstration cities program	1240	1241
Ex. 14. Senators Herrmann, Connor, McMillan, Uhlman, Kupka, Henry, Cooney, Keefe, Herr, Peterson (Lowell), Donohue, Ridder, Greive, Knoblauch, Bailey, Talley, Foley, Morgan, Rasmussen, Washington, McCormack, McCutcheon, Sandison, Durkan, Dore, Hanna, Hallauer, Gissberg, Mardesich and Lennart: Establishing a Senate interim committee on insurance.....	1254	1256, 1258
Ex. 15. Senators Atwood and Gissberg: Requesting legislative council and legislative budget committee determine expense to state and political subdivisions of providing funds to acquire suitable lands for parks and recreational purposes compared to utilizing public lands for such purposes and reimbursing funds for loss of revenue incurred	1258	1259
Ex. 16. Senators McCutcheon, McCormack and Stender: Authorizing legislative council to study updating and revision of permanent registration forms, election procedures and researching methods of automation of voters' registration records as used in other states	1259	1259
Ex. 17. Senators Washington and Donohue: Commending ancient order united workmen on their one hundredth birthday.....	1259	1260
Ex. 18. Senators Hanna, Talley, Lennart and Chytil: Resolving that fortieth legislature accept responsibility of saving dairy industry from destruction by enactment of legislation designed to implement by statute the purpose of this resolution.....	1312	1312
Ex. 19. Senators Pritchard and Peterson (Ted): Congratulations to city of Seattle and United States corps of army engineers on fortieth anniversary of construction of Hiram Chittenden locks and Lake Washington ship canal.....	1312	1312
Ex. 20. Senators Lennart, Durkan and Redmon: Recommending that legislative budget committee study bonding servicing requirements of state and political subdivisions.	1312	1313
Ex. 21. Senators Mardesich, Andersen, Keefe and Greive: Asking presidents and governing bodies of state colleges and universities be requested to take appropriate administrative action to eliminate practice of student showings of entertainment films	1363	1363
Ex. 22. Senators Talley, Bailey and Lennart: Requesting legislative council study of provisions of Senate Bill No. 173, providing for payments in lieu of taxes on public lands	1363	1364
Ex. 23. Senator Woodall: Requesting legislative council conduct study required by RCW 34.04.160 of statutes authorizing agencies enact rules to eliminate conflict with provisions of administrative procedure act.....	1364	1364

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Ex. 26. Senators Mardesich, Faulk and Sandison: Directing study by joint interim committee on highways of engineering, navigational and financial feasibility of routes for cross-Sound bridge.....	1455				1455, 1495, 1505	1505
Ex. 27. Senators Henry, Lewis and Uhlman: Requesting legislative council to conduct study of operation of state civil service at state institutions of higher learning.....	1474					1474
Ex. 28. Senators Henry and Guess: Asking congressional support of United States Senate Bill No. 446 for repaying public utility district no. 1 in Klickitat county for aid given town of Roosevelt.....	1474					1475
Ex. 29. Senators Hanna, Talley and Lennart: Requesting legislative council to make study into areas of milk production and marketing.....	1492					1492
Ex. 30. Senators Hanna, Durkan, Hallauer, Washington, Foley, McCormack, Talley, Canfield and Chytil: Asking federal government support of extension of navigation on upper Columbia river.....	1500					1501
Ex. 31. Senator Rasmussen: Urging Governor Evans to cease war on political attrition against legislature on tax and budgetary matters.....	1501				1501, 1522, 1537, 1573, 1593
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Ex. 33.	Senators Uhlman and Lennart: Directing legislative council to study plan for establishment of ombudsman.....	1584		1584
Ex. 34.	Senators Rasmussen and Ridder: Condemning trucking industry employers, incorporated, for shutting down nation's trucking industry.....	1585	1585, 1586, 1592	
Ex. 35.	Senator Pritchard: Asking state to join King county and city of Seattle to purchase portion of Fort Lawton to be made available as surplus property.....	1586		1586
Ex. 36.	Senators Hallauer and Uhlman: Encouraging Seattle city council and King county prosecutor to practice tolerance, and to devote their energies to real and serious problems	1637		1638
Ex. 37.	Senators Peterson (Ted), Mardesich and Uhlman: Asking congressional delegation to take whatever action necessary to cause Kennecott Copper Corporation to cease and desist from projected plan to begin open pit operation in north Cascades.	1638		1638
Ex. 38.	Senators McCormack, Uhlman, Twigg, Williams, Atwood, Andersen, Hanna, Herrmann and Dore: Asking legislative council to recodify and modernize criminal code	1639		1639
Ex. 39.	Senators Woodall, McCormack, Redmon and Canfield: Urging construction of Satus Dam	1652		1652
Ex. 40.	Senators Woodall, Twigg, Greive and Uhlman: Requesting legislative council to continue its investigation of possibility of using retired judges to sit as judges pro tempore in superior and supreme courts.....	1652		1653
Ex. 41.	Senator Freise: Requesting legislature to meet in daily session until adjournment..	1653	1654	
Ex. 42.	Senator Durkan: Directing legislative budget committee undertake study of distribution of costs of forest fire protection among public and private forest land owners	1672		1673
Ex. 43.	Senators Greive and Woodall: Requesting legislative council continue study relating to compensation of victims of crimes.....	1673		1673
Ex. 44.	Senators Atwood and Freise: Requesting legislative budget committee in cooperation with central budget agency, state treasurer and auditor and other affected offices conduct study of fund structure of state of Washington.....	1681		1681
Ex. 45.	Senators Guess and Keefe: Requesting temporary higher education committee or legislative council to evaluate results of study made by national association of certified public accountants.....	1682		1683
Ex. 46.	Senator Freise: Commending Mary Esther Lassa for receiving national recognition in the field of education.....	1684		1685

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—EXTRAORDINARY SESSION—Continued

NUMBER, AUTHOR AND SUBJECT	<i>First Reading Referral</i>	<i>Report of Committee</i>	<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Other Action in Senate</i>	<i>Vote on Final Passage</i>
Ex. 47. Senators Bailey, Faulk and Guess: Instructing joint committee on highways investigate effectiveness of highway personnel board and its staff in application of state civil service law.....	1761					1752
Ex. 48. Senators Rasmussen, Bailey and Durkan: Petitioning Congress to enact legislation authorizing disability freeze under social security.....	1762					1753
Ex. 49. Senators Talley, Peterson (Ted) and Bailey: Requesting congressional delegation to Congress to take action to ensure and provide sound and healthy domestic trawl fishery through tariff or quota protection on imported products.....	1763					1753
Ex. 50. Senators Gissberg, Mardesich and Metcalf: Designating Joseph H. Smith as Special Friend of the Legislature.....	1778					1779
Ex. 51. Senators Peterson (Lowell), Mardesich, Sandison, Metcalf, Ridder, Foley, Rasmussen and Talley: Directing interim committee on fisheries, if established, otherwise legislative council to engage in study of salmon resources of state.....	1863					1864
Ex. 52. Senator Gissberg: Directing the legislative council to conduct study on solicitations and use of contributions for purported charitable purposes.....	1884					1884
Ex. 53. Senators Talley, Peterson (Ted), Kupka, Lennart, Redmon, Atwood, McMillan, McCutcheon, Gissberg and Greive: Congratulations to people of Canada on their centennial year.....	1913					1913
Ex. 54. Senators Ridder, Uhlman and Metcalf: Directing interim committee on education to study problems of school district organizations.....	1940					1940
Ex. 55. Senators Metcalf, Redmon and Mardesich: Commending school safety patrols and special commendation to Gregg Holmes for act of bravery in saving life of child...	1940					1941
Ex. 56. Senators Sandison, Freise, Knoblauch and Talley: Commending Hazel L. Matheny for meritorious service in Senate dining room.....	1941					1941
Ex. 57. Senators Sandison, Freise, Knoblauch and Talley: Commending Lillian A. Anderson and Ruby Milliron for untiring devotion and service in Senate dining room....	1941					1941

Ex. 58.	Senators Greive and Gissberg: Requesting legislative council study grants of leave to employees and officers or others to continue pay when campaigning.....	1960	2015	1961	2015
Ex. 59.	Senators Durkan, Twigg and Cooney: Municipal committee directed to conduct and coordinate study of juvenile delinquency and crime in various cities of the state	2021			2021
Ex. 60.	Senator Kupka: Directing interim committee on higher education be directed to make study of metropolitan tract in King county.....	2046			2046
Ex. 61.	Senators Greive and Atwood: Expressing gratitude to Association of Washington Industries for legislative digest.....	2046			2046
Ex. 62.	Senators Atwood and Herrmann: Expressing gratitude to Washington State Research Council	2047			2047
Ex. 63.	Senators Greive, Atwood and Herrmann: Extending thanks to Allied Daily Newspapers of Washington.....	2047			2047
Ex. 64.	Senators Bailey, Ryder and Greive: Extending appreciation to Lieutenant Governor John A. Cherberg for his commendable job as presiding officer of the Senate..	2047			2048
Ex. 65.	Senators Bailey and Ryder: Closing of business of fortieth extraordinary session of legislature	2049			2049
Ex. 66.	Senators Greive, Ryder and Herrmann: Indefinite postponement of all bills, resolutions and memorials in the hands of secretary of senate.....	2057			2057
Ex. 67.	Senators Atwood and Bailey: Notifying the House that the Senate is ready to adjourn sine die.....	2057		2057	2057
Ex. 68.	Senator Washington: Asking governors and member states of western conference of council on state governments and legislatures are requested to provide additional funds for use of western council as legislature of this state has done....	2054			2054
Ex. 69.	Senators Connor, Greive, Ryder and Peterson (Ted): Legislative council be directed to make study into feasibility of requiring certification of leadership personnel at city, county and state-supported recreation facilities.....	2054			2054

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
1. Representatives Copeland, Bottiger and Avey (by Legislative Council request): Relating to aeronautics and providing for state registration of pilots	818	829	915	977	977	977	.....	1009	1016	Signed CH. 207
3. Representatives Copeland, Bottiger and Avey (by Legislative Council request): Changing aircraft excise and registration laws.....	818, 1200	829, 1202	988	1389, 1407	1407	1408	SCR 18, 1357	1416	1426	Signed CH. 9 Ex
4. Representatives Copeland, Bottiger and Avey (by Legislative Council request): Providing for excise tax on aircraft fuel.....	818, 1200	829, 1202	1084	1386, 1394	1395	1395	SCR 18, 1357, 1395-1396, 1406	1416	1426	Signed CH. 10 Ex
5. Representatives Copeland, Bottiger and Avey (by Legislative Council request): Granting authority to department of civil defense to engage in and coordinate search and rescue operations.	208	211	583	982	982	982	.....	1009	1016	Signed CH. 203
6. Representatives Harris and Bottiger (by Legislative Council request): Deleting from small loan act exception as to loans made in another state	820	829	915	1021	1029	1030	1024, 1088	1095	1096	Signed CH. 180
8. Representatives O'Brien, Copeland and Gorton (by Legislative Council request): Providing for committees of the legislative council, revising expense and voucher procedure, and authorizing special committee members.....	322, 1200	329, 1202	669	1906	1907	1907	SCR 18, 1921, 2045	1932	1932	Signed CH. 134 Ex
9. Representatives O'Brien and Copeland (by Legislative Council request): Providing for emoluments for appointees to the office of legislator..	272, 1574	274, 1575	583	1736, 1746	1748	1748	.....	1757	1769	Signed CH. 100 Ex

10. Representatives Harris, Bottiger and Elicker (by Legislative Council request): Provides rights of disposition for receiver of unsolicited goods	166	167	755	873	873	873	924	926	Signed CH. 57	
11. Representatives Harris and Bottiger: States law governing when securities issued by corporation organized under United States laws; amends uniform act for simplification of fiduciary transfers	94	95	500	874	874	874	924	926	Signed CH. 208	
12. Representatives Harris, Bottiger and Gladder (by Legislative Council request): Allows fiduciary to hold in trust securities issued by the fiduciary	94	95	500	878	878	878	924	926	Signed CH. 209	
13. Representatives O'Brien, Garrett and Juelling (by Legislative Council request): Providing appropriations for use of new governor elect.....	645	648	727							
15. (Substitute) Judiciary Committee: Changing law relating to functions and duties of grand juries	645	648								
16. (Substitute) Committee on Business and Professions: Regulating and licensing debt adjusting agencies	820	829	889	913	914	914, 985	985, 1086	1095	1096	Signed CH. 201
20. Representatives Gorton, O'Brien and McGavick: Regulating budgets of cities over 300,000 population	87	93	176	292	292	292	801	301	Signed CH. 7	
25. Representatives O'Brien, Lux and Copeland (by Legislative Council request): Requiring certain information for budget director and legislature from state agencies participating in certain federal programs	322	329	584							
26. Representatives O'Brien, Wolf and Cunningham (by State Treasurer request): Changing date state treasurer makes payment to particular fire protection pension funds.....	188	193	822	880	880	880	924	926	Signed CH. 42	
27. Representatives O'Brien, Wolf and Cunningham (by State Treasurer request): Enlarging scope for investment of current state funds in agencies of United States.....	149	158	584	880	880	880	924	926	Signed CH. 211	

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
28. Representatives O'Brien, Wolf and Cunningham (by State Treasurer request): Providing appropriations to state treasurer for operating expenses incurred in servicing of investments and outstanding indebtedness of state.....	819	830	915	950	950	950	.....	1009	1016	Signed CH. 66
29. Representatives O'Brien, Wolf and Cunningham (by State Treasurer request): Changing date treasurer by report shall show status of judges' retirement fund	107	111	756	881	881	881	.....	924	926	Signed CH. 28
30. Representatives O'Brien, Wolf and Cunningham (by State Treasurer request): Providing for daily remittance of moneys to state treasurer by state officers and agencies.....	208	212	473	955, 956	956	956	950, 1009	1086	1096	Signed CH. 212
31. Representatives O'Brien, Wolf and Cunningham (by State Treasurer request): Enumerating moneys to be deposited in OASI contribution fund	208	212	339	881	881	882	.....	924	926	Signed CH. 213
32. Representatives O'Brien, Wolf and Cunningham (by State Treasurer request): Removing requirement that copies of copyrighted works be filed with state treasurer.....	96	101	296	882	882	882	.....	924	926	Signed CH. 40
36. Representatives Flanagan, Newhouse and Jolly: Authorizing irrigation districts to contract for maintenance and operation of works.....	94	95	822	897	898	898, 1101	986, 1003, 1089, 1100, 1101, 1120	1152	1156	Signed CH 206
37. (Substitute) Committee on Local Government: Establishes boundary review board.....	539	540	822	932	932	932	.....	1009	1016	Signed CH. 189
38. Representatives Clark (Newman H.), Sawyer and Andersen (James A.): Increasing salaries of superior court judges.....	252	257	500	933	933	933	.....	1004	1005	Signed CH. 65

39. Representatives Flanagan, Bozarth and Newhouse (by Departmental request): Authorizing game department to classify certain species as game fish	115	118	889	.....	.....	.....	.....	.....	.....	.....	.....	.....
40. Representatives Flanagan, Bozarth and Newhouse (by Departmental request): Amending authority of game commission to dispose of interests in real property.....	150	158	889	.....	.....	.....	.....	.....	.....	.....	.....	.....
41. Representatives Flanagan, Bozarth and Bledsoe (by Departmental request): Authorizing cooperation with Idaho as to Snake river game and game fish	208	212	584	872	872	872	.....	924	926			Signed CH. 62
42. Representatives Bledsoe, Flanagan and Bozarth (by Departmental request): Authorizing director of game to contract for use of real property for hunting and fishing.....	150	158	563	873	873	873	.....	959	959			Signed CH. 45
43. Representatives Bledsoe, Flanagan and Bozarth (by Departmental request): Requiring tags for hunting mountain sheep, wild turkey and bear.	149	158	296	334	335	335	.....	339	339			Signed CH. 10
51. Representatives Adams, McCormick and Kopet (by Departmental request): Increasing per diem for members of state electrical advisory board	645	648	727	.....	.....	.....	.....	.....	.....	.....	.....	.....
52. Representatives Cunningham, Bottiger and Swayze (by Departmental request): Authorizing utilities and transportation commission to participate in federal administrative and court proceedings	188, 1476	193, 1477	938	1531	1531	1531	.....	1542	1542			Signed CH. 49 Ex
53. Representatives Cunningham, Bottiger and Swayze (by Departmental request): Providing procedure for repair or improvement of state agency housing	349	352	756	884	884	884	924	959	959			Signed Sec. 1, P.V. CH. 229
55. Representatives Cunningham, Bottiger and Swayze (by Departmental request): Amending the public works contracts law.	252	257	379	908	908	908	884	1004	1005			Signed CH. 70
56. Representatives Cunningham, Bottiger and Swayze (by Departmental request): Amending authority for destruction of local governmental records	339	342	823	.....	.....	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
57. Representatives Adams, May and Richardson (by Departmental request): Increasing per diem for members of apprenticeship council....	94	96	188	247, 267	267	267	.....	292	292	Signed CH. 6
58. Representatives Adams, May and Kopet (by Departmental request): Providing procedure for collection of monies owed to department of labor and industries.....	252	257	349	.....	.....	.....	.....	.....	.....	.....
60. Representatives Garrett, Lux and Hawley (by Legislative Council request): Amending and adding to the marine recreation land act of 1964	645, 1276	648, 1279	889	1578	1578	1578	SCR 18, 1588	1598	1599	Signed CH. 62 Ex
61. Representatives Copeland, Bottiger and Avey (by Legislative Council request): Increasing membership of aeronautics commission and revising method for fixing director's salary.....	818	930	938	977	977	977	.....	1009	1016	Signed CH. 68
64. Representatives Copeland, Taylor and Moon (by Legislative Council request): Creates a governor's advisory committee on laboratory facilities to study laboratory facilities of the state, carries an appropriation.....	1660	1661	1688	.....	.....	.....	.....	.....	.....	.....
65. Representatives Copeland, Moon and Taylor (by Legislative Council request): Interest earned by trust moneys in the resource management to be apportioned according to its source	1375	1376	1476	1529	1529	1529	.....	1542	1542	Signed CH. 63 Ex
67. Representatives Bledsoe, Flanagan and Haussler (by Departmental request): Amending the meat inspection law.....	322, 1375	330, 1376	643	1729	1731	1731	SCR 18, 1759	1781	1786	Signed CH. 120 Ex
69. Representatives Flanagan, Spanton and Bozarth (by Departmental request): Authorizing loans to reclamation districts.....	563	564	859	958	958	958	.....	1009	1016	Signed CH. 131

71. Representatives O'Brien, Jueling and Bagnariol (by Legislative Council request): Authorizing the state library to contract with any agency of the state to assist such agency with their own libraries	380	385	823	935	935	935	935	935	1004	1005	Signed CH. 87
72. Representatives Copeland, Garrett and Flanagan (by Legislative Council request): Authorizes development and acquisition of outdoor recreation areas by department of natural resources..	443, 1384	467, 1384	584	1033, 1510	1035, 1511	1035, 1511	1035, 1511	1003, 1136, 1568, 1622	1622	1628	Signed CH. 64 Ex
74. Representatives Harris, Bottiger and Kopet (by Legislative Council request): Prohibiting a shortweighting on goods.....	593	593	859	974	976	976	976	1087	1120	1121	Signed CH. 200
75. Representatives Chatalas, Lux and Humiston (by Legislative Council request): Relating to veterans' reemployment rights.....	208	212	584	.....	.....	.....	.....	.....	.....	.....	.....
76. (Substitute) Committee on Public Health and Welfare: Revising law relating to child welfare services and agencies.....	501	502	585	926	926	926	926	.....	1004	1005	Signed CH. 172
77. (Substitute) Judiciary Committee: Providing for allowance of fees and costs in connection with eminent domain proceedings.....	819, 1384	830, 1384	889, 1755	1479	1535	1536, 1756	1536, 1756	SCR 18, 1384, 1545, 1568, 1601, 1621, 1756, 1798	1798	1956	Signed CH. 137 Ex
78. (Substitute) Committee on Local Government: Providing for office of community affairs.....	623	624	823	996	996	996	996	.....	1086	1121	Signed CH. 74
79. Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request): Authorizing sale of Prosser armory.....	87	93	235	869	869	869	869	924	959	959	Signed CH. 37
80. Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request): Authorizing sale of Chewelah armory.....	87	93	235	870	870	870	870	924	959	959	Signed CH. 44
81. Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request): Amending disposition of fines imposed by military courts..	87	93	585	.....	.....	.....	.....	.....	.....	.....	.....
82. Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request): Directing grant to Stevens county of easement over armory	87	93	235	870	870	870	870	.....	959	959	Signed CH. 214

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
83. Representatives Cunningham, Swayze, Jr. and Garrett (by Departmental request): Authorizing military department to acquire real estate in Centralia	176	179	285	871	871	872	.....	924	926	Signed CH. 43
86. Representative Hawley (by Departmental request): Amending inspection fees for imported oyster seed	176, 1384	179, 1385	440	947, 1470, 1487	947, 1488	948, 1143, 1488	1076, 1135, 1143	1499	1500	Signed CH. 38 Ex
87. Representatives Kirk and Flanagan (by Departmental request): Requiring charter boat licenses	1276	1280	.....	.....	.....	.....	1475	.....	.....	.....
88. (Substitute) Committee on Natural Resources: Amending authority to lease public lands for cultivation of shellfish	380	385	669	948	948	948	.....	1009	1016	Signed Sec. 2 Vetoed CH. 228
89. Representatives Bledsoe, Amen and Bozarth: Changing law relating to identification of livestock	349	352	.....	.....	.....	.....	.....	.....	.....	.....
90. Representatives Litchman, Clark and Andersen (James A.) (by Joint Committee on Governmental Cooperation request): Authorizing a public officials' and newspapermans' privilege..	539, 1476	540, 1477	988	.....	.....	.....	.....	.....	.....	.....
91. (Substitute) Committee on Natural Resources: Authorizing donation of state lands for San Juan Island national historical park	380	385	.....	.....	.....	.....	.....	.....	.....	.....
92. Representative Wolf (by Departmental request): Prescribing compensation and reimbursement of certain professional boards and commissions	645	648	728	1018	1018	1018	.....	1087	1089	Signed CH. 188

93. Representatives Wolf, Gorton and O'Brien (by Departmental request): Amending the securities act of Washington.....	220	224	538	984	984	984	1087	1089	Signed CH. 199
94. Representatives Brouillet, O'Dell and Zimmerman: Making general changes in credit union law	176	179							
95. Representatives O'Dell and Zimmerman: Authorizing credit unions to be classified as banks under the uniform gifts to minor's act.....	149	158							
96. Representative Wolf (by Departmental request): Amending laws relating to motor vehicle fees, funds, and driving record abstracts....	734	735	938	1043	1044	1045	1095	1152	1156 Signed CH. 174
97. Representatives Harris, Bottiger and Lux (by Departmental request): Deleting tort immunity from political subdivisions of the state and providing a uniform system for filing claims therewith	320	330	390	923	923	923		1004	1006 Signed CH. 164
98. Representatives Brazier, Jr., Newhouse and Haussler (by Departmental request): Prescribing annual period for permits to sell antifreeze.	87	93	321						
99. (Substitute) Committee on Agriculture: Regulating and licensing food processing plants.....	349, 1622	352, 1625	938, 1685	1735	1736	1736	SCR 18, 1644, 1760	1781	1786 Signed CH. 121 Ex
100. Representatives Morrison, Newhouse and Haussler (by Departmental request): Implementing the agricultural products commission merchants' law	501	502							
101. Representatives Newhouse, Brazier, Jr., and Haussler (by Departmental request): Repealing statute which provides for use of certain pesticide poisons for control of rodents or predatory animals under special permit.....	220	224	390	895	895	895	878	1004	1006 Signed CH. 186
103. Representatives Whetzel and McGavick: Authorizing issuance of personal use food fish and shellfish licenses and personal use shellfish only licenses	1277	1280					1475		
107. Representatives Holman, Mahaffey and DeJarnatt: Prescribing legal investments for the permanent common school fund.....	149, 1200	158, 1202	945	1301	1301	1301		1349	1350 Signed CH. 2 Ex

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
108. Representatives Marzano, Bottiger and Heavey: Prohibiting ownership of motor vehicles by persons under the age of eighteen.....	819	831	890							
109. Representatives Mahaffey, Kirk and Holman: Authorizing use of state-aid capital improvement funds for modernization of school facilities	349, 1277	352, 1280	823	1458	1458	1458		1488	1489	Signed CH. 21 Ex
110. Representatives Cunningham, Garrett and Barden: Authorizing reimbursement to state library commissions of actual expense.....	563	564	890	985	985	986		1004	1006	Signed CH. 198
114. Representatives Wolf, McDougall and Leland: Changing designation of secondary state highway 51	94	96								
115. Representatives Gorton, Garrett, Whetzel and Hill (by Legislative Council request): Authorizing community municipal corporations.....	486	487	823	1086	1097	1087		1065	1070	Signed CH. 78
116. Representatives Leckenby, Garrett and Mahaffey (by Legislative Council request): Authorizing creation of utility local improvement districts	322	330	422	1053	1054	1054		1087	1089	Signed CH. 52
118. (Substitute) Judiciary Committee: Authorizing summary settlement of estates.....	818	831	938	978	979	979	1087	1095	1096	Signed CH. 175
121. (Substitute) Committee on Revenue and Taxation: Providing for open space land.....	391, 1200	393, 1203								
123. Representatives May, Garrett and Wolf: Relieving motion picture projectionists from criminal liability	539	540	770	1019, 1030	1081	1031	1021			

132. Representatives Newschwander, Sawyer and McDougall: Authorizing the sale, lease or exchange of the Tacoma armory.....	188	194	915	978	978	978	1087	1087	1090	Signed Sec. 1 & 7, Vetoed CH. 224
133. Representatives Newschwander, Sawyer and McDougall: Authorizing water district to lease out real or personal property.....	568, 1574	564, 1575	939	1629	1629	1629	1869, 1886	1891	1956	SCR 18, 1674, 1754, 1755, 1869, 1886 Signed CH. 135 Ex
137. (Substitute) Committee on Local Government: Authorizing port district trade centers.....	593	593	824	882	882	883	.....	924	926	Signed CH. 56
138. Representatives Clark (Newman H.), Harris and Sawyer: Amending the probate code.....	208	212	668	902	904	904, 1140	986, 1003, 1132, 1139-1140, 1156	1152	1156	Signed CH. 168
139. (Substitute) Committee on Local Government: Authorizing counties to establish county water, sewer and irrigation districts.....	501	502	915	1010	1010	1011	.....	1065	1070	Signed CH. 72
140. Representatives Thompson, O'Dell and Jolly: Protecting fish and wildlife resources.....	404	407	668	948	949	949	.....	1009	1016	Signed CH. 81
142. Representatives Bledsoe, Morrison and Bozarth (by Departmental request): Revising certificate requirements for sale or transportation of Irish seed potatoes	95	101	391	906	906	906	.....	1004	1006	Signed CH. 179
143. (Substitute) Committee on Agriculture: Regulating certified weights within state.....	819	881	988	.....	.....	.....	.....	.....	.....	.....
145. Representatives Bledsoe, Morrison and Bozarth (by Departmental request): Changing fee, reporting and licensing provisions of commercial feed law	95	101	.....	.....	.....	.....	.....	.....	.....	.....
146. (Substitute) Committee on Agriculture: Regulating sale of commercial fertilizers, including customer formula fertilizers in state.....	339, 1277	342, 1280	859	1468	1468	1468	.....	1488	1489	Signed CH. 22 Ex

156. Representatives Newschwander, McCormick and Swayze, Jr. (by Departmental request): Amending authority for contracts for detention of felons	563	564	824	910	910	910	.....	1009	1016	Signed CH. 60
157. Representatives Newschwander, Kink and Swayze, Jr. (by Departmental request): Amending law authorizing institutional transfer of alleged psychopathic children.....	208	213	349	.....	.....	.....	.....	.....	.....	.....
158. Representatives Mahaffey, Kirk and Newschwander (by Departmental request): Amending law providing for chaplains at state institutions	166	168	486	955	955	955	.....	1009	1016	Signed CH. 58
159. Representatives Flanagan, Spanton and Kalich (by Departmental request): Providing a penalty for failure to comply with conditions made part of approval of hydraulic project.....	486	488	670	949	949	949	.....	1009	1016	Signed CH. 48
160. Representatives Flanagan, Clocksin and Kink (by Departmental request): Changing due date on catch fees to last day of the month.....	208	213	440	949	950	950	.....	1009	1016	Signed CH. 193
165. (Substitute) Committee on Agriculture: Implementing laws relating to inspection of horticultural plants, fees, therefor, and licensing under horticultural plants and facilities act.....	380	385	.....	.....	.....	.....	.....	.....	.....	.....
166. Representatives McDougall, Conner and Leland (by Departmental request): Extending the driver's license revocation procedures of chapter 46.20 RCW to all motor vehicle offenses.....	486	488	824	.....	.....	.....	.....	.....	.....	.....
168. Representatives Reese, Perry and Leland (by Departmental request): Authorizing counties to engage in tourist expansion.....	563	564	916	.....	.....	.....	.....	.....	.....	.....
169. Representatives Leckenby, Perry and Leland (by Departmental request): Authorizing cities and towns to engage in tourist promotion.....	563, 1384	565, 1386	859	.....	.....	.....	.....	.....	.....	.....
170. (Substitute) Committee on Business and Professions: Authorizing department of commerce and economic development to develop markets and participate in trade fairs.....	819	831	989	1088	1089	1089	.....	1087	1090	Signed CH. 221
173. Representatives Whetzel, Wolf and Bottiger (by Departmental request): Prescribing due date for corporation license fees.....	150	158	391	.....	.....	.....	.....	.....	.....	.....

182. Representatives Humiston and Haussler (by Departmental request): Authorizing a county central services department to perform ministerial duties on automatic data processing equipment, copy equipment and duplicating equipment	593, 1621	594, 1625	1655	1726	1727	1727	SCR 18, 1760	1781	1786	Signed CH. 103 Ex
183. Representatives Whetzel, McGavick, Chatalas, Ceccarelli and Elicker (by Departmental request): Allows department of public assistance to accept federal funds under the Federal Older Americans Act of 1965.....	322, 1250	330, 1251	474	1482	1482	1482	.....	1499	1500	CH. 33 Ex
185. Representatives Adams, Wolf, and Charette (by Departmental request): Extending acceptable service period under OASI contracts or modifications thereof	166	167	207	225	225	225	.....	236	236	Signed CH. 5
186. Representatives Goldsworthy, Wolf, Lynch, Kirk, Clocksin, Farr, Spanton and Saling (by Executive request): Adopting a supplemental budget and making appropriations.....	79	79	120	79	81	81, 123	82-84-97	129	129	Signed CH. 4
187. Representatives Bottiger, Harris and Swayze, Jr. (by Departmental request): Amending provisions as to agreements between prosecuting attorney and attorney general in nonsupport cases	208	218	322	.....	.....	.....	.....	.....	.....	.....
188. Representatives Flanagan, Newhouse and Jolly: Providing for addition of new land to director districts, for irrigation districts so divided.....	252	258	563	899	899	899	.....	1004	1006	Signed CH. 205
194. Representatives Lynch, Cunningham and Jastad: Broadening immunity for reporting child abuse	645, 1476	649, 1478	824	.....	.....	.....	.....	.....	.....	.....
197. Representatives Saling, Smythe, Taylor and Hoggins: Deleting provisions against use of dairy product substitutes in educational institutions	252, 1975	258, 1977	916	1461	1462	1463	SCR 18, 1488	1499	1500	Signed CH. 40 Ex
199. Representatives Brouillet, Johnson and Charette (by Interim Committee on Education request): Ratifying state membership on a compact on education and specifying state representation thereon	563	565	825	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
202. Representatives Cunningham, Lux, Clocksin and Hill (by Executive request): Granting administrative powers to the state arts commission and authorizing employment of an executive secretary and other assistants.....	645, 1503	649, 1505	728, 1541, 1886	988, 1618, 1626, 1643	1643, 1644	1644, 1889	SCR 18, 1666, 1706, 1710, 1868, 1886, 1889, 1897	1908	1908	Signed CH. 135 Ex
203. Representatives Gorton, Leckenby and Heavey (by Executive request): Revising and redesignating the law against discrimination as the Human Rights Law.....	501, 1200	502, 1203	825							
204. Representatives Clark (Newman H.), Clarke (George W.) and Bottiger (by Executive request): Making the 1961 Justice Court Act applicable to all counties.....	818, 1376	831, 1377								
206. Representatives Goldsworthy, Zimmerman, Lux, Flanagan, Spanton, Hill, Amen, Lewis, Mahaffey, Bluechel, Newhouse, Lynch, Bledsoe, Kiskaddon, Holman, Farr, Reese, Brazier, Jr., Chapin, Cunningham, Wolf, McDougall, Kink, Haussler, DeJarnatt, Backstrom, O'Brien, Humiston and Richardson: Providing for the attachment of fiscal notes to bills and resolutions of the legislature.....	380, 1685	385, 1687								
207. Representatives Goldsworthy and Saling (by Executive request): Adopting the capital budget	1085, 1169	1089, 1172	1226, 1989	1228	1230	1233, 2007	SCR 18, 1230, 1253, 1243, 1244, 1250, 1342, 1404, 1435, 1798, 1817, 2007, 2043, 2053	2054	2057	Signed CH. 142 Ex

									SCR 18, 813, 856,863, 909,937, 946,1095, 1180-1181, 1342, 1404,1435, 2038-2043			Signed CH. 143 Ex
208. Representatives Goldsworthy and Saling (by Executive request): Adopting the capital bud- making appropriations for fiscal biennium end- ing June 30, 1969.....	486, 1169	488, 1169, 2023	848	848, 1169	854, 1171	855, 1172, 2042		2053	2057			
210. Representatives Adams, Chatalas and Humis- ton: Authorizing licensed practical nurses to administer drugs and injections under proper direction	443	457	825	913, 931	931	931	993	1009	1016			Signed CH. 79
215. Representatives Marsh, Clark (Newman H.) and Hill: Providing for service of summons on foreign or alien steamship companies or char- ters	115	118	207	343	343	343	391	395	395			Signed CH. 11
216. Representatives Beck, Swayze, Jr. and Clark (Newman H.) (by Departmental request): Mak- ing it a crime to tamper with fire alarm box or to raise a false alarm.....	220	224	322	885	885	886	924	959	959			Signed CH. 204
222. Representatives Garrett, Barden and Grant: Authorizing contributions by the state to its political subdivisions for flood control projects.	1587	1590	1602	1725	1726	1726	1760	1781	1786			Signed Sec. 3, P.V. CH. 136 Ex
223. Representatives Beck, Walgren and Humiston: Authorizing investment of funds in custody of county treasurer	820	833	860	957	957	957		1009	1016			Signed CH. 173
224. Representatives Bottiger, Sawyer and Harris: Providing interest, collection costs and attor- ney's fees for certain checks dishonored by non- acceptance or nonpayment.....	252, 1277	258, 1280	643	1426	1428	1428	SCR 18, 1454	1476	1477			Signed CH. 23 Ex
225. Representatives Bozarth, McDougall and New- house: Revising composition of soil and water conservation committee	166	168	643	1020	1020	1020		1065	1070			Signed CH. 217
226. Representatives McDougall, Kiskaddon, Beck, Gallagher, Bozarth, Berentson, Farr and Ver- oske: Empowering state patrol to make spot checks	502	503					SCR 18, 752					

250. Representatives Zimmerman, Thompson and Smythe: Increasing nonresident fishing license fees	404	407																		
251. Representatives Berentson, Kalich and O'Dell: Providing that the highway department shall erect and maintain traffic control devices.....	819	884	939																	
252. Representatives Conner, Juelling and Newschwander: Bringing chiropodists within health care services agreements.....	502	504	756	1040	1041	1042	1129-1130													
258. Representatives Bledsoe, Beck, Flanagan and Thompson: Limiting liability of owner of property and water areas made available to the public for recreational purposes.....	220	224	770	874	877	878	924	959	959											Signed CH. 216
261. Representatives Swayze, Jr., Bottiger, Sawyer, Marzano, Humiston, Gallagher, Brouillet, Sheridan, Juelling and Newschwander: Increasing to nine the number of superior court judges for Pierce county	443, 1250	457, 1251	1640	1689	1689	1690	SCR 18, 1705	1710	1726											Signed CH. 84 Ex
269. Representatives Berentson, Veroske, May, Thompson and Barden: Establishing traffic safety commission	593, 1200	594, 1204	1242, 1931, 1947	1307	1307	1308, 1950	SCR 18, 1301, 1384, 1398, 1942, 1950, 1957	1961	2057											Signed Sec. 16, P. V. CH. 147 Ex
270. Representatives McCormick, McDougall, O'Dell, Gallagher and Barden (by Executive request): Regulating motorcycles, motor scooters and operators and riders thereof.....	593	594																		
281. Representatives Swayze, Jr., Bottiger and Wolf (by Departmental request): Providing for offices of president and vice-president.....	380, 1200	386, 1204	613	1679	1679	1680		1686	1689											Signed CH. 78 Ex
292. Representatives Chatalas, Garrett and Whetzel: Authorizing increases in salary classes in county budgets above the amount appropriated therefor	645	649																		
293. (Substitute) Committee on Local Government: Simplifying procedure for merger of water districts	563, 1384	565, 1386	860	1486	1486	1486		1499	1500											Signed CH. 39 Ex
295. Representatives Harris, Chatalas, Garrett, Smythe and Barden (by Executive request): Providing for comprehensive community health centers	644, 1200	649, 1204	916	1302	1303	1303	SCR 18, 1303	1349	1350											Signed CH. 4 Ex

310. Representatives Day, Bledsoe, Richardson and Moon: Providing penalties for the drugging of certain livestock	380	386	825	.....	.....	.....	.....	.....	.....	.....	.....	.....
311. Representatives Kink, McCormick and Bledsoe (by Departmental request): Creating safety division in the safety division in the department of labor and industries.....	734	738	945	.....	.....	.....	.....	.....	.....	.....	.....	.....
315. Representatives Cunningham, Bluechel and Bottiger (by Departmental request): Authorizing the appointment of a deputy director in the department of general administration.....	380	386	670	884	885	885	.....	924	926	Signed CH. 27		
319. Representatives Reese, Amen and Haussler: Regulating livestock markets' records.....	486	488	826	1021	1021	1021	.....	1065	1070	Signed CH. 192		
322. (Substitute) Committee on Business & Professions: Amending the barber law.....	819	834	989	1032	1033	1033	1095	1120	1121	Signed Sec. 1 & 7, Vetoed CH. 223		
323. Representatives Saling, Hoggins and Garrett: Establishing teaching professional practices commission	593, 1685	594, 1687	917	.....	.....	.....	.....	.....	.....	.....	.....	.....
330. (Substitute) Committee on Public Institutions & Youth Development: Authorizing justice courts to defer sentencing and counties to hire probation officers	443	457	729	.....	.....	.....	.....	.....	.....	.....	.....	.....
331. Representatives O'Dell, O'Brien and Juelling: Changing regulation of savings and loan associations	644	649	989	1053	1053	1053	.....	1087	1090	Signed CH. 49		
333. Representatives McDougall, Conner, Leland, Garrett and Kiskaddon (by Executive request): Creating a department of transportation.....	645, 1277	649, 1280	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
335. Representatives Gallagher, McCormick and Juelling: Regulating mobile homes and trailers.	818	834	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
339. Representative Johnson: Requiring state ferries to display the state flag.....	502	504	733	.....	.....	.....	.....	.....	.....	.....	.....	.....
340. Representatives Morrison, McDougall and Haussler (by Departmental request): Updating the apple advertising commission act.....	349	353	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
341. Representatives Holman, Lewis and Charette: Authorizing school board chairmen to designate alternates on annexation review boards.....	563	565								
345. (Substitute) Committee on Transportation: Providing identifying decals for certain farm vehicles in lieu of motor vehicle.....	819	835	917	1061	1062	1062	1094	1120	1121	Signed CH. 202
350. Representatives Saling, DeJarnatt, Gorton and Johnson (by Departmental request): Amending the teachers' retirement system.....	322	331	585	1012	1014	1014	1095	1120	1121	Signed CH. 50
352. Representatives Wolf and Conner (by Departmental request): Altering procedures involved with use fuel tax.....	645	651	891	1052	1052	1053		1065	1070	Signed CH. 196
353. Representatives Kirk, Kopet, Hoggins, Mahaffey, Jastad and Hurley: Regulating dangerous drugs	818	835	917	995, 1042	1042	1042	1008, 1038	1065	1070	Signed CH. 71
354. Representatives Leland, Taylor and Hawley (by Departmental request): Exempting from tax property held by state under order of immediate possession	819	835								
355. Representatives Lynch, McCaffree and Brouillet (by Departmental request): Authorizing participation in Title VI of the Higher Education Facilities Act of 1965.....	322, 1200	331, 1205	826	1301	1302	1302	SCR 18, 1302, 1376	1376	1376	Signed CH. 5 Ex
357. Representatives O'Dell, Anderson and Kiskaddon (by Departmental request): Amending law regulating prequalification of bidders on highway contracts	645	651	891							

358. Representatives Berentson, McCormick and Cunningham (by Departmental request): Requiring the state highway commission to approve subdivision plats which propose to use state highways as access.....	819	885	892									
359. (Substitute) Committee on Transportation: Authorizing highway commission to employ a consultant to make comprehensive study.....	819	885										
360. Representatives McDougall, Leckenby, Garrett, King, Johnson, Gladder, Barden, Kirk and Jolly (by Executive request): Providing certain guidelines for state participation in federal programs	645, 1200	651, 1205	1249, 1481	1857	1858	1359, 1481	SCR 18, 1399, 1448, 1475, 1481, 1488	1499	1500	Signed CH. 41 Ex		
362. Representatives Mahaffey, Johnson and Wanamaker: Authorizing payment to teachers of compensation upon termination.....	563	565	733									
365. Representatives Bledsoe, Flanagan and Brouillet: Providing method for change of school districts' name	819, 1384	835, 1386	917	1628	1628	1628		1661	1956	Signed CH. 69 Ex		
369. Representatives Newhouse, Flanagan and Jolly: Providing that secretaries of irrigation districts shall collect assessments in certain cases.....	563	565	860	960	960	960		1009	1016	Signed CH. 169		
370. Representatives Berentson, Bottiger, Bledsoe, Kiskaddon, Barden, Brouillet, Zimmerman and Humiston (by Executive request): Combining all pollution control functions within environmental quality commission.....	818, 1200	885, 1205										
376. Representatives McDougall, Harris, Marsh, Thompson and Bozarth: Providing penalties for shoplifting	380	386	860	929	930	930		1004	1006	Signed CH. 76		
377. Representatives Jueling, Taylor and Newschwander: Requiring approval of pollution control commission and department of health prior to water district's operation of sewer system	819	836	918				836, SCR 18					

444. Representatives Wolf, Charette and Lux: Providing compensation for members of the canal commission	819	836	919	985	985	985	1009	1016	Signed CH. 36
445. Representatives Chapin, Charette and Swayze: Adopting uniform foreign depositions act.....	645	652	892						
446. Representatives Holman, Wolf and Lux: Amending the laws regulating veterinary medicine....	502, 1476	504, 1478	827	1527	1527	1527	1542	1542	Signed CH. 50 Ex
448. Representatives Cunningham, Garrett and Barden (by Departmental request): Amending preferential purchasing of articles produced by institutional industries	645	652	919						
449. Representatives Cunningham, Garrett and Mahaffey (by Departmental request): Implementing provisions relating to purchase of surplus property from federal government.....	734, 1277	739, 1282	827	1680	1680	1680	1686	1689	Signed CH. 70 Ex
451. Representatives Bottiger, Mahaffey and Jueling: Providing safe walk-ways for school pupils	563, 1277	567, 1283	733	1437	1437	1437	1447	1452	Signed CH. 17 Ex
458. Representatives Goldsworthy, McGavick and Bottiger (by Departmental request): Authorizing the secretary of state to provide the state flag without charge to appropriate units of the armed forces and making an appropriation therefor	818	837	920						
463. Representatives Mahaffey, Grant and Morrison: Authorizing second and third class school districts to employ attorney.....	564	567	920	1051	1051	1051	1087	1090	Signed CH. 220
464. Representatives Cunningham, Conner and Leland (by Departmental request): Authorizing arrests at accident scene.....	734	739							
466. Representatives Lynch, Jastad and McDougall (by Departmental request): Providing for local health departments	818, 1376	837, 1379	989	1527	1527	1527	1542	1542	Signed CH. 51 Ex
470. Representatives Bluechel, McDougall and Day (by Departmental request): Revising retained percentage on payments for public works and contract acceptance	819	837	920						

487. Representatives Newhouse, Berentson, Bozarth and Moon (by Departmental request): Providing for reorganization of department of agriculture	380	387	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
489. Representatives Bledsoe, Goldsworthy and Bottiger (by Departmental request): Providing for absentee balloting in certain elections.....	380	387	613	.....	.....	.....	.....	.....	.....	.....	.....	.....
490. Representatives Lynch, Harris, Sawyer, Gladder, Richardson and Kopet (by Departmental request): Providing for establishment of Medical Lake School for mentally deficient.....	391, 1201	394, 1206	1085	1442	1442	1442	1442	1447	1452	Signed CH. 18 Ex	.....	.....
491. Representatives Kirk, Lynch and Beck (by Departmental request): Authorizing the director of the department of institutions to assign mentally ill patients to state hospitals where vacancies exist	564	567	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
492. Representatives Berentson, Veroske and Sawyer: Authorizing commission on harbor line to change, relocate or reestablish harbor lines on Fidalgo Bay.....	645, 1250	652, 1251	892	1431	1432	1432	1477	1489	1489	Signed CH. 24 Ex	.....	.....
494. Representatives Chapin and Perry (by Departmental request): Permitting importation of liquor for personal or household use.....	486	488	593	879	879	879	.....	924	926	Signed CH. 38	.....	.....
495. Representatives McCaffree and Backstrom (by Departmental request): Extending nonresidents' sales tax exemption.....	818	838	990	.....	.....	.....	.....	.....	.....	.....	.....	.....
496. Representatives Humiston, Charette and O'Dell: Enacting the optional municipal code.....	1448	1449	1586	1737	1739	1739	1760	1781	1786	Signed CH. 119 Ex	.....	.....
497. Representatives Clark (Newman H.), King and Hill (by Departmental request): Amending the 1966 corporation code.....	564	567	827	900	902	902, 1097	986, 1003-1004, 1064, 1088, 1096, 1120	1152	1156	Signed CH. 190	.....	.....
498. Representatives Humiston, Thompson and Ellicker (by Departmental request): Detailing powers of state board of health and director of health	818, 1250	838, 1251	990	1690, 1692	1693	1693	SCR 18, 1731	1731	1732	Signed CH. 102 Ex	.....	.....
501. Representatives Haussler, Avey and Wanamaker: Establishing tax limits for counties from fourth through ninth class.....	645	652	920

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NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
505. Representatives McCaffree and Sprague (by Departmental request): Increasing interest on delinquent inheritance taxes.....	819	838								
507. Representatives Clark (Newman H.), Heavey and Hill (by Judicial Council request): Changing compensation of judges pro tempore of the superior court	819	838								
509. Representatives McCaffree, Walgren and Sheridan (by Departmental request): Providing that expiration of limiting period shall not affect operation of unclaimed property act.....	564	567	827							
511. Representatives Newschwander, Juelling and Litchman (by Departmental request): Adopting the interstate agreement on criminal detainees.	564	567	828	955	956	956		1009	1016	Signed CH. 34
512. Representatives Newschwander, Lynch and Litchman (by Departmental request): Providing changes in treatment of sexual psychopaths	564	568	828							
513. Representatives Newschwander, Kirk and Merrill (by Departmental request): Relating to charges for patients at state hospitals.....	818, 1201	838, 1206	1786	1813	1813	1813	SCR 18, 1485, 1821	1864	1865	Signed CH. 127 Ex
514. Representatives Cunningham, Hill and Marzano (by Departmental request): Defining absentee service voters	645	652	860							

516. Representatives Cunningham, Barden and Marzano (by Departmental request): Permitting allowable number of registered voters in precinct to depend on method of voting therein....	818, 1490	839, 1491	921	961	963, 1513	1143, 1513	963, 1143, 1145, 1491, 1539	1077, 1135, 1143, 1145, 1491, 1539	1542	1542	Signed Sec. 26 & 33, Vetoed CH. 109 Ex
517. Representatives Perry, McGavick and Newschwander (by Departmental request): Modifying state procedures and scope.....	564, 1476	568, 1478	670	1733, 1748	1733, 1748	1749	SCR 18, 1735, 1760	1781	1796	Signed CH. 104 Ex	
522. Representatives Brouillet, Mahaffey and Walgren: Dissolving nonoperating school districts..	645	653	892								
526. Representatives Saling, Conner and McCormick: Prohibiting the abandonment of autos on public property and regulating the disposal of such...	1685	1688									
532. (Substitute) Committee on Financial Institutions & Insurance: Requiring insurance companies to give reason for canceling motor vehicle insurance policies	819, 1250	839, 1252	990, 1640, 1655	1482	1484	1484, 1684	SCR 18, 1503, 1504, 1524, 1641, 1655, 1650, 1663, 1666, 1683, 1710	1710	1726	Signed CH. 96 Ex	
533. (Substitute) Committee on Education & Libraries: Changing authority of state board for vocational education	818	839	921	1031	1031	1031	1087	1095	1096	Signed CH. 165	
534. (Substitute) Committee on State Government & Legislative Procedures: Providing state employee semimonthly pay.....	818, 1250	839, 1252	921	1457	1457	1457		1489	1489	Signed CH. 25 Ex	
535. Representatives Holman, Charette and Clark (Newman H.): Providing for certain actions by a corporation board of directors or committees to be taken without a meeting.....	564	568	828	911	911	911		1004	1006	Signed CH. 176	
539. Representatives Cunningham, Garrett and Barden: Enlarging hospital district commissioner boards	818	839	861	1032	1032	1032		1066	1070	Signed CH. 77	
548. (Substitute) Committee on Higher Education: Creating a state system of community colleges..	734, 1169	739, 1172, 1313	940, 991	1055, 1174	1059, 1176	1176, 1374	1059, 1095, 1136, 1180, 1182, 1183, 1200, 1339, 1373, 1384, 1537-1541	1398	1426	Signed Sec. 77 P. V. CH. 8 Ex	
554. Representatives May and Beck: Relating to the retirement system for first class cities.....	564	568	828	960	961	961, 1077	1077	1095	1096	Signed CH. 185	

595. Representatives Leland, Conner, Cunningham and Whetzel: Increasing motor vehicle fuel tax and providing for the disposition thereof.....	1277	1283	1448	1698, 1703, 1716	1716	1716, 1718	1704, 1717, 1718, 1760	1781	1796	Signed CH. 83 Ex
596. Representatives Lynch, Wolf, Lux, Copeland, Goldsworthy, McDougall, Bledsoe, Beck, Kink, Newhouse, Johnson, Sprague, Bagnariol, Hausler, Brazier, McCormick, Richardson, Saling, Elicker, Hubbard, McCaffree, Flanagan, Clocksin, Morrison, Adams, Conner, Murray, Spanton, Day, Kirk, Chatalas, May, Perry, Anderson, Bozarth, Kalich, Cunningham, Barden and Jas-tad: Establishing four year college in Thurston county	734	739	861	1001	1002	1002	1002, 1086	1095	1096	Signed CH. 47
601. Representatives Bottiger, Gallagher and Thomp-son: Repealing certain crimes pertaining to the crime of supplying a minor with a toy re-volver or pistol.....	818	840	1005	.....	.....	.....	.....	.....	.....	.....
602. Representatives Heavey, Charette and Leck-enby: Establishing probation services in the justice courts	645	653	.....	.....	.....	.....	.....	.....	.....	.....
608. Representatives Swayze, Heavey and Farr: Changing aid to the blind eligibility require-ments	645	653	729	905	905	905	.....	1004	1006	Signed CH. 78
611. Representatives Wolf, Reese and Day: Estab-lishing an assistant director to supervise the division of professional licensing in department of motor vehicles.....	818	840	921	.....	.....	.....	.....	.....	.....	.....
612. Representatives Berentson, Newhouse and Saw-yer: Providing general rules for receipt by mail of certain remittances, reports, etc., re-quired by the state and local subdivisions thereof	564	568	670	911	911	911	.....	1004	1006	Signed Sec. 1, Sub. (1), P.V. CH. 222
617. (Substitute) Committee on State Government & Legislative Procedures: Altering rules for challenging of registered voters.....	819	840	921	965	966	966	.....	1009	1016	Signed Sec. 1, Sub. (3) Vetoed CH. 225
619. Representatives Gallagher, McGavick and Cec-carelli: Regulating electrical contractors.....	645, 1376	653, 1379	991	1732	1732	1732	.....	1757	1769	Signed CH. 97 Ex
626. Representatives Juelling, Hurley and Lynch: Providing P.U.D. support to counties.....	819, 1384	840, 1386	1446	1528	1529	1529	SCR 18, 1543	1558	1569	Signed CH. 52 Ex

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630. Representatives Garrett, Whetzel and McGavick: Authorizing disposition of municipal property	646, 1685	653, 1688	991	1737	1737, 1749	1749	1757	1769	Signed CH. 99 Ex
633. Representatives Marsh, Garrett and Leckenby: Authorizing sewer district property leases.....	820	841	922	983	983	983	.....	1009	1016	Signed CH. 178
636. Representatives Gorton, Bottiger and Chapin: Authorizing realty gifts to minors.....	819, 1685	841, 1688	.....	.....	.....	.....	.....	.....	.....	.....
637. Representatives Holman, Charette and Brazier, Jr.: Pertaining to recording of conveyances....	502	504	.....	.....	.....	.....	.....	.....	.....	.....
638. Representatives Swayze, Jr., O'Brien and Bledsoe: Establishing a crime information center...	819, 1376	841	861	1458	1458	1458	.....	1489	1489	Signed CH. 27 Ex
639. (Substitute) Committee on Revenue & Taxation: Providing for a single rate net income tax	1250	1252	1398	1403	1432	1435	1435, 1436	.....	.....	.....
642. Representatives Cunningham, Day and Smythe: Providing an identification decal or cab card for motor freight carriers.....	819	841	940	1012	1012	1012	.....	1066	1070	Signed CH. 170
646. Representatives Thompson, DeJarnatt and Zimmerman: Compensating Wahkiakum county for cost of operating the Puget Island ferry.....	818, 1277	841, 1283	.....	.....	.....	.....	.....	.....	.....	.....
654. Representatives Cunningham, Bottiger and Bluechel (by Executive request): Implementing elections code to provide for annual general elections	623, 1201	624, 1207	861	.....	.....	.....	.....	.....	.....	.....
656. Representatives Garrett, Holman and Rosellini: Creating a state-wide city employees' supplemental benefits retirement fund.....	818, 1250	841, 1252	922	1437, 1450	1450	1450	SCR 18, 1470	1489	1489	Signed CH. 28 Ex

659. Representatives O'Dell, Swayze, Jr. and Berentson: Providing for appointment of municipal judge pro tempore.....	819, 1376	841, 1379										
662. Representatives Berentson, DeJarnatt, Flanagan, Veroske, Zimmerman, Sawyer, Murray, Ceccarelli and Wanamaker (by Executive request): Preserving historic sites.....	645	663	893									
671. Representatives Lynch, Brouillet and Holman: Removing requirement for special examination in Washington history for certain teacher candidates	819	842	893	933	933	933	933	1004	1006		Signed CH. 64	
675. Representatives Brouillet and Clarke (George W.): Regulating school books.....	820, 1250	842, 1253	922	1467	1467	1468		1489	1489		Signed CH. 29 Ex	
677. Representatives Copeland, Berentson, Farr, Hubbard and Kink: Authorizing a study by the department of agriculture of green peas....	564	568	828	981	981	981		1009	1016		Signed CH. 195	
678. Representatives Elicker, Charette and Harris: Limiting time for bringing actions involving construction projects	645	653	922	994	995	995	1088	1095	1096		Signed CH. 75	
681. Representatives Bagnariol, Gladder and Merrill: Regulating the sale of certain types of life insurance policies	819, 1598	842, 1602	1005	1045	1050	1050						
686. Representatives Gorton, Hoggins and Murray (by Executive request): Authorizing a referendum on outdoor recreational bond issue.....	819, 1201	842, 1207	893, 1709, 1922, 1932	1727	1729	1729, 1933	893, SCR 18, 1709, 1727, 1866-1867, 1886, 1922, 1932, 1942	1942	1943		Signed Ref. #18 CH. 126 Ex	
694. Representatives Hill, Marsh, Walgren, Spanton, McDougall and Bozarth: Prohibiting misuse of credit cards	818, 1685	842, 1688	1734									
701. Representatives Humiston and Elicker: Changing medical care assistance.....	819, 1201	842, 1207	945	1450	1451	1451	SCR 18, 1476	1489	1489		Signed CH. 30 Ex	
702. Representatives Humiston, Elicker and Jastad: Changing public assistance general eligibility standards	645, 1201	654, 1207	922	1451	1452	1452		1476	1477		Signed CH. 31 Ex	
713. (Substitute) Committee on Transportation: Providing appropriations and reappropriations for highway purposes.....	1376	1379	1817	1895	1896	1897	1921	1942	1943		Signed CH. 123 Ex	

744. Representatives Johnson, Cunningham and Bluechel: Providing for use of redesigned poll books	645	654	862
748. Representatives Cunningham, Bottiger and Hoggins: Establishing presidential preference primaries and the election of delegates to national conventions	820, 1476	843, 1478
751. Representatives Bluechel, Garrett and Whetzel: Authorizing conversion of overhead electric and communications facilities to underground facilities in counties.....	820	843	923	1014	1015	1015, 1103, 1141	1103, 1140	1152	1156	Signed CH. 194	
752. Representatives Bluechel, Garrett and Whetzel: Authorizing conversion of overhead electric and communications facilities to underground facilities in cities and towns.....	820	844	923	.....	.....	.....	.....	.....	.....	.....
753. Representatives Marsh, Walgren, Hill and O'Dell: Requiring revaluation of security under financial responsibility law upon correction of erroneous information.....	819	844	893	932	932	932	.....	1004	1006	Signed CH. 61
757. Representatives McCormick, Berentson and Sawyer: Prohibiting exhibition of speed or acceleration on public highways.....	819	844	.....	.....	.....	.....	894, SCR 18	.....	.....	.....
762. Representatives Humiston, Backstrom and Smythe: Implementing law relating to county and joint county-city hospitals.....	1376	1380	1416	1485	1485	1485	.....	1499	1500	Signed CH. 36 Ex
769. Representatives Smythe, Zimmerman and O'Dell: Authorizing an exchange of lands between Clark county and the department of natural resources	819	844	894	909	909	910	.....	1004	1006	Signed CH. 219
776. Representatives Barden, Heavey, Cunningham and Chapin: Purging voter registration files....	819	844	.....	.....	.....	.....	.....	.....	.....	.....
786. Representatives Newschwander, Backstrom and Goldsworthy: Acquiring and maintaining minimum security facilities for children with less serious behavior problems.....	819	844	.....	.....	.....	.....	.....	.....	.....	.....

844. Representatives Newschwander, Jueling and Humiston: Pertaining to county recreation districts	819	845	862	1054	1055	1055, 1141	1141	1152	1156	Signed CH. 63
855. Representatives Day, Kopet and Perry: Establishing a chiropractic disciplinary board.....	818	845	923	1036, 1037	1037	1037	1086	1087	1090	Signed CH. 171
856. (Substitute) Committee on Financial Institutions & Insurance: Relating generally to insurance	1376	1380	1447							
859. Representatives McDougall, Haussler, Veroske, Avey, Moon, Kalich, Jastad, Wolf, Thompson, Bozarth, Anderson and Zimmerman: Authorizing use of county road equipment and road tax levy for garbage disposal sites.....	645	654	923	1016	1017	1017	1086	1087	1090	Signed CH. 213
860. Representatives Swayze, Jr., Lux and Kopet (by Secretary of State request): Describing and depicting the seal of the state of Washington	645, 1384	654, 1386	729	1534	1534, 1547	1547	SCR 18, 1553	1588	1589	Signed CH. 65 Ex
866. Representatives Veroske, Berentson and Farr: Assuming federal lands for diking.....	819	845	894	940	943	944	993	1087	1090	Signed CH. 184
894. Representatives Heavey, Clark (Newman H.) and Hill: Pertaining to the preservation and destruction of court exhibits.....	645	654								
913. Representatives Holman, Backstrom and Bledsoe: Permitting prepayment of property tax to cities	819, 1277	845, 1284	992	1581	1581	1581		1598	1599	Signed CH. 66 Ex
918. Representatives Haussler and Flanagan: Regulating hospital districts.....	819	846	862	1033	1033	1033		1087	1090	Signed Sec. 5 Vetoed CH. 227
920. Representatives Holman, Backstrom and Bledsoe: Permitting prepayment of taxes and assessments to counties.....	819, 1277	846, 1284	992	1580	1580	1580		1598	1599	Signed CH. 69 Ex
926. Representative Day: Pertaining to airports....	819	846	940	979	979	979		1009	1016	Signed CH. 182
929. Representative Leckenby: Providing clothing, transportation, and funds for released or paroled person	819	846	1085							

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930. Representatives Bagnariol and Barden: Designating status of workmen employed on equipment time rented by another employer for industrial insurance recovery purposes.....	819, 1581	846, 1582, 2014	1582, 1644, 1666	1582, 1667	1667	SCR 18, 1588, 1649, 1687, 1705, 2014, 2046
931. Representatives Holman, Humiston and McCaffree (by Executive request): Authorizing a county-wide retail sales tax for the benefit of counties, cities and towns.....	1417	1418	.....	.....	.....	.....	.....	.....	.....	.....
934. Representatives McCaffree, Backstrom, Gorton, Lewis, Barden, Reese and McDougall: Implementing law putting additional limitations on regular property tax revenue.....	1201	1208	1787, 1895, 1898	1801	1808	1809, 1901	1809, 1814-1816, 1821, 1865, 1895, 1898, 1901, 1915	1921	1921	Signed Sec. 11, Vetoed CH. 146 Ex
935. Representatives Hawley, Flanagan and Taylor: Increasing commercial salmon fishing fees and prescribing changes in commercial salmon fishing laws	1250	1253	.....	.....	.....	.....	1475	.....	.....	.....
936. (Substitute) Committee on Public Health & Welfare: Providing disability assistance incentives	1448	1449	1523	1578	1578	1578	1464	1598	1599	Signed CH. 60 Ex
941. Representatives Holman, Kopet and May: Authorizing the payment of interest on local improvement district bonds from the general fund of the city or town.....	1277	1284	1372	1505	1506	1506	1463	1542	1542	Signed CH. 44 Ex
946. Representatives Anderson, Bledsoe, Day, Holman, Smythe, Marsh, O'Dell, Zimmerman, Brazier, Jr., Lewis and Chatalas: Providing certain tax credits and exemptions for pollution control facilities.....	1622	1625	1870	1927	1929	1930	1930, 1942	1943	1943	Signed CH. 139 Ex

960. Representatives Whetzel and Lux: Establishing the terms of members on boundary review boards	1277	1284	1313	1749	1749	1750	.....	1757	1769	Signed CH. 98 Ex
965. Representative Gorton: Deleting the requirement that one member of the statute law committee be appointed from among membership of the legislative council.....	1921	1924	.....	1924	1924	1924	2045	1942	1943	Signed CH. 124 Ex
966. Representatives Flanagan, Day, Murray and Berentson: Defining air pollution with respect to pollution control purposes.....	1476	1479	1523	1579	1579	1579	.....	1598	1599	Signed CH. 61 Ex
975. Representatives Copeland and O'Brien: Providing for expenses of the legislature.....	1632	1632	.....	1632	1632	1632	.....	1633	1633	Signed CH. 45 Ex
976. Representatives Lynch, Smythe and Brouillet: Defining duties and providing for disposition of funds during transitional period for community college reorganization	1685	1688	.....	1688	1688	1689	.....	1696	1696	Signed CH. 58 Ex
978. Representatives Gorton, McCaffree and Sawyer: Providing for the apportionment of state funds to school districts.....	1897	1907	.....	1907, 1910	1910	1911	.....	1921	1921	Signed CH. 140 Ex
979. Representatives Gorton, McCaffree and Sawyer: Authorizing levy by the state in 1967 and 1968 of two mills for support of the common schools.	1897	1907	.....	1907, 1911	1911	1911	.....	1921	1921	Signed CH. 133 Ex
980. Representative Gorton: Implementing law relating to debt adjustment.....	1897	1907	.....	1908, 1930	1930	1930	1919	1942	1943	Signed CH. 141 Ex
982. Representatives Copeland and O'Brien: Providing for the expenses of the legislature including expenses and subsistence of members...	1922	1923	.....	1923	1923	1923	.....	1932	1932	Signed CH. 112 Ex

17. Representatives Lux and Gorton: Memorial rescinding 1963 memorial for federal constitutional amendment as to apportionment of state legislatures.....	1757	1773	.....	1773	.....	.....	.....	.....	.....
18. Representative Farr: Memorializing Congress to investigate award to Nooksack Indians.....	1674	1676	.....	1676	1676	1676	.....	1686	1689
20. Representatives Chatalas, Lynch, Day, Garrett, Kirk, Veroske, O'Brien, Sheridan and Ceccarelli: Memorializing Congress to assist the states to combat alcoholism....	1794	1796	1958	1958	1959	1959	2007	2011

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1. Representative Gorton: Notifying the Governor that the legislature is organized.....	32	33	33	33	33	68	68
2. Representative Gorton: Joint session to receive the Governor's message to the legislature.....	32	37	.....	37	37	37	.....	68	68
3. Representative Gorton: Joint session to receive the Governor's message on the budget.....	32	37	.....	37	37	37	.....	68	68
4. Representative Gorton: Joint session to receive reports from the interim committees.....	37	37
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7. Representatives DeJarnatt, Hoggins, Mahaffey and Brouillet: Honoring Cecil Hannan.....	95	101	101	101	102	115	115
8. Representatives Gorton and O'Brien: Commending the oceanographic citizens committee and authorizing the presentation of the oceanographic film "The Treasure of Puget Sound" in the house chamber.....	95	102	.....	102	102	102	.....	115	115
9. Representatives Gorton and O'Brien: Relating to memorial services commemorating deceased members of the legislature.....	150	159	.....	159	159	159	219, 236	176	176
10. Representative Gorton: Relating to a joint session to receive a further message from the governor.....	150	159	.....	159	159	159	.....	176	176
16. Representatives Thompson, Smythe and Zimmerman: Providing for an environmental affairs interim committee and outlining a study thereby.....	818	846	.....	.....	.....	.....	.....	.....	.....
17. Representatives Kopet and Day: Pertaining to the Boy Scout World Jamboree.....	819, 1250	847, 1254	923	1580	1580	1580	1598	1599

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NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate
18. Representatives Holman, Bagnariol, Elicker, Leckenby, Barden, Clarke (George W.), Kirk, Heavey, Harris, Brazier, Jr., Bluechel, Murray, Newschwander, Mahaffey, Chapin, Smythe, Lewis, Wanamaker, Zimmerman, Rosellini, Whetzel, Cunningham, Kiskaddon, Berentson, Bottiger, Flanagan, Wolf, McDougall, Lynch, Adams, McCaffree, Ceccarelli, Gorton, Haussler, McGavick, Hawley, Gladder, Clark (Newman H.) and Hill: Providing for a study of certain property tax exemptions.....	864, 1250	868, 1254	1522	1577	1578	1578	.....	1598	1599
20. Representatives Hill, Marsh and Kopet: Directing an interim study of the fund structure of the state.....	1376	1380
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26. Representatives Lux and Hoggins: Providing for interim study of House Bill No. 455.....	992	1009, 1089	1089	1089	1009, 1089
27. Committee on Rules and Administration: Relating to <i>sine die</i> adjournment of the fortieth legislature.....	1152	1160	.....	1161	1161	1161	1161	1161	1161
28. Representative Gorton: Relating to notifying the Governor that the legislature is organized.....	1167	1167	.....	1167	1167	1167	1168	1181	1182
29. Representatives Cunningham, Lux and Swayze, Jr.: Authorizing study of per diem compensation.....	1189	1189	.....	.....	.....	.....	.....	.....	.....
31. Representatives Anderson and Charette: Directing study by interim committee on water resources or legislative council of Willapa Bay erosion problem.....	1200	1208	1208	1208	1208	1243	1248
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41. Representatives Cunningham, Mahaffey and Smith: Directing the public pension commission to study the effects of granting pensions to surviving spouses of public officers and employees.....	1660	1661	1683	1737	1737	1737	1757	1769
42. Representatives Lewis, Moon, Berentson and Garrett: Calling for a legislative council study of water management	1660	1662	1662	1662	1662	1685	1686	1689
44. Representative Humiston: Creating interim municipal committee	1915	1917	1917	1917	1917	2044	1942	1943
45. Representatives Morrison, Cunningham, Mahaffey and Smith: Directing a study of school bus safety.....	1674	1676	1677	1677	1677	1686	1689
46. Representatives Lynch, Day, Goldsworthy, Chapin, Chatalas, Veroske, Ceccarelli, Wolf, Lux, Rosellini, Backstrom, Marsh and Smythe: Directing the legislative budget committee to make a study of fiscal support for the state program on alcoholism.....	1709	1715	1716	1716	1716	1731	1732
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Paranthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

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 Pollution control commission, local government sewerage systems, construction, SB 405, *Sub SB 405, CH. 106 EX. †(Referendum No. 17).
 Public assistance, welfare grants, current price basis, SCR 3.
 Public assistance department, nursing home unpaid claims, SB 495.
 Unrecaptured disability assistance grants, HB 936, *Sub HB 936, CH. 60 EX.
 Public pension commission, investment counsel employment, *SB 69, CH. 160.
 Public school insurance revolving fund, SB 257.
 Secretary of state, armed forces units, state flag distribution, HB 458.
 Candidates' pamphlets, preparation, distribution, SB 127.
 Special ballot printing, (*HB 281, CH. 73 EX. to *HB 516, CH. 109 EX. PV.).
 Session laws, temporary publication, printing, *HB 787, CH. 33.
 Southwestern Washington state college, Clark county, establishment, SB 22, SB 290.
 Pierce county, SB 87.
 Thurston county, SB 361, *HB 596, CH. 47.
 Stadium commission, *SB 505, CH. 236.
 Starlings, eradication, control, SB 142.
 State board of education, community college plant facility construction, SB 377.
 State colleges, universities, students' living, travel expenses, SB 625.
 State government, capital improvements budget, 1967-69 biennium, *HB 207, CH. 142 EX.
 Omnibus appropriation, 1967-68 fiscal year, SB 618.
 1967-69 biennium, *HB 208, CH. 143 EX.
 Supplemental, 1967-69 biennium, *HB 186, CH. 4.
 Superintendent of public instruction, noncertified school employees, clarification, *SCR 16.
 Mandatory salary increase, *SB 621, CH. 102.
 Salary increase, SB 1, *HB 186, CH. 4.
 School hot lunch program, surplus food purchases, *Sub SB 604, CH. 92 EX.
 Supplemental state government appropriation, 1967-69 biennium, *HB 186, CH. 4.
 Tax commission, county assessors' office procedures, study, SB 299.
 Multistate tax commission expenses, *SB 247, CH. 125.
 Teachers' retirement fund, service credit years coverage, HB 422, *SB 256, CH. 151.
 Toll bridge authority, omnibus appropriation, 1967-69 biennium, *Sub HB 722, CH. 145 EX. PV.
 Operations, capital improvements, 1967-68 fiscal year, SB 640.
 1967-69 biennium, SB 626, *Sub HB 713, CH. 123 EX.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Appropriations—Continued:

- Wahkiakum county, ferry cost, reimbursement provisions, HB 646, SB 415.
- Washington state student financial aid commission, scholarship awards, SB 475.
- West central Washington state college, Snohomish county, SB 417.
- World fair commission, 1970 exposition feasibility study, SB 189, *HB 387, CH. 138 EX.

Architecture: (see also Historical Sites)

- Architects, landscape, registration board created, SB 136.
- Public buildings, accessibility design standards, physically handicapped, aged persons, *HB 438, CH. 35.

Archives:

- Local governmental records, distribution provision, HB 56.

Armories:

- Centralia, site acquisition, *HB 83, CH. 43.
- Chewelah, sale authorized, *HB 80, CH. 44.
- Funds, military court fines, disposition, HB 81.
- National guard, Stevens county road easement granted, *HB 82, CH. 214.
- Prosser, sale authorized, *HB 79, CH. 37.
- Tacoma, sale, lease, exchange authorized, SB 267, *HB 132, CH. 224, PV.
- Yakima, sale authorized, *HB 478, CH. 226 PV.

Arrests: (see Crimes & Criminal Procedures)

Art:

- Commission, membership appointment, provisions, *HB 202, CH. 125 EX.
- Staff, employment, project development authorized, SB 97, *HB 202, CH. 125 EX.

Assessments: (see also Taxes)

- Agricultural commodity sales, state, governmental agencies, enabling act coverage, *SB 291, CH. 55 EX.
- Apple advertising commission, membership, meetings, duties, assessments, revisions, HB 340.
- Fire protection districts, special levies authorized, SB 28.
- Irrigation districts, secretaries' collection responsibilities, Sub HB 121, *HJR 1, *HB 369, CH. 169.
- Property, personal, list falsification, penalties, SB 4, Sub SB 4, (Sub SB 4 to *SB 255, CH. 149 EX. PV.).
 - Real, increases, changes, notice required, (HB 452 to *HB 934, CH. 146 EX. PV.).
 - School districts, taxable value basis, SB 514.
- Property taxes, true, assessed, values, tax roll listing required, SB 319.
- Sewer, diking and drainage districts, maintenance costs, payment provisions, SB 303, (SB 303 to *HB 866, CH. 184).

Assessor: (see County Officers)

Association of Washington Industries:

- Legislative digest service, gratitude, *SR 1967 EX-61p. 2046

Associations:

- Agricultural marketing procedures, formation, regulation, *HB 296, CH. 187.
- Procedures, formation, regulation, *HB 296, CH. 187.
- Bar, president, election by members, SB 454.
- Savings and loan, general amendments, SB 30.
- Liquidity requirements, investments, insurance provisions, *HB 331, CH. 49.

Athletic Commission:

- Federal program cooperation, state program study, SB 191.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Attorney General:

- Dairy industry, unfair practices, statute enforcement, SCR 20.
- Lobbyists, regulation, enforcement, *SB 122, CH. 131 EX.
- Nonsupport petitions, intercounty, attorney general representation, HB 187.
- Prosecuting attorney vacancies, attorney general temporary appointment, SB 439.
- Public charitable trusts, regulation, *SB 9, CH. 53 EX.

Attorneys:

- Bar association, president, election by members, SB 454.
- Defense counsel, needy persons, appointment, SB 112.
- Fees, certain injury, insurance cases, allowed, SB 71.
 - Insurance companies, litigation costs, recovery authorized, SB 527.
 - Checks, dishonored, interest, collection costs, *HB 224, CH. 23 EX.
 - Money due actions, venue changes, provisions, SB 20.
 - Title only bill, HB 900.
- Grand jury, witness representation authorized, *SB 60, CH. 130.
- Industrial insurance appeals, fees revised, SB 551.
- Instruments, filing order, photographic processing, *SB 92, CH. 98.
- Insurance claims, own insurer, litigation settlement, fees included, SB 105.
- Murder, guilty plea, counsel representation provisions, SB 539.
- Public utility districts, certain, full-time employment required, SB 546.
- School districts, second, third class, employment authorized, *HB 463, CH. 220.

Atwood, Senator R. Frank:

- Appointed committee on Rules and Joint rulesp. 1883

Auditor: (see County Officers)**Automatic Data Processing:**

- County central service department, authorized, *HB 182, CH. 103 EX.
- Crime information center established, SB 470, *HB 638, CH. 27 EX.
- Data processing, communications, centralized system, coordinated state-wide plan, authorized, SB 370, *SB 645, CH. 115 EX.
- Vote counting machines, authorized, SB 275.
- Voter registration cards, storage, retrieval system, SB 461.
- Voting, counting, electronic systems, use authorized, SB 275, (Sub HB 475 to *HB 516, CH. 109 EX. PV.).

Automobiles: (see Motor Vehicles)**Bail:**

- Personal recognizance release, certain conditions, authorized, SB 550.
- Title only bill, SB 591.

Bainbridge Island:

- Bridges, Rich Passage, Port Orchard Passage, connecting highways, appropriation, Sub HB 719.

Bakeries:

- License fund, abolished, HB 434.
- Revisions, *SB 320, CH. 240 PV.

Ballots: (also see Elections, also Voters and Voting)

- Absentee, precincts less than 100 voters, permitted, HB 489, (HB 489 to *HB 516, CH. 109 EX. PV.).
- Absentee service voter, defined, HB 514, (HB 514 to *HB 516, CH. 109 EX. PV.).
- Constitutional amendments, state debts, publication notice required, *SB 555, CH. 96.
- Elections, primary, general paper ballot counting provisions, HB 743, (HB 743 to *HB 516, CH. 109 EX. PV.)

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Ballots—Continued:

- Freeholder, position filing, name rotation provisions, *SB 369, CH. 130 EX.
- Presidential elections, new residents, special ballot provisions, (*HB 281 to *HB 516, CH. 109 EX. PV.) *HB 281, CH. 73 EX.
- Voting, counting, electronic systems, use provisions, (Sub HB 475 to *HB 516, CH. 109 EX. PV.) SB 275.

Banks and Banking:

- Agricultural, commodity commission, unexpended funds, deposit provisions, *SB 622, CH. 54 EX.
- Checks, dishonored, interest, collection costs, attorneys' fees, *HB 224, CH. 23 EX.
- Collateral, uniform bond deposit provisions, *SB 89, CH. 132.
- Commercial, reserve requirements, regulation, *SB 622, CH. 54 EX.
- Credit unions, bank classification, HB 95.
- Deeds trust, filing, master form reference provisions, *SB 211, CH. 148.
- Depositors, group life insurance permitted, SB 456, (SB 456 to *Sub HB 532, CH. 165).
- Fiscal agency, Washington bank, trust company, state bond servicing, designation, SB 389.
- Investments, small business investment companies, percentage increased, HB 177.
- Liquidity requirements, investments, insurance provisions, *HB 331, CH. 49.
- Military reservations, branch banks, establishment authorized, SB 582.
- Mutual savings, investments, mortgages, loans, provisions, *SB 178, CH. 145.
- Securities registration, exemption denial, revocation provisions, *HB 93, CH. 199.
- U.S. corporations, transfers, principal state jurisdiction, *HB 11, CH. 208.
- Service charge, regulation, SB 224.
- Trust funds, investment provisions broadened, *SB 65, CH. 133.
- Trusts, securities issued by fiduciary corporation, holding permitted, *HB 12, CH. 209.

Bar Association:

- President, election by members, SB 454.

Barbers:

- Education, age qualification, licensing, revisions, *Sub HB 322, CH. 223 PV.
- Examining committee, expense increase, *HB 92, CH. 188.

Beaches:

- Seashore conservation area, established, SB 414, *Sub SB 414, CH. 120.

Bears:

- Hunting, tags required, *HB 43, CH. 10.

Beer: (see also Liquor)

- Licenses, retailers, fee increased, alcoholism rehabilitation allocation, *SB 31, CH. 75 EX.

Berger, Eleanor:

- Member, parks and recreation commission, governor's appointment, referral, confirmation pp. 105, 987, 1790

Beverages: (see Type of Beverage)**Bids:**

- Bidders, highway contracts, standards regulated, HB 357.
- Cities, first class, construction, over \$2,500, private firms requirement, SB 552.
- County leases, supplies, equipment, competitive bids required, HB 394, (HB 394 to *SB 261, CH. 144 EX.).
- Public, purchasing, 5% out-of-state differential repealed, *HB 404, CH. 101 EX.

Paranthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Bids—Continued:

- Public buildings, construction contract bids, surety bonds, insurance purchase regulation, SB 388.
- Public works contracts, material sources, subcontractors, identification, SB 78, *Sub SB 78, CH. 139.
- Over \$10,000 bids required, *HB 55, CH. 70.
- State office buildings, repair, improvements, under \$10,000 without bids, *HB 53, CH. 229.

Billboards:

- Highways, outdoor signs, rights of way, adjacent lands, regulation, SB 510.

Billiards: (see Pool and Billiards)**Bills:**

- Drafting, appropriation, *SB 198, CH. 3.
- Legislative, consideration limitation, *SCR 10.
- Extraordinary session, *SCR 24.
- Legislative, fiscal note requirement, HB 206, SCR 2, SB 100.
- 40th regular session, retransmittal, retention by house of origin, *SCR 18.
- Reintroduction, 40th legislature, 1st extraordinary session, *SCR 19.
- Revenue, taxation, consideration until adjournment sine die, *SCR 13.
- Revenue, introduction authorized, SCR 17.

Birds:

- Starlings, eradication, control, SB 142.

Blind:

- Assistance recipients, vocational rehabilitation program, *HB 175, CH. 59.
- Public assistance applicants, residence requirements removed, *HB 608, CH. 78.

Blue Law:

- Repealing Sunday activities, *Initiative 229, CH. 1.

Boards:

- Accident insurance appeal, created, SB 292.
- Air pollution, motor vehicle air contaminants, study, SCR 1.
- Annexation review board, school director chairman, alternate authorized, HB 341.
- Boundary review, created, *Sub HB 37, CH. 189.
- Members' terms established, *HB 960, CH. 98 EX.
- Census, abolished, duties transferred, *SB 634, CH. 42 EX.
- Chiropractic disciplinary board established, *HB 855, CH. 171.
- Community, local mental retardation services coordination, SB 153, SB 449, *Sub HB 304, CH. 110 EX.
- Community college, created, SB 300, *Sub HB 548, CH. 8 EX. PV.
- Four additional, establishment priorities, study, *HB 716, CH. 183.
- Education, state, membership candidates, election procedure, revisions, chief executive officer, duties, *Sub SB 308, CH. 158.
- Education, state, school building modernization, state-aid funds, *HB 109, CH. 21 EX.
- Electrical advisory, per diem increase, HB 51.
- Ethics, legislative, created, SB 124.
- Senate, House, created, *SB 630, CH. 150 EX. PV.
- Examining, certain, expense increase, *HB 92, CH. 188.
- Health, membership increased, subsistence, expense provisions, HB 178.
- Industrial development corporations, county formation authorized, Sub SB 547, Sub SB 596.
- Landscape architects, registration board created, SB 136.
- Legislative ethics, advisory, established, HCR 37, *SB 630, CH. 150 EX. PV.

Paraphrase signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Boards—Continued:

- Park, county school superintendent membership optional, HB 378.
- Plumbing advisory, appeals board, established, SB 406.
- Publications review board, created, analysis, evaluation duties, SB 411, SB 504.
- School, simultaneous county, intermediate district, state membership prohibited, (HB 862 to *SB 442, CH. 67 EX.).
- Local, state membership prohibited, (HB 861 to *SB 442, CH. 67 EX.).
- Tax appeals, created, *HB 576, CH. 26 EX.

Boats and Ships:

- Charter, fishing, license required, HB 87.
- Merchant marine, U.S. maritime power, reestablishment petitioned, *SJM 23.
- Motorboats, uniform safety standards, federal basis, SB 266.
- Permits, marine recreational use, required, SB 485.
- Pilots, pilotage, Grays Harbor, Willapa Bay, regulation, *SB 82, CH. 15.
- Pleasure, personal property tax, provision, SB 268.
- Steamship companies, charterers, foreign, service provisions, *HB 215, CH. 11.

Boilers:

- Operators, engineers, firemen, licenses, regulation, SB 145.

Bonds:

- Bridge, Port Washington Narrows, redemption, toll free provisions, SB 541.
- Capitol improvements, institution, colleges, universities, appropriation, bonds, *SB 532, CH. 148 EX. PV †(Referendum #19).
- Cities, counties, urban areas, arterial construction, SB 477, *HB 595, CH. 83 EX.
- Collateral, state treasurer, uniform bond deposit provisions, *SB 89, CH. 132.
- Colleges, universities, state building authority leasing provisions, *SB 371, CH. 162.
- Community colleges, plant facility construction, general obligation bonds authorized, SB 377.
- Contractors, electrical, license, fee increased, *HB 413, CH. 15 EX.
- Counties, highway construction, open space land acquisition, *SB 381, CH. 109.
- Indebtedness, taxable property value basis, *SB 270, CH. 107.
- Debt adjusting firms, licensing, regulation, *Sub HB 16, CH. 201.
- East capitol site, financing, issuance, appropriation, *SB 638, CH. 105 EX. PV.
- Enabling act, section 11, income, school construction bonds servicing, amendment petitioned, *HJM 1.
- Excess levies, revenue bonds, 40% vote requirement removed, SJR 20.
- 40/60% majority provisions, *SJR 17.
- Excess levies, revenue bonds, simple majority approval provisions, SJR 1.
- Federal, public works collateral security, use authorized, *SB 457, CH. 48 EX.
- Fiscal agency, Washington bank, trust company, state bond servicing, designation, SB 389.
- Flood control zoned districts, financing, revenue bonds, (HB 928 to *HB 222, CH. 136 EX. PV.).
- General administration department, capital improvements, appropriation, SB 530.
- Highway construction, Tacoma, Seattle, Everett freeway completion, HB 815, *SB 545, CH. 7 EX.
- Hospital districts, revenue bonds, warrants, issuance, payment provisions, SB 473.
- Industrial development corporations, county formation, issuance authorized, Sub SB 547, Sub SB 596.
- Municipal, bond financing, study, *SCR 27.
- L.I.D.'s consolidated, bond issuance purposes, authorized, (HB 947 to *HB 941, CH. 44 EX.).
- Interest coupon payments, general fund use authorized, (HB 943 to *HB 941), *HB 941, CH. 44 EX.
- Motor vehicle operators, suspended, driving penalties increased, SB 118.
- Owners, financial responsibility, requirements, SB 353.
- Outdoor recreation area, facilities, acquisition, development, issuance, referendum, SB 350, *HB 686, CH. 126 EX. †(Referendum #18).

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*Indicates bills passed by both Senate and House.

Bonds—Continued:

- Parks and recreation commission, capital improvements, bonds, appropriation, SB 531.
- Pollution control commission, local government system construction, improvements, appropriation, SB 405, Sub SB 405, CH. 106 †(Referendum #17).
- Restaurant, hotel employees, wage protection bond requirement, SB 229.
- School building construction, general obligation, issuance, SB 628.
- School districts, bonds, levies, 40% vote requirement removed, SJR 3.
- Indebtedness, taxable property value basis, SB 514.
- Schools, common vocational-technical plant facilities, bond issue authorized, *SB 375, CH. 56 EX.
- Servicing requirements, agency appointment, legislative budget committee, study, *SR 1967 EX-20pp. 1312-1313
- Stadium, multi-use, cities, towns, construction authorized, *Sub HB 730, CH. 166.
- State buildings, state building authority leasing provisions, *SJR 17.
- State treasurer, servicing state investments, indebtedness, expense payment, *HB 28, CH. 66.
- Surety, for hire vehicles, amounts increased, SB 81.
- Veterans' bonus, issuance authorized, SB 620.

Bonuses:

- Veterans, bond issue authorized, SB 620.

Boundaries:

- Intermediate school districts, change provisions, *SB 442, CH. 67 EX.
- PUD, formation, boundary changes, requirements, HB 567, SB 309.
- Review boards, members' terms established, *HB 960, CH. 98 EX.
- Washington-Idaho, cooperative game, fish agreements, *HB 41, CH. 62.

Boundary Advisory Commission:

- Created, *SB 8, CH. 9.

Boundary Review Boards:

- Created, *Sub HB 37, CH. 189, *SB 8, CH 9.

Bounties:

- Cougars, certain counties, SB 493.
- Coyotes, pups, amounts established, SB 493.
- Wolves, pups, amounts established, SB 493.

Bowden, Ward: (see also Secretary of Senate)

- Appreciation for liaison with press, photograph presentedp. 1779
- Secretary of Senate, nomination, election, oath of office administered....pp. 13-14

Boy Scouts:

- World jamboree, state governmental cooperation, *HCR 17.

Brachtenbach, Robert F.:

- Member, board of trustees, EWSC, governor's appointment, referral, confirmationpp. 56, 1412-1413

Brands:

- Inspection fee increased, agricultural laws, revisions, omnibus bill, *SB 320, CH. 240 PV.
- Livestock, new methods, preemptory rights, HB 89.

Bremerton:

- Residential school, mentally retarded, established, SB 160.

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*Indicates bills passed by both Senate and House.

Bridges:

- Cross sound, route 3 and 4, highway interim committee, study,
 - *SR 1967, EX-26pp. 1455, 1495, 1505
- Cross sound transportation system, appropriation, SB 463.
- Linden drive, four lane, appropriation, SB 277.
- Port Washington Narrows, toll free provisions, SB 541.
- Puget Island, Westport, Oregon, feasibility study, appropriation, SB 222.
- Rich Passage, Port Orchard Passage bridges to Bainbridge Island, connecting highways, appropriation, Sub HB 719.

Brokers:

- Agricultural laws, revisions, omnibus bill, *SB 320, CH. 240 PV.
- Real estate, below list price purchases prohibited, SB 174.
 - Housing discrimination, license revocation, SB 564, (HB 426 to *SB 378, CH. 22)
 - †(Referendum #35).
 - Operations, violations, injunction provisions, *SB 378, CH. 22 †(Referendum #35).

Budget Act:

- Cities, first class, *HB 20, CH. 7.

Budget Committee: (see Legislative Budget Committee)**Budgets:**

- Airports, municipal, supplemental budgets, joint resolution provisions, *HB 926, CH. 182.
- Capital improvements, 1967-69 biennium, *HB 207, CH. 142 EX.
- Cities, first class, Budget Act, *HB 20, CH. 7.
 - Budget officer authorized, *HB 20, CH. 7.
- Cities, towns, under 300,000, uniform system provision, HB 181.
- Counties, salary increases, amounts above budget appropriations, authorized, HB 292.
- Director, implement regulations travel expenses, *Sub HB 403, CH. 16 EX.
- Elected officials, agency estimates, state budget inclusion, SB 636.
- Federal grants, state agency applications, report requirements, HB 25.
- Legislative committee, membership increased, *SB 619, CH. 114 EX.
 - State fund structure, study, revisions, HCR 20.
- School district employees, noncertified, appropriation, salary increase, mandatory, *SB 621, CH. 102.
 - Salary increase, appropriation clarification, *SCR 16.
- State government, omnibus appropriation, 1967-68 fiscal year, SB 618.
 - 1967-69 biennium *HB 208, CH. 143 EX.
 - Supplemental appropriation, 1967-69 biennium, *HB 186, CH. 4.

Buildings:

- Colleges, universities, state building authority leasing provisions, *SB 371, CH. 162.
- Contractors, registration, general revisions, (HB 348 to *SB 245, CH. 126).
- Higher education, furnishing, repairs, contracts authorized, *SB 386, CH. 107 EX.
 - PV.
- Legislative building space allocation joint interim committee, created, *HCR 55.
- Property, real, liability, insurance, policy amount provision, SB 524, Sub SB 524.
- Public, accessibility design standards, physically handicapped, aged persons, *HB 438, CH. 35.
 - Construction contract bids, surety bonds, insurance purchase regulation, SB 388.
- Public works, building service maintenance, prevailing wage, HB 400, *SB 193, CH. 14 EX.
- School, construction, general obligation bonds, issuance, SB 628.
 - Modernization, state-aid funds, *HB 109, CH. 21 EX.
- State building authority created, *SJR 17, *SB 371, CH. 162.
 - Financing authority abolished, *SB 371, CH. 162.
 - Leasing provisions, *SJR 17, *SB 371, CH. 162.

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Buildings—Continued:

- State office, repair, improvements, under \$10,000 without bids, *HB 53, CH. 229 PV.
- Unfit dwellings, structures, class A and AA standards established, *SB 169, CH. 111.
- Waterfront property, height specifications, SB 13.
- Zoning, regulation, private property, state, municipal control prohibited, SB 465.

Bumping Lake:

- Enlargement, federal construction funds petitioned, *SJM 15.

Buses:

- School, district safety instruction, study, *HCR 45.
- Operators, classified licenses, special examination required, *SB 355, CH. 20 EX.
- Surety bond, amounts increased, SB 81.

Business:

- Business, professions, title only bill, SB 603.
- Deceptive trade practices, uniform act, SB 343.
- Investments, small business investment companies, percentage increased, HB 177.
- Laundry suppliers, linens, garments, identification mark registration, SB 172.
- Natural gas distribution, state, county B&O tax authorized, SB 506.
- Port districts, trade centers authorized, *Sub HB 137, CH. 56.
- Public utility corporations, unfair trade practices act exemption deleted, SB 331.
- Telephone commercial solicitation, licenses, regulation, SB 12.

Business and Occupation Tax: (see Taxes)**Campaign Contributions:**

- Income tax, deduction petitioned, SJM 1.

Campaigns: (see also Candidates)

- Candidates, contributions, donor's identification, primary elections, SB 99.
- Legislative, contributions, expenditures, statement requirements, SB 123.
- Military, participants, ribbon awards, veterans' benefits extended, SB 165.
- Political, public service companies' contributions, retainers, activities, reporting provisions, SB 358.

Canada:

- British Columbia centennial year, congratulations, *SR 1967, EX-53p. 1913
- Residents, certain, sales tax exemption permits, HB 495.

Canals:

- Commission, members, per diem, expense provisions, *HB 444, CH. 36.
- State harbor, tideland income, allocation, *SB 638, CH. 105 EX. PV.

Candidates: (see also Elections)

- Campaign contributions, donor's identification, primary elections, SB 99.
- Candidates, voters' pamphlet law, general revisions, SB 95.
- Corporation employees, sponsorship activities legislative council study, *SR 1967 EX-58.pp. 1960-1961, 2015
- Education board membership, election procedure revisions, SB 308, *Sub SB 308, CH. 158.
- Governor, lieutenant governor, joint candidacy, election provisions, HB 799.
- Legislative, campaign contribution, expenditures, statement requirements, SB 123.
- National convention delegates, presidential preference primary election provisions, HB 748, (HB 748 to *SB 369, CH. 130 EX.).
- Pamphlets, statement, filing requirement, printing appropriation, SB 127.

Capital Improvements:

- Budget, appropriation, reappropriation, 1967-69 biennium, *HB 207, CH. 142 EX.
- General administration department, appropriation, bonds, SB 530.

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*Indicates bills passed by both Senate and House.

Capital Improvements—Continued:

- Highway commission, appropriation, 1967-68 fiscal year, SB 640.
1967-69 biennium, SB 626, *Sub HB 713, CH. 123 EX.
- Institutions, colleges, universities, appropriation, bonds, *SB 532, CH. 148 EX. PV
†(Referendum #19).
- Parks and recreation commission, appropriation, bonds, SB 531.
- State office buildings, repair, improvements, under \$10,000 without bids, *HB 53,
CH. 229 PV.
- Toll bridge authority, appropriation, 1967-68 fiscal year, SB 640.
1967-69 biennium, SB 626, *Sub HB 713, CH. 123 EX.

Capital Punishment:

- Abolished, certain exceptions, SB 232.

Capitol Building and Grounds:

- East capitol site, boundary adjustment, future expansion, *SB 219, CH. 43 EX.
- Financing, state harbor tideland income allocation, *SB 638, CH. 105 EX. PV.

Cemeteries:

- Districts, annexation provisions, SB 543.
- Mergers, annexation provisions, HB 437.

Census:

- Board, abolished, duties transferred, *SB 634, CH. 42 EX.
- Highway control, responsibility, cities, towns, state census population determination,
*SB 252, CH. 115.

Central Budget Agency:

- Director, governor's appointment, referral, confirmationpp. 58, 232, 493-495
- Federal grants, state agency applications, report requirements, HB 25, (HB 25
to *HB 360, CH. 41 EX.).
- Planning, state advisory committee created, SB 580.
State office, created, SB 580.
- State employees, semimonthly salary payment provisions, *Sub HB 534, CH. 25 EX.

Central Services Department:

- Counties, created, *HB 182, CH. 103 EX.

Central Washington State College:

- Central Washington state university, name change, SB 72.
- Degrees, bachelor of science, authorized, *SB 86, CH. 231.
Doctor of philosophy in education, authorized, SB 73.
- Members, board of trustees, governor's appointments, referrals,
confirmationpp. 57, 1414

Centralla:

- Armory site, acquisition, *HB 83, CH. 43.
- State normal school, appropriation, SB 387.

Century 21:

- Exposition, dissolution provisions, *SCR 25.

Certified Public Accountants:

- Baccalaureate degree requirement, *SR 1967 EX-45pp. 1682-1683

Chaplains:

- Counties, class AA, jails, authorized, SB 269.
- Institutions, correctional, specific number eliminated, *HB 158, CH. 58.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

Charitable Organizations:

- Fund solicitation, contributions use, study, HCR 39.
- Public disclosure, regulations, provisions, SB 560.
- Handicapped persons, parental successor designation, HB 408.
- Public charitable trusts, foundations, regulation, *SB 9, CH. 53 EX.

Charters:

- Cities, first class, freeholder board election petitions, charter preparation, SB 403, (SB 403 to *SB 104, CH. 123).

Checks:

- Dishonored, interest, collection costs, attorneys' fees, *HB 224, CH. 23 EX.
- Travelers, money orders, outstanding, unclaimed time limitation shortened, disposition provisions, SB 342.

Cherberg, John A: (see President of the Senate)

Chewelah:

- Armory, sale authorized, *HB 80, CH. 44.
- Highway, secondary No. 3U to Valley, established, SB 227.

Chico:

- Highway, primary No. 21, to Silverdale, construction, SB 27.

Child Welfare Agencies:

- Licenses, standards, regulations, general revisions, *Sub HB 76, CH. 172.

Children: (see also Minors)

- Abuse, reporting, immunity broadened, HB 194.
- Day care, child welfare advisory committee established, *Sub HB 76, CH. 172.
- Death, injury, parental damages, stipulations, *SB 519, CH. 81 EX.
- Delinquents, state hospital transfer, relative notification, time change, HB 157.
- Handicapped, retarded, title only bill, SB 602.
- Juvenile, delinquents, institutional commitment, court authority, SB 103.
- Mentally retarded, Olympic center, inpatient care, SB 430.
- Nonsupport petitions, intercounty, attorney general representation, HB 187.
- Torts, parental liability, damage amount increased, *SB 464, CH. 46 EX.
- Welfare agencies, licenses, standards, regulations, general revisions, *Sub HB 76, CH. 172.
- Youth minimum security facilities, acquisition, maintenance provisions, HB 786.

Chiropody:

- Health care service agreements inclusion, HB 252.

Chiropractors:

- Chiropractic disciplinary board established, *HB 855, CH. 171.

Chytil, Senator Joe:

- Mother, tribute, family condolences, acknowledgement, *SR 1967-7 pp. 61, 62, 83
- Vice president pro tempore, nominated pp. 11-12

Cigarettes:

- Taxes, veterans', bonus bond payment, SB 620.
- Wholesalers' tax increase, *SB 255, CH. 149 EX. PV.

Cities and Towns:

- Air pollution, regional authorities, authorized, SB 46, *Sub SB 46, CH. 238 PV.
- Airports, supplemental budgets, joint resolution provisions, *HB 926, CH. 182.
- Annexation, "alternate resolution method" provisions, SB 548.
- Annexation review board, school director chairman, alternate authorized, HB 341.

Paranthesis signifies addition as amendment to indicated bill.
 †Voters approval required.
 *Indicates bills passed by both Senate and House.

Cities and Towns—Continued:

- Budget Act, over 300,000, *HB 20, CH. 7.
 Budgets, uniform system provisions, (300,000 or under), HB 181.
 Buildings, public, accessibility design standards, physically handicapped, aged persons, *HB 438, CH. 35.
 Cities, 7,000-14,000, mayor, commissioners, salaries increased, SB 239.
 Collateral, state treasurer, uniform bond deposit provisions, *SB 89, CH. 132.
 Commission form government, salaries, charter ordinances, provisions, *Sub SB 239, CH. 100.
 Communication, electric facilities, overhead, underground conversion authorized, HB 752, *SB 486, CH. 119.
 Community centers, multipurpose, cooperative formation, agreements authorized, *SB 364, CH. 110.
 Community municipal corporations, creation, provisions, *HB 115, CH. 73.
 Comprehensive community health centers, establishment, SB 155, *HB 295, CH. 4 EX.
 Plans, open space land provisions included, HB 732.
 Data processing, communications, centralized system, coordinated state-wide plan, authorized, SB 370, *SB 645, CH. 115 EX.
 Demonstration, program, state cooperation, financial impact, legislative budget committee, study, *SR 1967 EX-13.....pp. 1240-1241
 Elections, incorporation, voters eligibility lists, provisions, SB 556.
 Electric utilities, county sales, facilities, contribution contracts permitted, *HB 626, CH. 52 EX.
 Electrical duplicate facility disposal, line, service agreements authorized, HB 805.
 Inspectors, municipal, temporary appointment, labor & industries director, authority deleted, *SB 181, CH. 88.
 State inspector qualifications requirement, *HB 619, CH. 97 EX.
 Employees, group life insurance, premium payment provisions, SB 404, *SB 212, CH. 135.
 Retirement age changes, *HB 656, CH. 28 EX.
 Fair housing services, creation authorized, HB 836.
 Felons, convicted, detention, state contract provisions, *HB 156, CH. 60.
 Financial aid, statutory reform, temporary municipal committee study, *HCR 44.
 Fire protection districts, assets defined, annexation purposes, *SB 215, CH. 146.
 Commissioners, compensation increased, *HB 389, CH. 51.
 Firemen, collective bargaining, union representation authorized, SB 281.
 Pension funds, state treasurer payment date advanced, *HB 26, CH. 42.
 Firemen, pensions, minimum established, SB 563.
 Increased, SB 497, *SB 447, CH. 91 EX.
 Post retirement salary basis, SB 341, SB 423.
 Firemen, working hours, reduced, SB 186.
 Firemen retirement funds, open end investment companies, shares, purchase authorized, *SB 447, CH. 91 EX.
 Flood control projects, state fund contributions authorized, SB 517, *HB 222, CH. 136 EX. PV.
 Freeways, sub-space, municipal use permits authorized, SB 445.
 Fund distribution, title only bill, SB 586.
 Health boards, counties, formation, regulation, *HB 466, CH. 51 EX.
 Highway control, responsibility, state census population determination, *SB 252, CH. 115.
 Highways, visual, sound buffers, property acquisition, SB 380.
 Hospitals, joint county-city, state university management, service contracts authorized, *HB 762, CH 36 EX.
 Title only bill, *HB 762, CH. 36 EX.
 Income tax, graduated, nongraduated, SJR 29.
 Uniform rate, HJR 29.
 Incorporation, population requirements, SB 32.
 Industrial development corporations, municipal, bond financing legislation, study, *SCR 27.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Cities and Towns—Continued:

- Interlocal-cooperation act, provisions, *SB 45, CH. 239 PV.
 Joint governmental operations, funds, deposit provisions, *SB 139, CH. 41.
 Jury selection, superior court formula, *SB 220, CH. 92.
 Land preservation program, recreational purposes, acquisition, state loans authorized, SB 354.
 Liquor licenses, class I, special occasion, issuance authorized, *Sub HB 794, CH. 55.
 L.I.D., bonds, interest coupon payments, general fund use authorized, (HB 943 to *HB 941), *HB 941, CH. 44 EX.
 Consolidated districts, bond issuance purposes, authorized, (HB 947 to *HB 941, CH. 44 EX.).
 Legislative council study, *HCR 33.
 Mass transportation system, participation, construction, operation, maintenance, SB 164.
 Mayors, commissioners, commission form government, salaries, charter, ordinance, provisions, *Sub SB 239, CH. 100.
 Mental health service, Idaho, Oregon contracts authorized, *SB 161, CH. 84.
 Metropolitan transportation, comprehensive plan, facilities, services, procedures, *SB 168, CH. 105.
 Motor vehicle fuel tax, allocation, matching requirement deleted, SB 437.
 Increases, allocation provisions, SB 420, SB 477, *HB 595, CH. 83 EX.
 Municipal courts, judges pro tempore, appointment, HB 659.
 Venue change, prejudice affidavit filing, *SB 328, CH. 241 PV.
 Officials, elective, over 70 state employees' retirement system, included, SB 248, (SB 248 to *SB 96, CH. 127).
 Open space land act, public acquisition, eminent domain, SB 137.
 Optional municipal code enacted, *HB 496, CH. 119 EX.
 Parking, off-street, excise tax payment provisions, SB 558, (SB 558 to SB 471), (SB 537 to *SB 261, CH. 144 EX.).
 Financing, construction, meter revenue, SB 537, (SB 537 to *SB 261, CH. 144 EX.).
 Public, free, private corporation, municipal property sale, lease, authorized, SB 471, (SB 471 to *SB 261, CH. 144 EX.).
 Planning commission, comprehensive zoning plan, resolution, ordinance, adoption, (Sub HB 371 to *SB 261, CH. 144 EX.).
 Planning, community affairs agency established, *Sub HB 78, CH. 74.
 Police employees, civil service examination, appointment provisions, revised, SB 427.
 Prisons, convicted felons, detention, state contract provisions, *HB 156, CH. 60.
 Public work contracts, bids, material sources, subcontractors, identification, SB 78, *Sub SB 78, CH. 139.
 Collateral security, federal bonds, securities, use authorized, *SB 457, CH. 48 EX.
 Over \$10,000, bids required, *HB 55, CH. 70.
 Purchasing, bids, 5% out-of-state differential repealed, *HB 404, CH. 101 EX.
 Sales, use taxes, county-wide, imposition authorized, HB 931.
 Sales tax, allocation, distribution formula, SB 616.
 8% allocation, SB 458.
 Sewerage systems, construction, improvement, state matching fund, SB 405, *Sub SB 405, CH. 106 †(Referendum No. 17).
 Stadiums, multi-purpose, construction authorized, *Sub HB 730, CH. 166.
 State-wide city employees' retirement system, certain trustees, election provisions, SB 536.
 Supplemental benefits fund created, (SB 536 to *HB 656), *HB 656, CH. 28 EX.
 Street vacating ordinances, county recording provision, *SB 104, CH. 123.
 Streets, highway comprehensive transportation study, Sub HB 359.
 Vacated, abutting owners purchase provisions, *SB 419, CH. 129 EX.
 Taxes, property, prepayment permitted, SB 615, *HB 913, CH. 66 EX.
 Title only bill, SB 599, SB 606, SB 607.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Cities and Towns—Continued:

- Tort claim notice, filing requirement repealed, SB 213.
- Liability, immunity removed, *HB 97, CH. 164.
- Tourists, promotion expenditures authorized, HB 169.
- Trade promotion, title only bill, SB 547.
- Urban renewal area, real property disposal, without competitive bids permitted, SB 307.
- Projects, voter approval provisions, SB 422.
- Urban transportation systems, highways, joint rights of way, cooperative agreements authorized, *SB 390, CH. 108.
- Voter, registration files, purging, time period shortened, HB 776, (HB 776 to *HB 516, CH. 109 EX. PV.).
- Water, sewer, fire protection districts, within city, towns, property ownership provisions, SB 578.
- Sewer districts, facilities, service limits extended, *SB 119, CH. 113.
- Zoning, regulation, private property, state, municipal control prohibited, SB 465.

Cities (First Class):

- Air space sale, lease, authorized, *HB 630, CH. 99 EX.
- Bids, construction over \$2,500, private firms requirement, SB 552.
- Budget officer, authorized, *HB 20, CH. 7.
- Budget act for cities over 300,000 population, *HB 20, CH. 7.
- Employees' retirement system, benefit limits removed, *HB 554, CH. 185.
- Freeholder board, election petition, new charter preparation, SB 403, (SB 403 to *SB 104, CH. 123).
- House trailers, excise tax, allocation, (HB 253 to *SB 255, CH. 149 EX. PV).
- Police, pension benefits extended, increased, SB 362.
- Police retirement, 20 years service, vested membership provisions, SB 400, (SB 400, HB 620 to *HB 554, CH. 185).
- Police, employment residence requirement abolished, SB 372, *HB 723, CH. 37 EX.
- P.U.D.'s, first class cities, nuclear, thermal power plant ownership, operation agreements authorized, SB 283, *Sub SB 283, CH. 159.

Cities (Second Class):

- Air space sale, leases, authorized, *HB 630, CH. 99 EX.

Cities (Third Class): (see Cities and Towns)**Civil Actions and Procedures:**

- Children's death, injury, parental damages, stipulations, *SB 519, CH. 81 EX.
- Construction projects, claims, actions, statute of limitation, provisions, *HB 678, CH. 75.
- Contractors, construction, rights of action, certain time period, registration requirement exempt, *SB 245, CH. 126.
- Court exhibits, unopened depositions, reporters' notes, destruction provisions, HB 894, SB 455.
- Cross examination, summations, time limitation prohibited, SB 50.
- Depositions, unopened, reporter's notes, retention, *HB 244, CH. 34 EX.
- Garnishment, subsistence allowance, exemption, HB 230, SB 577.
- Garnishment writs, justice courts, contents, forms, requirements, amended, SB 18, *Sub SB 18, CH. 143.
- Superior courts, contents, forms, requirements, amended, SB 19, *Sub SB 19, CH. 142.
- Insolvency, distraint, employers, state claims, labor preference provisions, *SB 643, CH. 86 EX.
- Insurance, injury, certain cases, attorneys' fees, allowed, SB 71.
- Liability, personal injury suits, existence discovery, evidence provisions, SB 528.
- Insurance claim, own insurer, litigation settlement, attorney's fees included, SB 105.
- Companies, litigation costs, certain, attorney fee recovery authorized, SB 527.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Civil Actions and Procedures—Continued:

- Judgment, default, finality, service requirements, SB 56.
- Landlord, unlawful detainer, tenant damages, provisions, SB 402.
- Married women, personal injury actions, separate suit permitted, SB 17.
- Money due actions, venue change, attorney fee provisions, SB 20.
- Motor vehicle accidents, out-of-state residents, mail summons service provisions, SB 132.
- Nonsupport petitions, intercounty, attorney general representation, HB 187.
- Property sale decree, posting notice, time requirements revised, SB 209.
- Real estate brokers, salesmen, operations, violations, injunction provisions, *SB 378, CH. 22, †(Referendum No. 35).
- School district employees, damage suits against, commencement, one year limitation, SB 134.
- Securities sales, fraudulent, civil action commencement, time extended, *HB 93, CH. 199.
- Sheriff official services, certain, fees increased, SB 187.
- State agencies, rulings, judicial review, venue provisions, HB 841, *SB 480, CH. 71 EX.
- Statute of limitation, summons service, toll commencement provisions, SB 208.
- Summons, foreign steamship companies, charterers, service provisions, *HB 215, CH. 11.
- Notices, by publication, procedures, time requirements revised, SB 209.
- Tortfeasors, joint, contributions, uniform act, SB 340.
- Torts, certain, committed out-of-state, jurisdiction, SB 58.
- Claim notice, cities and towns, filing requirement repealed, SB 213.
- Minors, parental liability, damage amount increased, *SB 464, CH. 46 EX.
- Transfer, certain, justice to superior courts, SB 57, (SB 57 to *SB 464, CH. 46 EX.).
- Uniform foreign deposition act, provisions, HB 445.
- Usury, debtor relief expanded, civil, criminal actions, SB 35, (SB 35, HB 368 to *HB 224, CH. 23 EX.).
- Venue, plaintiff's option, SB 54, (SB 54 to SB 20).
- Wills, proof, attesting witnesses, affidavit provisions, SB 235, (SB 235 to *HB 138, CH. 168).

Civil Defense:

- Director, governor's appointment, referral, confirmation pp. 59, 375, 1222-1223
- Post-attack, resource management, provisions, SB 451.
- Search and rescue operations, civil defense department responsibilities, *HB 5, CH. 203.

Civil Rights: (see also Discrimination)

- Convicted persons status, uniform act, SB 337.
- Human rights commission created, HB 203, SB 98.
- Insurance, race, geographic area, discrimination prohibited, SB 214.
- Public works contracts, state report requirements, HB 579.
- Schools, racial imbalance, elimination, regulation, provisions, SB 421.

Civil Service:

- County employees, class A, AA, system established, SB 360, Sub SB 360.
- Sheriff's office, certain employees, exempt, SB 260.
- Police, employees' examination, appointment provisions revised, SB 427.
- State civil service operation, institutions of higher learning, legislative council study, report, *SR 1967 EX-27 p. 1474
- Viet Nam, public employment, preference provisions, SB 515.

Claims:

- Insolvency, distraint, employers, state claims, labor preference provisions, *SB 643, CH. 86 EX.
- School district employees, damage suits against, one year limitation, SB 134.
- Small, justice courts, amount increased, SB 10.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Clams: (see Shellfish)

Clark County:

- Public lands, natural resources department exchange authorized, SB 479, *HB 769, CH. 219.
- Southwestern Washington state college, establishment, SB 22, SB 290.

Clarkston:

- Highway, Lewis and Clark, to Ilwaco, new route established, SB 351.
- Primary No. 3 to Colton, feasibility study, SB 21.

Clean Air Act:

- Pollution, air, definition amended, *HB 966, CH. 61 EX.
- Regional authorities, authorized, SB 46, *Sub SB 46, CH. 238 PV.

Clerk: (see County Officers)

Clothes and Clothing: (see Wearing Apparel)

Codes: (see also Revised Code of Washington)

- Commercial, uniform, unauthorized transaction signatures, bulk transfer firms, form fees, SB 42, *Sub SB 42, CH. 114.
- Corporations, non-profit, model code enacted, *SB 76, CH. 235.
- Ethics, legislative advisory board established, HCR 37, *SB 630, CH. 150 EX. PV.
 - Board established, SB 124.
 - Boards, Senate, House, created, *SB 630, CH. 150 EX. PV.
 - Ethics public officials, SB 130.
- Insurance, commission created, regulations study, SB 624.
 - General revisions, SB 199, *Sub SB 199, CH. 150.
- Motor vehicle, terminology changes, *SB 36, CH. 32.
- Motor vehicle title, registration law, uniform commercial code conformity, *SB 43, CH. 140.
- Optional municipal code enacted, *HB 496, CH. 119 EX.
- Plumbing, established, SB 406.

Collective Bargaining: (see also Labor)

- Employees, public, organization method, provisions, *HB 483, CH. 108 EX. PV.
- Federal employees, union representation, recognition petitioned, SJM 17.
- Firemen, municipal, union representation authorized, SB 218.
- Health care activities employees, union representation authorized, SB 559.
- Port district employees, provisions, *SB 34, CH. 101.
- State agency representation, personnel board determination, SB 538.

Colleges and Universities: (see also name of College)

- Buildings, furnishing, repairs, contracts authorized, *SB 386, CH. 107, EX. PV.
 - State building authority leasing provisions, *SB 371, CH. 162.
- Capital improvements, appropriation, bonds, SB 532, CH. 148 EX. PV †(Referendum No. 19).

Community: (see also Community Colleges)

- Dairy product substitutes, use prohibition repealed, *HB 197, CH. 40 EX.
- Employees, health, accident insurance, partial payment authorized, SB 237.
 - Professional, certain, interviews, travel, moving expense, *Sub HB 403, CH. 16 EX.
- Ex officio, certain persons, designation authorized, HB 431.
- Hospitals, county, service contracts authorized, *HB 762, CH. 36 EX.
- Motion pictures, certain, entertainment purposes, prohibited, SB 244.
- Public higher education, temporary advisory council created, *SCR 15.
- State, normal school, Centralia, appropriation, SB 387.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Community—Continued:

- State college, Clark county, established, HB 17, SB 22, SB 290, SB 488.
- Pierce county, established, SB 87.
- Snohomish county, established, SB 417.
- Thurston county, established, SB 361, *HB 596, CH. 47.
- Title only bill, SB 588, SB 594, SB 598.
- State colleges, degrees, bachelor of science, authorized, *SB 86, CH. 231.
- Doctor of philosophy in education, authorized, SB 73.
- Employees, retirement program inclusion, SB 349.
- Renamed universities, SB 72.
- Retirement program, contribution amount increased, SB 349.
- Trustees, appointments, terms established, HB 820, (HB 820 to *HB 355, CH. 5 EX.).
- State institution physical facilities, school use authorized, *HB 153, CH. 46.
- Universities, joint county-city hospital management, service contracts authorized, *HB 762, CH. 36 EX.
- Student entertainment films, general public admittance eliminated, *SR 1967
- EX-21p. 1363
- Students, living, travel expenses, state support, SB 625.
- Loans, financial institutions authorization, federal insurance provisions, SB 484.
- Scholarship program, feasibility study, *HCR 32.
- State, financial aid commission, created, scholarship awards, SB 475.
- Title only bill, SB 589.

Colton:

- Highway, primary No. 3 to Clarkston, feasibility study, SB 21.

Columbia River:

- Anadromous fish, regulation, Columbia, Snake rivers, Oregon, Idaho compact, SB 500.
- Bridge, Puget island, feasibility study, appropriation, SB 222.
- Fisheries commission established, SB 359.
- Highway, secondary No. 3 S, extended to primary highway No. 22, SB 327.
- Navigation, lower channel dredging, appropriation increase petitioned, SJM 25.
- Upper extension link, support petitioned, HJM 9, SJM 7.
- Salmon, commercial fishing, license fees increased, district provisions revised, HB 935.
- Steelhead trout, game fish classification, Oregon petitioned, *SJM 11.
- Upper navigation extension link, project support, *SR 1967 EX-30pp. 1500-1501
- Washington state university electrical research station, *SB 167, CH. 14.

Colville:

- Indians, reservation termination, full citizenship rights restoration, congressional action petitioned, *SR 1967-20pp. 536-537

Commerce and Economic Development:

- Director, department, governor's appointment, referral, confirmationpp. 59, 375, 1793
- Foreign trade office, established, *Sub HB 170, CH. 221.
- Markets, domestic, foreign, development, trade fair participation, *Sub HB 170, CH. 221.
- Outdoor recreation advisory committee reconstituted, jurisdiction, SB 59.
- Port districts, trade centers authorized, *Sub HB 137, CH. 56.

Commercial Fertilizer Act:

- Established, brand, grade registration, label provisions, *Sub HB 146, CH. 22 EX.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Commercial Transactions:

Uniform commercial code, security interest, property trust deeds, mortgages, certain public utilities, filing provisions, SB 450, (HB 551, SB 450 to *Sub SB 42, CH. 114).

Unauthorized transaction signatures, bulk transfer firms, form fees, SB 42, *Sub SB 42, CH. 114.

Commissioners:

Cities, commission form government, salaries, charter, ordinance, provisions, *Sub SB 239, CH. 100.

7,000-14,000, salary increase, SB 239.

County, administrator, appointment authorized, SB 44.

Certain, number increased, SB 146.

Court, judicial districts, appointment provisions, (SB 131 to *SB 466), *SB 466, CH. 87 EX.

Port districts, certain, salary basis established, SB 474.

Public utility, districts, 2nd class, board vacancy, appointment provisions, SB 521, (SB 521 to SB 309).

State library, actual expense reimbursement, *HB 110, CH. 198.

Commissions:

Aeronautics, director, salary increase, *HB 61, CH. 68.

Membership provisions, *HB 61, CH. 68.

Art, membership appointment, provisions, *HB 202, CH. 125 EX.

Staff employment, project development authorized, SB 97, *HB 202, CH. 125 EX.

Athletic commission, federal program cooperation, state program study, SB 191.

Boundary advisory, created, *SB 8, CH. 9.

Canal, members, per diem, expense provisions, *HB 444, CH. 36.

Civil service established, class A, AA, counties, SB 360, Sub SB 360.

Columbia river fisheries commission established, SB 359.

Constitutional revision, membership, duties, HB 402, HCR 51, SB 176.

County boundary advisory, created, *SB 8, CH. 9.

Crime, title only bill, SB 590.

Crime commission created, study, report, Sub SB 590.

Investigating commission, established, SB 408.

Dairy products, members, election provisions, HB 433.

Environmental quality, created, membership, duties, HB 370, SB 179.

Fisheries, created, certain directors' powers transferred, SB 313.

Fruit, membership increased, election procedure, *HB 416, CH. 191.

Full employment commission established, Initiative 32, (Failed to Pass.)

Grand jury study established, appropriation, Sub HB 15.

Higher education facilities act, title VI, state participation, HB 586, *HB 355, CH. 5 EX.

Highways, members, governor's appointments, referrals, confirmations

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Horse racing, license fee receipts, state treasurer payment, SB 306.

Membership appointment, Senate consent, SB 298, Sub SB 298.

Human rights, created, HB 203, SB 98.

Insurance, created, code, regulations study, SB 624.

Judges appointment, created, SB 38.

Legislative facilities and operations commission, created, Sub SB 613.

Title only bill, SB 613.

Multistate tax, member appointment, *SB 247, CH. 125.

Municipal planning, comprehensive zoning plan, resolution, ordinance adoption, (Sub HB 371 to *SB 261, CH. 144 EX.).

Natural rivers conservancy commission established, SB 195.

North Cascades study, wilderness area recommendations, implementation petitioned SJM 16, Sub SJM 16, *SJM 21.

Oceanographic, created, *SB 49, CH. 243 PV.

Paraphrase signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Commissions—Continued:

- Parks and recreation, governor's appointments, referrals, confirmations pp. 105, 987, 1348, 1349
- Public hospital districts, board membership increased, *HB 539, CH. 77.
- Public pension, expenses, investment study powers, *SB 68, CH. 128.
Investment counsel employment authorized, *SB 69, CH. 160.
Officials, employees surviving spouse provisions, fiscal study, *HCR 41.
Retirement, out-of-state credits, transfer, study, SCR 11.
- Stadium, created, *SB 505, CH. 236.
- State public pension, members appointed, confirmed p. 671
Transportation, created, HB 333, (HB 333 to SB 554).
- Student financial aid, created scholarship awards, SB 475.
- Teachers' professional practice, established, HB 323.
- Traffic safety, established, SB 108, *HB 269, CH. 147 EX. PV.
- Transportation, created, membership, duties, SB 575.
- Utilities, transportation, federal proceedings, participation authorized, *HB 52, CH. 49 EX.
- Vocational rehabilitation statewide planning established, powers, duties, SB 409, *Sub SB 409, CH. 118.
- Water pollution control commission created, powers, duties, *HB 179, CH. 13.
- Women, correctional institution, site selection commission, *HB 150, CH. 122 EX.
- World fair, 1970 exposition, state participation, feasibility study, SB 189, *HB 387, CH. 138 EX.

Committees:

- Crime, criminal law, interim, created, HCR 24.
- Data processing advisory, created, *SB 645, CH. 115 EX.
- Data processing and communications, established, SB 370.
- Emergency resources planning committee, established, SB 451.
- Flood control county-wide, advisory, membership increased, (HB 221 to *HB 222, CH. 136 EX. PV.).
- Game and game fish interim committee created, *HCR 54.
- Governor's advisory on laboratory facilities created, appropriation, HB 64.
Salaries, created, study, *SB 2, CH. 19.
- Higher education advisory, scholarships, student loans program, feasibility study, *HCR 32.
- Instructional materials committee established, *HB 675, CH. 29 EX.
- Insurance, interim, appropriation, study, *SCR 4.
- Interim study, limited jurisdiction court judges, SB 207.
- Joint highways, single cab card pilot program, time extension, SB 293.
Traffic safety commission, submit reports, *HB 269, CH. 147 EX. PV.
- Joint interim, legislative building space allocation, created, *HCR 55.
- Labor-management law review committee created, SB 190.
- Legislative budget, membership increased, *SB 619, CH. 114 EX.
Council subcommittees, renamed committees, *HB 8, CH. 134 EX.
Orientation, legislators' pre-session training program, SB 125.
- Local record committee established, HB 56.
- Municipal, temporary, created, *HCR 44.
- Nuclear energy, joint committee created, *SB 453, CH. 113 EX.
- Oceanographic citizens, commendation, film presentation, *HCR 8.
- Outdoor recreation, interagency, finance, administration, planning provisions, *HB 60, CH. 62 EX.
- Outdoor recreation advisory committee reconstituted, jurisdiction transfer, SB 59.
- Planning, state advisory, created, SB 580.
- Soil and water conservation, created, SB 140, Sub SB 140.
Membership changed, increased, *HB 225, CH. 217.
- State purchasing advisory, name change, *HB 517, CH. 104 EX.
- Statute law, legislative council member requirement deleted, *HB 965, CH. 124 EX.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

Committees (Legislative):

Conference appointmentspp. 82, 936, 937,
 1003, 1244, 1350, 1384, 1398, 1399, 1400, 1454, 1455, 1504, 1545, 1574,
 1591, 1637, 1686, 1687, 1706, 1755, 1787, 1794, 1795, 1821, 1867, 1895, 1932
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 394, 496, 498, 619, 816, 887, 1240, 1244, 1285, 1291, 1311, 1364, 1382, 1401,
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 Standing appointmentspp. 15-16, 175, 240, 1812, 1883

Common Carriers:

Air carriers, intrastate, utilities and transportation commission regulation, SB 410.
 Commerce, intrastate, legislative council study, report, SCR 14.
 Trucks, overweight load permits, fee schedule rates reduced, SB 494, (SB 494 to
 *HB 96, CH. 174).
 Tractors, gross weight fees, rate schedule revision, *HB 595, CH. 83 EX., *SB
 651, CH. 118 EX.

Communications:

Private, interception, recording, divulging prohibited, *SB 507, CH. 93 EX.

Community Affairs:

Planning and community affairs, census board duties transferred, *SB 634, CH. 42
 EX.
 Planning and community affairs agency created, *Sub HB 78, CH. 74.

Community Centers:

Multi-purpose, cooperative formation, agreements authorized, *SB 364, CH. 110.

Community College Act:

Districts, state system created, SB 300, *Sub HB 548, CH. 8 EX. PV.

Community Colleges:

Corporations, contributions, income tax deduction petitioned, SJM 14.
 Dairy products substitutes, use prohibition repealed, *HB 197, CH. 40 EX.
 Districts, capital construction county levy authorized, SB 490.
 Created, SB 276.
 Development, created, air force facilities availability basis, *SB 491, CH. 103.
 State system created, SB 300, *Sub HB 548, CH. 8 EX. PV.
 Driver education programs, motor vehicles, use tax exempt, *SB 255, CH. 149 EX.
 PV.
 Employees, health, accident insurance, partial payment authorized, SB 237.
 Facilities, bond issues, school district indebtedness limitations removed, SB 650.
 Faculty retirement plan authorized, SB 70.
 Funds, state, disbursement, reorganizational period, provisions, *HB 976, CH. 58 EX.
 Transitional period, disposition provisions, SB 644.
 Motion pictures, certain, entertainment purposes, prohibited, SB 244.
 New, four additional, establishment priorities, study, *HB 716, CH. 183.
 Four additional authorized, SB 246.
 Plant, facilities, construction, general obligation bonds authorized, SB 377.
 Title only bill, SB 501, SB 502, SB 608, SB 609, *HB 716, CH. 183.

Community Health Centers:

Comprehensive established, SB 155, *HB 295, CH. 4 EX.

Community Mental Health Services Act:

Funding, organization, regulation, SB 154, SB 448, *Sub HB 303, CH. 111 EX.

Community Municipal Corporations:

Creation, provisions, *HB 115, CH. 73.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Community Property: (see also Property)

- Debts, antenuptial, liability provisions, SB 452.
- Division, probate, revisions, *HB 138, CH. 168.
- Personal, spouses signatures required, SB 14.
- Taxes, gift, two-gift treatment, separate property provisions, SB 305.

Compacts:

- Anadromous fish, regulation, Columbia, Snake rivers, Oregon, Idaho compact, SB 500.
- Columbia river fisheries study commission established, Idaho, Oregon compact, SB 359.
- Detainers, interstate agreements, *HB 511, CH. 34.
- Education, interstate, state membership ratified, HB 199, *SB 107, CH. 83.
- Higher education facilities commission, Title III, state participation, *HB 355, CH. 5 EX.
- Multistate tax, enacted, *SB 247, CH. 125.

Companies:

- Insurance, rating organizations authorized, SB 48.
- Real property investments, holdings, provisions, SB 397, (SB 397 to *Sub HB 532 CH. 95 EX.).
- Investments, small business investment companies, percentage increased, HB 177.
- Public service, political contributions, retainers, activities, reporting provisions, SB 358.
- Small loan, invalid, legal out-of-state, enforcement provision removed, *HB 6, CH. 180.
- Steamship, charterers, foreign, service of summons provisions, *HB 215, CH. 11.

Computers: (see Automatic Data Processing)**Confectioners:**

- License fund, abolished, HB 434.
- Revisions, *SB 320, CH. 240 PV.

Connell:

- Highway, secondary No. 11A, to Othello, relocation, reconstruction, SB 295.

Connor, Senator Frank:

- Interim committee appointments p. 2050

Conservation:

- Director, department, governor's appointment, referral, confirmation pp. 60, 987, 1192-1193
- Seashore, area, established, *Sub SB 414, CH. 120.

Conservation and Development:

- Department, abolished, duties transferred, *SB 143, CH. 242.
- Basic data fund created, HB 70, *HB 174, CH. 53.
- Green river flood control project, appropriation, SB 516.
- Stream gauging fund abolished, *HB 174, CH. 53.
- Natural rivers conservancy districts, commission established, SB 195.
- Reclamation districts, state loans authorized, *HB 69, CH. 181.
- Soil, water, committee, membership changed, increased, *HB 225, CH. 217.
- Water conservation subdistricts, authorized, SB 140, Sub SB 140.
- Water, state resources development plan, authorized, SB 47.
- Water rights, beneficial use, registration, relinquishment provisions, *SB 175, CH. 233.
- Well diggers, examinations, licenses, regulations, SB 243.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Constitutional Amendments:

- Amendment, proposals, by article, HJR 15.
 - Portion, entirety, SJR 9.
 - Subject matter, HJR 15, SJR 14.
- Annual sessions, legislative, 75/30 days, SJR 8, SJR 11, SJR 30.
- Constitutional convention, call, 1969, SJR 21.
 - Proposal, majority vote requirement revised, SJR 12.
 - Submit to voters, SJR 10.
- Constitutional revision commission, created, SB 176, HB 402, HCR 51.
- County officials, vacancies, appointment provisions, *SJR 24.
- Court of appeals, establishment provisions, *SJR 6.
- Excess levies, bonds, voter approval, simple majority, SJR 1.
 - Revenue bonds, 40% vote requirement removed, SJR 20.
 - 40/60% majority provisions, *SJR 17.
 - Simple majority approval provisions, SJR 1.
- Federal, state legislative apportionment, federal court jurisdiction, prohibition, petition rescinded, SJM 22, HJM 17.
- Income tax, federal, state partial return, legislation petitioned, HJM 12.
 - Graduated, nongraduated, state, municipal corporations, SJR 29.
 - State, property tax valuation, millage, combination provisions, SJR 31.
- Initiatives, legislative action deleted, SJR 19.
- Judges, supreme court, eligibility qualifications, SJR 27.
- Land, agricultural, timber, open space, current usage, assessment, HJR 1.
- Land ownership, restriction repeal, *SB 88, CH. 163.
- Legislative annual sessions, 75/30 days, SJR 8, SJR 11, SJR 30.
- Legislators, civil office appointment, election, limitation removed, SJR 22.
 - Vacancies, appointment provisions, *SJR 24.
- Officials, elective, appointive, compensation increase provision, *HJR 13.
- Property, real, renewal projects, property value increases, tax allocation, SJR 25.
- Property tax, assessed valuation, millage, income tax basis, combination provisions, SJR 31.
 - 25%, SJR 13, SJR 32.
 - \$10 per \$1,000 true value, SJR 29.
- Public officials, employees, surviving spouse pension provisions, SJR 4.
 - Fiscal study, *HCR 41.
- Public pension funds, investment authorized, *SJR 5.
- Reapportionment, legislature, federal census basis, SJR 18, SJR 26.
- School, library districts, excess levies, 40% vote, simple majority, *SJR 23.
- School districts, bonds, levies, 40% vote requirement removed, SJR 3.
 - Excess levies, two year periods, SJR 2.
- State debts, publication notice required, *SB 555, CH. 96.
- Superintendent of public instruction, appointed position, SJR 16.
 - Powers, duties, legislative jurisdiction, SJR 28.
- U.S., presidential disability succession amendment ratification, *SJR 7.
- Voting age, reduced to 18, SJR 15.

Constitutional Convention:

- Call, 1969, SJR 21.
- Federal, call, state legislative apportionment, federal court jurisdiction, prohibition, petition rescinded, SJM 22, HJM 17.
- Proposals, elections, 25 year interval, SJR 21.
 - Majority vote requirement revised, SJR 12.
 - Submit to voters, SJR 10.

Constitutional Revision Commission:

- Created, membership, duties, HB 402, HCR 51, SB 176.

Construction:

- Bidders, highway contracts, standards regulated, HB 357.
- Cities, first class, construction bids, over \$2,500, private firms requirement, SB 552.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Construction—Continued:

- Community college districts, levy authorized, SB 490.
- Contractors, registration, regulation, SB 109.
 - Rights of action, certain time period, registration requirement exempt, *SB 245, CH. 126.
- Indemnity contracts, negligence liability, void, SB 317, (SB 317 to *SB 464, CH. 46 EX.).
- Projects, claims, actions, statute of limitation, provisions, *HB 678, CH. 75.
- Public buildings, contract bids, surety bonds, insurance purchase regulation, SB 388.

Consumer Protection:

- Insurance companies, consumer protection act, inclusion, *SB 197, CH. 147.
- State, U.S. agencies, consumer protection act coverage, inclusion, SB 438.
- Usury, debtor relief expended, civil, criminal actions, SB 35, (SB 35, HB 368 to *HB 224, CH. 23 EX.).

Conte, Dr. William R.:

- Director, department institutions, governor's appointment, referral, confirmationpp. 59, 1153, 2008-2011

Contractors:

- Building, registration, general revision, (HB 348 to *SB 245, CH. 126).
- Construction, registration, regulation, SB 109.
 - Rights of action, certain time period, registration requirement exempt, *SB 245, CH. 126.
- Electrical, license bond fee increased, *HB 413, CH. 15 EX.
- Health care service, insurance commissioner jurisdiction, SB 499.
 - Six month agreements, insurance law provisions exemption, Sub SB 499.

Contracts:

- Cities, first class, construction bids over \$2,500, private firms requirement, SB 552.
- County purchasing, posting requirements, minimum limitation increased, *SB 159, CH. 97.
- Diking, drainage, flood control districts, consolidation authorized, SB 74.
 - Drainage districts, consolidation, contracts authorized, *Sub SB 74, CH. 154.
- Health care service, insurance law regulation deleted, SB 357.
- Higher education, buildings, furnishing, repairs, contracts authorized, *SB 386, CH. 107, EX. PV.
- Highway construction, bidder standards regulated, HB 357.
- Hospitals, joint county-city, state university management, service contracts authorized, *HB 762, CH. 36 EX.
- Indemnity, construction projects, negligence liability, void, SB 317, (SB 317 to *SB 464, CH. 46 EX.).
- Installment sales, delivery, cancellations, rates, charges, regulation, SB 63, *Sub SB 63, CH. 234.
 - Service charge notation deleted, SB 639.
- Insurance annuities, fixed, variable amount payments, issuance authorized, (SB 346 to HB 681).
- Irrigation districts, maintenance, operation contracts permitted, *HB 36, CH. 206.
- Mental health service, Idaho, Oregon contracts authorized, *SB 161, CH. 84.
- Motor vehicle insurance, consultation rules, regulation, SB 429, (SB 429 to *Sub HB 532), *Sub HB 532, CH. 95 EX.
- Public buildings, construction bids, surety bonds, insurance purchase regulation, SB 388.
 - Building service maintenance, prevailing wage, HB 400, *SB 193, CH. 14 EX.
 - Collateral security, federal bonds, securities, use authorized, *SB 457, CH. 48 EX.
 - Discrimination, state report requirements, HB 579.
 - Over \$10,000, bid required, *HB 55, CH. 70.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Contracts—Continued:

- Partial competition, acceptance, retained percentage reduced, HB 470.
- Works, bids, material sources, subcontractors, identification, SB 78, *Sub SB 78, CH. 139.
- Real estate, mortgage note interest, B&O tax exempt, SB 540.
- Reclamation districts, state loans authorized, *HB 69, CH. 181.
- State library service, state agencies, *HB 71, CH. 67.

Cooperatives:

- Agriculture, liquid petroleum gas sales, regulation, SB 488.
- Nonprofit, part nonprofit, corporate basis, organization authorized, SB 383.

Copyrights:

- Filing, state treasurer, requirement removed, *HB 32, CH. 40.

Coroners: (see County Officers)

Corporations:

- Annual reports, restated articles, name change filing provisions, *HB 497, CH. 190.
- Century 21 exposition, dissolution provisions, *SCR 25.
- Community municipal, creation, provisions, *HB 115, CH. 73.
- Cooperatives, nonprofit, part nonprofit, corporate basis, organization authorized, SB 383.
- Directors, actions, written consent without meeting permitted, *HB 535, CH. 176.
- Fees, annual due date provision, HB 173.
- Industrial development corporations, county formation authorized, Sub SB 547, Sub SB 596.
- Municipal, bond financing, study, *SCR 27.
- License, annual fee payment, penalty provisions revised, SB 431.
- Manufacturing plants, B&O tax credits, major factory improvements, *SB 254, CH. 89 EX.
- Metropolitan municipal, transportation, comprehensive plan, facilities, services, procedures, *SB 168, CH. 105.
- Nonprofit, association, retailing, wholesaling activities, legislative council study, SR 1967 EX-37P. 1638
- Charitable, handicapped persons, parental successor designated, HB 408.
- Model code enacted, *SB 76, CH. 235.
- Public industrial development purposes, county formation authorized, Sub SB 547, Sub SB 596.
- Public utility, unfair trade practices act exemption deleted, SB 331.
- Securities, issued by fiduciary, trust holding permitted, *HB 12, CH. 209.
- Shares, own corporation, purchasing restriction, surplus distribution provisions modified, SB 492, *HB 497, CH. 190.
- U.S., securities transfers, principal state jurisdiction, *HB 11, CH. 208.

Cougar (town):

- Highway feasibility study, Spirit lake to Randle, appropriation, SB 444.

Cougars:

- Bounties, certain counties, SB 493.

Councils:

- Apprenticeship, per diem increase, *HB 57, CH 6.
- Historical site preservation advisory council, established, HB 662, *SB 363, CH. 19 EX.
- Judicial, limited jurisdiction court judge member authorized, *SB 201, CH. 124.
- Public higher education, temporary advisory council created, *SCR 15.
- State planning community affairs advisory council, created, *Sub HB 78, CH. 74.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Councils—Continued:

State plumbing, created, SB 94.

Western conference, state governments, member states, additional fund appropriation requested,

*SR 1967 EX-68 p. 2054

Counties:

Administrators, appointment authorized, SB 44.

Air pollution, regional authorities, authorized, SB 46, *Sub SB 46, CH. 238 PV.

Appropriation, state general fund, distribution formula, SB 489.

Bonds, indebtedness, taxable property value basis, *SB 270, CH. 107.

Boundary review boards, created, *Sub HB 37, CH. 189, *SB 8, CH. 9.

Members' terms established, *HB 960, CH. 98 EX.

Central service department created, powers, duties, *HB 182, CH. 103 EX.

Central stores, procedures established, HB 394, (HB 394 to *SB 261, CH. 144 EX.).

City electric, sales, facilities, contribution contracts permitted, *HB 626, CH. 52 EX.

Civil service commission established, class A, AA, SB 360.

Class A, AA, employees, civil service system established, SB 360, Sub SB 360.

Housing standards, established, *SB 169, CH. 111.

Class A, park and recreation districts authorized, *HB 844, CH. 63.

Class AA, housing standards, established, *SB 169, CH. 111.

Jails, chaplains authorized, SB 269.

Lodgings, special excise tax provisions, *SB 505, CH. 236.

Commissioner boards, certain number increased, SB 146.

Communication, electric facilities, overhead underground conversion authorized, SB 476, *HB 751, CH. 194.

Community centers, multi-purpose, cooperative formation, agreements authorized, *SB 364, CH. 110.

Community college districts, capital construction, levy authorized, SB 490.

Community mental health program, funding, organization, regulation, SB 154, SB 448, *Sub HB 303, CH. 111 EX.

Retardation program established, SB 153, SB 449, *Sub HB 304, CH. 110 EX.

Comprehensive community health centers, establishment, SB 155, *HB 295, CH. 4 EX.

Comprehensive plans, open space land provisions included, HB 732.

County manager plan adoption authorized, SB 144.

Data processing, communications, centralized system, coordinated state-wide plan, authorized, SB 370, *SB 645, CH. 115 EX.

Dog control zones, licensing provisions, HB 247.

Employees, group life insurance, premium payment provisions, SB 404.

Firemen, working hours, reduced, SB 186.

Flood control advisory committee, membership increased, (HB 221 to *HB 222, CH. 136 EX. PV.).

Projects, state fund contributions authorized, *HB 222, CH. 136 EX. PV.

Forest lands, state, leases, park purposes, permitted, SB 332.

4th through 8th class, millage limit established, HB 501.

Freeholder elections, position filing, ballot name rotation provisions, *SB 369, CH. 130 EX.

Freeways, sub-space, municipal use permits authorized, SB 445.

Funds, municipal, unexpended, U.S. securities, investment authorized, SB 512, *HB 223, CH. 173.

Health boards, cities, formation, regulation, *HB 466, CH. 51 EX.

Highway construction, open space land acquisition, *SB 381, CH. 109.

Highways, access facilities use, new subdivision plats, approval requirement, HB 358.

Visual, sound buffers, property acquisition, SB 380.

Hospitals, joint county-city, state university management, service contracts authorized, *HB 762, CH. 36 EX.

Title only bill, *HB 762, CH. 36 EX.

Paranthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Counties—Continued:

- House trailers, excise tax, allocation, (HB 253 to *SB 255, CH. 149 EX. PV).
- Industrial development corporations, formation authorized, Sub SB 547, Sub SB 596.
- Municipal, bond financing, study, *SCR 27.
- Interlocal-cooperation act, provisions, *SB 45, CH. 239 PV.
- Irrigation districts, maintenance, operation contracts permitted, *HB 36, CH. 206.
- Joint governmental operations, funds, deposit provisions, *SB 139, CH. 41.
- Justice court act, all counties included, SB 83, HB 204.
- Justice courts, probation services established, HB 602.
- Land preservation program, recreational purposes, acquisition, state loans authorized, SB 354.
- Leases, supplies, equipment, competitive bids required, HB 394, (HB 394 to *SB 261, CH. 144 EX.).
- L.I.D., legislative council study, *HCR 33.
- Mass transportation system, participation, construction, operation, maintenance, SB 164.
- Mental health service, Idaho, Oregon contracts authorized, *SB 161, CH. 84.
- Motor vehicle fuel tax, increases, allocation provisions, SB 420, SB 477, *HB 595, CH. 83 EX.
- Municipal funds, unexpended, deposit, U.S. collaterally secured obligations, authorized, SB 648.
- Natural gas distribution, county B&O tax authorized, SB 506.
- Nonsupport petitions, intercounty, attorney general representation, HB 187.
- Officials, certain, salary increased, *SB 318, CH. 77 EX.
- Elective, over 70, state employees' retirement system, included, SB 248, (SB 248 to *SB 96, CH. 127).
- Governors' salary advisory committee study, *SB 2, CH. 19.
- 6th, 7th, 8th class per diem allowance deleted, compensation provision, HB 395, (HB 395 to *HB 859, CH. 218), (HB 395 to *SB 318, CH. 77 EX.).
- Vacancies, appointment provisions, *SJR 24.
- Open space land act, public acquisition, eminent domain, SB 137.
- Park and recreation districts authorized, class A, *HB 844, CH. 63.
- Park boards, school superintendent membership optional, HB 378.
- Parking, public, free, private corporation, municipal property sale, lease, authorized, SB 471.
- Planning commission, comprehensive zoning plan, resolution, ordinance adoption, (Sub HB 371 to *SB 261, CH. 144 EX.).
- Prisoners, state institution transfers, provisions, SB 262.
- Time, work money credits increased, SB 3, Sub SB 3, (SB 3 to *HB 74, CH. 200).
- Probation officers, employment authorized, Sub HB 330, (Sub HB 330 to *HB 74, CH. 200).
- Services, state aid, termination date extended, *HB 471, CH. 35 EX.
- Property, sale, less than \$500, publication notice not required, *SB 261, CH. 144 EX.
- Public lands, state, income producing, in lieu payment provisions, SB 173.
- Public work contracts, bids, material sources, subcontractors, identification, SB 78, *Sub SB 78, CH. 139.
- Collateral security, federal bonds, securities, use authorized, *SB 457, CH. 48 EX.
- Purchasing, bids, 5% out-of-state differential repealed, *HB 404, CH. 101 EX.
- Purchasing contracts, posting requirement, minimum limitation increased, *SB 159, CH. 97.
- Department, established, HB 394, (HB 394 to *SB 261, CH. 144 EX.).
- Real estate sales, excise tax, permanent school district allocation, SB 236, SB 401, (HB 440, SB 401, SB 236 to *SB 255, CH. 149 EX. PV).
- Recreation facilities, operation, charges authorized, HB 566.
- Road funds, equipment rentals, garbage disposal sites operation, *HB 859, CH. 218.
- Road improvement guaranty fund established, HB 249.
- Roads, highway comprehensive transportation study, Sub HB 359.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Counties—Continued:

- Salary increases, amounts above budget appropriations, authorized, HB 292.
- Sales, use taxes, county-wide, imposition authorized, HB 931.
- Sewer, diking and drainage districts, maintenance costs, payment assessments provisions, SB 303, (SB 303 to *HB 866, CH. 184).
- Sewer districts, consolidation, mergers, procedures, authorized, SB 508, *HB 306, CH. 197.
- Sewerage systems, construction, improvement, state matching funds, SB 405, *Sub SB 405, CH. 106 †(Referendum No. 17).
- Stadiums, multi-purpose, construction authorized, *Sub HB 730, CH. 166.
- Taxes, property, prepayment permitted, SB 614, *HB 920, CH. 59 EX.
- Title only bill, SB 596, SB 606, SB 607.
- Tort liability, immunity removed, *HB 97, CH. 164.
- Tuberculosis control, program funds, levy decreased, *Sub HB 304, CH. 110 EX.
- Water, sewer districts, establishment authorized, *Sub HB 139, CH. 72.
- Water districts, merger procedure simplified, *Sub HB 293, CH. 39 EX.
- Masters, state supervision, compensation, *HB 307, CH. 80.
- Zoning, regulation, private property, state, municipal control prohibited, SB 465.

County Officers:**Assessors:**

- Appraisers, classification, salary plan established, SB 278, (SB 278 to *HB 934, CH. 146 EX. PV).
- Office procedures, tax commission study, appropriation, SB 299.
- Offices, trained personnel problem, SB 278, 1967, legislative council, study, *SR 1967 EX-12p. 1199
- Property, personal, tax assessments, state audit provisions, Sub SB 4, (Sub SB 4 to *SB 255, CH. 149 EX. PV.).
- Real, tax assessment increases, changes, notice required, (HB 452 to *HB 934, CH. 146 EX. PV).
- Property taxes, true, assessed values, tax roll listing required, SB 319.

Auditor:

- Aircraft licenses, unlisted payment schedule, appraisal, SB 158.
- Motor vehicle licenses, unlisted payment schedule, appraisal, SB 158.
- Street vacating ordinances, recording provisions, *SB 104, CH. 123.
- Voter registration files, purging, time period shortened, HB 776, (HB 776 to *HB 516, CH. 109 EX. PV).

Clerks:

- Superior court, records, format changes, SB 326, *HB 244, CH. 34 EX.

Commissioners:

- Public utility district commissioners, 2nd class, board vacancies, appointment provisions, SB 521, (SB 521 to SB 309).
- Tourists, promotion expenditures authorized, HB 168.

Prosecuting Attorneys:

- Counties, 2nd class, private law practice, prohibited, *SB 318, CH. 77 EX.
- Intermediate school districts, legal advisor, provisions, SB 395, (SB 395 to *SB 442, CH. 67 EX.).
- Motor vehicle operators, driving record, certain offenses, court evidence provisions, SB 385.
- Salary increase, SB 329.
- Vacancies, attorney general temporary appointment, SB 439.

Public Defenders:

- Office established, duties, SB 112.

Paraphrasing signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

County Officers—Continued:**School Superintendents:** (see Schools)**Sheriffs:**

Civil service, employees' examination, appointment provisions, revised, SB 427.
 Employees, certain, civil service, exempt, SB 260.
 Industrial insurance unpaid premiums, collection provisions, HB 58.
 Official services, certain fees, increased, SB 187.

Treasurer:

Funds, municipal, unexpended, deposit, U.S. collaterally secured obligations, authorized, SB 648.
 U.S. securities, investment authorized, SB 512, *HB 223, CH. 173.
 Property tax, real, payment, four installments, authorized, SJM 24.

Courts:

Administrator, salary established, SB 131.
 Increased, SB 649.
 Appeals, establishment, provision, *SJR 6.
 Bail, personal recognizance release, certain conditions, authorized, SB 550.
 Commissioners, judicial districts, appointment provisions, (*SB 466 to SB 131), *SB 466, CH. 87 EX.
 Cross examination, summations, time limitation prohibited, SB 50.
 Defense counsel, needy persons, appointment, SB 112.
 Exhibits, unopened depositions, reporters' notes, destruction provisions, HB 894, SB 455.
 Federal proceedings, utilities and transportation commission participation authorized, *HB 52, CH. 49 EX.
 Fines, law enforcement officers' training fund, limitation removed, *SB 315, CH. 122.
 Grand jury study commission established, appropriation, Sub HB 15.
 Industrial insurance unpaid premiums, collection provisions, HB 58.
 Juries, cities, towns, selection, superior court formula, *SB 220, CH. 92.
 Jurors, compensation increase, SB 426.
 Public employees, regular employment wages, provisions, SB 426.
 Jury duty, women, exemption repealed, *HB 405, CH. 39.
 Justice, small claims, amount increased, SB 10.
 Juvenile, services, directors, appointment permitted, HB 480.
 Military, fine disposition, HB 81.
 Money due actions, venue change, attorney fee provisions, SB 20.
 Motor vehicle operators, driving record, certain offenses, court evidence provisions, SB 385.
 Municipal, judges, rotating departmental basis, *SB 328, CH. 241 PV.
 Venue change, prejudice affidavit filing, *SB 328, CH. 241 PV.
 Probate, inheritance rights, kindred of half blood revisions, (HB 291 to *HB 138, CH. 168).
 Reporters, salary increase, *SB 75, CH. 20.
 Reporters, Thurston county superior court, additional allowed, (HB 959 to SB 131) (HB 959 to SB 649).
 Tortious acts, certain, committed out of state, jurisdiction, SB 58.
 Venues, certain civil actions, plaintiff's option, SB 54, (SB 54 to SB 20).
 Wills, proof, attesting witnesses, affidavit provisions, SB 235, (SB 235 to *HB 138, CH. 168).

Cowlitz River:

Dams, height restriction, SB 316.

Cox, Mel:

All-American basketball player, congratulations, *SR 1967 EX-6pp. 1186-1187

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Coyotes:

Bounties, established, SB 493.

Credit:

Debt adjusting firms, licensing regulation, contract fee payments, additional provisions, *HB 980, CH. 141 EX.

Installment sales, delivery, cancellations, rates, charges, regulation, SB 63, *Sub SB 63, CH. 234 EX.

Service charge notation deleted, SB 639.

Insurance, life, group policy, amount limitation, *SB 282, CH. 82 EX.

Transactions, finance charges, legislative council study, *SR 1967

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Unions, bank classification, HB 95.

Law, general changes, (HB 94 to *HB 6, CH. 180).

Loan committee approval requirements changed, SB 297.

Credit Cards:

Forged, stolen, revoked, possession, use, felony, HB 694, SB 347.

Issuance, unauthorized, unlawful, SB 347.

Crimes and Criminal Procedures: (see also Prisoners)

Arrest warrants, issuance by teletype authorized, *SB 163, CH. 91.

Bail, personal recognizance release, certain conditions, authorized, SB 550.

Title only bill, SB 591.

Capital punishment abolished, certain exceptions, SB 232.

Cities, convicted felon detention, state contract provisions, *HB 156, CH. 60.

Code, Title 9 RCW, recodify, modernize, legislative council, *SR 1967

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Court exhibits, unopened depositions, reporters' notes, destruction provisions, HB 894, SB 455.

Credit cards, forged, stolen, revoked, possession, use, felony, HB 694, SB 347.

Unauthorized issuance, unlawful, SB 347.

Crime criminal law study, interim committee study, report, HCR 24.

Commission, title only bill, SB 590.

Created, study, report, Sub SB 590.

Information center established, rules, regulations, SB 470, *HB 638, CH. 27 EX.

Investigating commission, established, SB 408.

Criminal procedures code, Title 10 RCW, modernize, judicial council study, report, *SR 1967-27 p. 945

Cross examination, summations, time limitation prohibited, SB 50.

Defense counsel, needy persons, appointment, SB 112.

Depositions, unopened, reporter's notes, retention time provisions, *HB 244, CH. 34 EX.

Detainers, interstate compact agreements, *HB 511, CH. 34.

Uniform mandatory disposition act, SB 335.

Employees, criminal arrests, non-convicted, employer inquiry, records prohibited, SB 51.

Equipment rentals, leases, expiration, detention, larceny, SB 520.

Extradition, prisoners, expense provisions, *SB 163, CH. 91.

Uniform act adopted, SB 321.

Felonies, search warrant issuance, provisions, SB 84.

Fire alarm equipment, tampering, false alarms, *HB 216, CH. 204.

Funds, misappropriation, defined, penalties, HB 734.

Homicide, negligent, vehicle operation, requisites, definition amended, SB 225.

Indians, state jurisdiction, contributing to minor's delinquency, SB 478.

Justice court, proceedings, superior court appeal provisions, HB 204, SB 83.

Law enforcement authorities, accused persons, public rights, protection petitioned, SJM 10.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Crimes and Criminal Procedures—Continued:

- Littering, public, private property, water, prohibited, *SB 106, CH. 85.
 Measurement, goods, raw materials, intentional inaccuracy, felony, *HB 74, CH. 200.
 Minors, revolvers, pistols, toy, sales, gifts, crime, law repealed, HB 601.
 Murder, guilty plea, court punishment, counsel representation provisions, SB 539.
 Post conviction, uniform act, SB 344.
 Prisoners, escapees, time loss computation, HB 154.
 Justice courts, jury punishment assessment authority deleted, SB 202.
 Life sentence, parole board extended, HB 386.
 Rendition in criminal proceedings, uniform act, SB 336.
 Private communications, interception, recording, divulging prohibited, *SB 507, CH. 93 EX.
 Procedures code, Title 10 RCW, modernize, judicial council study, report, *SR 1967-27p. 945
 Sentence time, credit, out of custody time excluded, HB 152, (HB 152 to *HB 74, CH. 200).
 Shoplifters, penalties, detention provisions, SB 258, *HB 376, CH. 76.
 Telephone, obscene, harassing calls, crime, *SB 77, CH. 16.
 Trespassing, warning, notice provision, SB 534.
 Usury, debtor relief expanded, civil, criminal actions, SB 35, (SB 35, HB 368 to *HB 224, CH. 23 EX.).
 Vice offenders, habitual, imprisonment provisions, SB 572.
 Victims, compensation, legislative council study, *SR 1967 EX-43p. 1673

Crime Information Center:

- Established, rules, regulations, *HB 638, CH. 27 EX.

Crosswalks:

- Motor vehicle parking, crosswalk approaches, within 20 feet prohibited, SB 367.

Dairies and Dairy Products:

- Agricultural laws, revisions, omnibus bill, *SB 320, CH. 240 PV.
 Educational institution use, prohibition repealed, *HB 197, CH. 40 EX.
 Industry, destruction, legislative protection enactment, *SR 1967 EX-18p. 1312
 Unfair practices, statute enforcement, SCR 20.
 Marketing, minimum prices, stabilization, regulation, SB 79, Sub SB 79.
 Milk production, marketing, legislative council study, *SR 1967 EX-29p. 1492
 Substitutes, institutional use permitted, SB 141.
 Washington state dairy products commission, members, election provisions, HB 433.
 Western state hospital, livestock, dairy herd, capacity restriction removed, *SB 64, CH. 23.

Dairy and Livestock Division: (see Animals)**Daly, Maxine:**

- Commissioner, employment security department, governor's appointment, referral confirmationpp. 58, 185, 1224-1225

Dams:

- Cowlitz river, height restriction, SB 316.
 Hydraulic projects, conditions, compliance failure, penalty, *HB 159, CH. 48.

Data Processing: (see Automatic Data Processing)**Day Care, Child Welfare Advisory Committee:**

- Established, *Sub HB 76, CH. 172.

Deaf:

- Income tax, handicapped, double exemption petitioned, *HJM 13.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Debts and Debtors:

- Adjusting firms, licensing, regulation, HB 16, *Sub HB 16, CH. 201.
- Contract fee payments, additional provisions, *HB 980, CH. 141 EX.
- Antenuptial, liability provisions, SB 452.
- State, constitutional amendments, publication notice required, *SB 555, CH. 96.
- Usury, debtor relief expanded, civil, criminal actions, SB 35, (SB 35, HB 368 to *HB 224, CH. 23 EX.).

Decals:

- Motor freight carriers, identification decal or cab card requirement, *HB 642, CH. 170.
- Motor vehicle, farms, in lieu of licenses, HB 345, *Sub HB 345, CH. 202.

Deeds:

- Real estate contracts, mortgage note interest, B & O tax exempt, SB 540.
- Security interest, property trust, mortgages, certain public utilities, filing provisions, SB 450, (HB 551, SB 450 to *Sub SB 42, CH. 114).
- Trust, filing, master form reference provisions, *SB 221, CH. 148.
- Foreclosure notices, surplus proceeds, sale discontinuance, provisions, *SB 259, CH. 30.

Dentists and Dentistry:

- Advertising restrictions, HB 229.
- Examining board, expense increased, *HB 92, CH. 188.
- Licenses, application fees increased, HB 229.
- Temporary issuance authorized, SB 396.

Depositions:

- Uniform foreign deposition act, provisions, HB 445.
- Unopened, reporter's notes, retention time provisions, *HB 244, CH. 34 EX.
- Wills, proof, attesting witnesses, affidavit provisions, SB 235, (SB 235 to *HB 138, CH. 168).

Detainers:

- Interstate compact agreements, *HB 511, CH. 34.
- Mandatory disposition, uniform act, SB 335.

Diking and Drainage Districts:

- Consolidation, contracts authorized, *Sub SB 74, CH. 154.
- Federal systems transfer, local district assumption authorized, *HB 866, CH. 184.
- Flood control districts, consolidation, contracts authorized, SB 74.
- Maintenance costs, payment, assessment provisions, SB 303, (SB 303 to *HB 866, CH. 184).
- Water management, problems, legislative council study, *HCR 42.

Discrimination: (see also Civil Rights)

- Human rights commission created, HB 203, SB 98.
- Insurance, race, geographic area, prohibited, SB 214.
- Public works, contracts, state report requirements, HB 579.
- Real estate brokers, salesmen, housing, license revocation, SB 564. (HB 426 to *SB 378, CH. 22 †(Referendum #35).
- Schools, racial imbalance, elimination, regulation, provisions, SB 421.

Dividends:

- Public service companies, dividend payments, utilities and transportation commission authority repealed, *SB 234, CH. 156.

Divisions:

- Probation and parole, institutions department, established, *SB 233, CH. 134.
- School insurance division established, SB 257.
- State plumbing, created, SB 406.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Divorce: (see also Domestic Relations)

Vital statistics, registration provisions, *SB 166, CH. 26.

Doctors: (see Physicians and Surgeons)**Dogs:**

Licensing, county control zones, HB 247.

Racing, franchises, licensing, regulation, (HB 892 to HB 791).

Domestic Relations:

Nonsupport petitions, intercounty, attorney general representation, HB 187.

Vital statistics, marital status, registration provisions, *SB 166, CH. 26.

Drugs: (see Narcotics also Lysergic Acid Diethylamide)

College student use, investigation, temporary committee on higher education, study,

*SR 1967 EX-7p. 1187

Codeine, dehydrocodeinone, narcotics drug act, exemption removed, HB 735.

Dangerous, certain, sales, regulation, *HB 353, CH. 71.

Livestock, drugging, deceptive purposes, prohibited, HB 310, (HB 310 to SB 306).

Easements:

Stevens county road easement granted, national guard armory, *HB 82, CH. 214.

East Capitol Site: (see Capitol Buildings and Grounds)**Eastern State Hospital:**

Medical Lake school, surplus facilities, use authorized, SB 102, *HB 490, CH. 18 EX.

Eastern Washington State College:

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Degrees, bachelor of science, authorized, *SB 86, CH. 231.

Doctor of philosophy in education, authorized, SB 73.

Eastern Washington state university, name change, SB 72.

Eatonville:

Highway, secondary No. 5 N, to Elbe, extension, SB 182.

Eavesdropping: (see Wire Tapping)**Education:** (see also Schools, also Colleges and Universities)

American heritage, course desirability, study, *HCR 50.

Blind assistance recipients, vocational rehabilitation program, *HB 175, CH. 59.

Board, American heritage, school course desirability, study, *HCR 50.

Future school building site acquisition, provision, SB 567.

Membership candidates, election procedure revisions, SB 308, *Sub SB 308, CH. 158.

School building modernization, state-aid funds, *HB 109, CH. 21 EX.

Community college districts created, SB 300, *Sub HB 548, CH. 8 PV.

Colleges, four additional, establishment priorities, study, *HB 716, CH. 183.

Compact, interstate, state membership ratified, HB 199, *SB 107, CH. 83.

Driver, course completed, motor vehicle licenses, minors, juveniles requirements,

*HB 227, CH. 167.

Drivers, school district programs, reimbursement provisions, *HB 269, CH. 147 EX. PV.

Hannan, Cecil J., honor resolution, *HCR 7.

Higher education, buildings, furnishing, repairs, contracts authorized, *SB 386, CH. 107 EX. PV.

Motion pictures, certain, entertainment purposes, prohibited, SB 244.

Public, temporary advisory council created, *SCR 15.

Title only bill, SB 589.

Facilities act, title VI, state participation, HB 586, *HB 355, CH. 5 EX.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Education—Continued:

- Interim committee on education, school code, Title 28 RCW revision, preparation, *SR 1967-18 pp. 374, 388
- School district organization study, *SR 1967 EX-54 p. 1940
- Public higher education, temporary advisory council created, *SCR 15.
- School boards, simultaneous, local, state membership prohibited, (HB 861 to *SB 442, CH. 67 EX.).
- School district equalization fund, apportionment, distribution formula amount, increased, SB 487.
- School districts, problems, study, SCR 23.
Property, acquisition provisions, Sub SB 593.
- School textbooks, instructional materials, selection, policies, regulations, committee established, *HB 675, CH. 29 EX.
- Schools, proprietary, licensing, regulation, SB 23, *Sub SB 23, CH. 72 EX.
Racial imbalance, elimination, regulation, provisions, SB 421.
- State colleges, trustees, appointment, terms established, HB 820, (HB 820 to *HB 355, CH. 5 EX.).
- Students, living, travel expense, state colleges, universities, SB 625.
Loans, financial institutions authorization, federal insurance provisions, SB 484.
Scholarship program, feasibility study, *HCR 32.
- State, aid commission, created, scholarship award, SB 475.
- Superintendent of public instruction, appointed position, constitutional amendment, SJR 16.
- Teachers, state history, examination requirement deleted, *HB 671, CH. 64.
- Teaching instructors, actual classroom instruction experience, requirement, SB 356.
- Title only bill, SB 592, SB 593, SB 604, SB 610.
- Vocational-technical plant facilities, bond issue authorized, *SB 375, CH. 56 EX.

Education Commission of States:

- Interstate, state membership ratified, HB 199, *SB 107, CH. 83.

Eggs and Egg Products:

- Seals, use, fee increased, revisions, *SB 320, CH. 240 PV.

Elbe:

- Highway, secondary No. 5 N, to Eatonville, extension, SB 182.

Elections:

- Absentee service voter, defined, HB 514, (HB 514 to *HB 516, CH. 109 EX. PV).
- Candidates, legislative, campaign contributions, expenditures, regulation, SB 123.
- Capital punishment, abolishment, voters' ratification, SB 232.
- Cities, first class, freeholder board election petitions, charter preparation, SB 403, (SB 403 to *SB 104, CH. 123).
- Towns incorporation, eligible precinct voter lists, provisions, SB 556.
- Community colleges, plant facility construction, general obligation bonds authorized, SB 377.
- Constitutional amendments, state debts, publication notice required, *SB 555, CH. 96.
- Constitutional convention, proposal, majority vote requirement revised, SJR 12.
Submit to voters, SJR 10.
- Education board membership candidates, procedure revisions, SB 308, *Sub SB 308, CH. 158.
- Election board officers, substitutions, county chairman authority deleted, SB 228.
- Electronic systems, use authorized, SB 275, (Sub HB 475 to *HB 516, CH. 109 EX. PV.).
- Excess levies, revenue bonds, 40% vote requirement removed, SJR 20.
40/60% majority provisions, *SJR 17.
Simple majority approval provisions, SJR 1.
- Freeholder, position filing, ballot name rotation provisions, *SB 369, CH. 130 EX.

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*Indicates bills passed by both Senate and House.

Elections—Continued:

- General, yearly, provisions, HB 654, SB 553.
 Governor, lieutenant governor, joint candidacy, provisions, HB 799.
 Outdoor recreation area, facilities, acquisition, development, bond issue referendum, SB 350, *HB 686, CH. 126 EX., †(Referendum No. 18).
 Precinct committeemen, vacancies, legislative district chairman appointment powers, *Sub HB 802, CH. 32 EX.
 Precincts, less than 100 voters, absentee ballots permitted, HB 489, (HB 489 to *HB 516, CH. 109 EX. PV.).
 Size determination, voting method basis, *HB 516, CH. 109 EX. PV.
 Presidential elections, new residents, special ballot provisions, (*HB 281 to *HB 516, CH. 109 EX. PV.), *HB 281, CH. 73 EX.
 Presidential preference primary, national convention delegates, provisions, HB 748, (HB 748 to *SB 369, CH. 130 EX.).
 Primary, candidates, campaign, contributions, donor's identification, SB 99.
 General, paper ballot counting provisions, HB 743, (HB 743 to *HB 516, CH. 109 EX. PV.).
 Poll books, redesigned, use, even-numbered years, provisions, HB 744.
 Referendum, liquor sales, one calendar day per week, prohibited, SB 413.
 School districts, bonds, levies, 40% vote requirement removed, SJR 3.
 Name change, procedure, *HB 365, CH. 69 EX.
 Sewer districts, consolidation, mergers, procedures, authorized, SB 508, *HB 306, CH. 197.
 State fruit commission, membership increase, procedures, *HB 416, CH. 191.
 Superintendent of public instruction, appointed position, constitutional amendment, HJR 21, SJR 16.
 Urban renewal projects, voter approval provisions, SB 422.
 Voters registration, files, purging, time period shortened, HB 776, (HB 776 to *HB 516, CH. 109 EX. PV.).
 Voters, residence challenges, procedures, *Sub HB 617, CH. 225 PV.
 Voting, age reduced to 18, SJR 15.
 Counting, electronic systems, provisions, SB 275.
 Washington state dairy products commission, members, election provisions, HB 433.
 Water districts, mergers, *Sub HB 293, CH. 39 EX.

Electricians, Electrical: (see Electricity-Power)**Electricity-Power:**

- City utilities, distribution outside city limits, county tax contracts permitted, *HB 626, CH. 52 EX.
 Contractor, license bond, fee increased, *HB 413, CH. 15 EX.
 Distribution systems, PUD operation, maintenance authorized, SB 348.
 Electric, communication facilities, overhead, underground conversion authorized, HB 752, SB 476, *HB 751, CH. 194, *SB 486, CH. 119.
 Electrical division created, labor and industries department, HB 311.
 Duplicate facility disposal, line, service agreements authorized, HB 805.
 Federal power commission, public service commission, consumer protection act coverage, inclusion, SB 438.
 House trailers, safety requirements, HB 335, *SB 366, CH. 157.
 Inspectors, electrical, cities, towns, state inspector qualifications, requirement, *HB 619, CH. 97 EX.
 Installations, unlicensed, enclosed wire, prohibitions, inspection labeling fees increased, *SB 181, CH. 88.
 P.U.D.'s, electric, property condemnation, voting provisions, SB 309.
 First class cities, nuclear, thermal power plant ownership, operation agreements authorized, SB 283, *Sub SB 283, CH. 159.
 Municipal inspectors, temporary appointment, labor and industries director, authority deleted, *SB 181, CH. 88.
 Research experiment station, Washington state university, vicinity hydroelectric facility, *SB 167, CH. 14.

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*Indicates bills passed by both Senate and House.

Electricity-Power—Continued:

Service companies, rates, charges, associations, complaint provisions, SB 312.
State advisory board, per diem increase, HB 51.

Electronic Data Processing: (see Automatic Data Processing)**Ellensburg:**

100th anniversary celebration, commendation,
*SR 1967-17p. 251

Ellis, James R.:

Member, board of regents, U of W., governor's appointment, referral,
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Eminent Domain:

Cities, counties, mass transportation system, property acquisition, SB 164.
Frontage, service roads, highway commission property purchase, condemnation
acquisition, *SB 251, CH. 117.
Highway buffers, visual, sound, cities, counties, property acquisition, SB 380.
State property acquisition, SB 382, SB 535, *SB 390, CH. 108.
Open space land act, public acquisition, SB 137.
Property, proceeding fees, cost allowances, increased, *Sub HB 77, CH. 137 EX.
State, immediate possession order, tax exempt, HB 354.
P.U.D.'s, electric, property condemnation, voting provisions, SB 309.
School districts, property, acquisition provisions, Sub SB 593.

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Industrial workmen, legislative council, study, report,
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Employees:

Cities, retirement age changes, *HB 656, CH. 28 EX.
City employees' retirement system, benefit limits removed, *HB 554, CH. 185.
Criminal arrests, non-convicted, employer inquiry records prohibited, SB 51.
Counties, class A, AA, civil service system established, SB 360, Sub SB 360.
County appraisers, classification salary plan established, SB 278, (SB 278 to *HB 934,
CH. 146 EX. PV.).
Deceased, earned wages, survivors, demand amount increased, *HB 151, CH. 210.
Federal, collective bargaining, union representation, recognition petitioned, SJM 17.
Garishment, subsistence allowance, exemption, HB 230, SB 577.
Health care activities, collective bargaining, union representation authorized, SB
559.
Industrial, emphysema, heart disease, causal study, SB 428.
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Minimum wage, amount increased, *SB 194, CH. 80 EX.
Port districts, collective bargaining provisions, *SB 34, CH. 101.
Public, certain official acts, liability, exemption, SB 85.
Collective bargaining, organization method, provisions, *HB 483, CH. 108 EX.
PV.
Group life insurance, maximum limitation deleted, SB 226.
Premium payment provisions, SB 404.
Jurors, regular employment wages, provisions, SB 426.
Surviving spouse pension provisions, SJR 4.
Fiscal study, *HCR 41.
Restaurant, hotel, wage protection bond requirement, SB 229.
Fund requirement, Sub 229.
Safety health regulations, industrial operations, definition changed, SB 418.
Salary payment, semimonthly provisions, *Sub HB 534, CH. 25 EX.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

Employees—Continued:

- School, college, university, health, accident insurance, partial payment authorized, SB 237.
- Noncertified, appropriation, salary increase, mandatory, *SB 621, CH. 102 EX.
Paid vacations established, SB 263.
Salaries, benefits, contracts, study, HCR 34.
Salary increase, SB 1, *HB 186, CH. 4.
Appropriation clarification, *SCR 16.
- School districts, damage suits against, commencement, one year limitation, SB 134.
Health and welfare insurance plans authorized, *SB 212, CH. 135.
Written leave policies, adoption, *SB 135, CH. 12.
- Sheriffs' office, certain, civil service, exempt, SB 260.
Police, examinations, appointment provisions revised, SB 427.
- State, agency representation, collective bargaining units, personnel board determination, SB 538.
Certain, flight insurance, accidental death, dismemberment provisions, *SB 529, CH. 6 EX.
Mileage allowance increased, SB 365, (SB 365 to SB 192) (SB 365 to *Sub HB 403, CH. 16 EX.).
Moving expenses, payment authorized, SB 211, (HB 383 to *Sub HB 403), *Sub HB 403, CH. 16 EX.
O.A.S.I. fund contributions, money enumerated, *HB 31, CH. 213.
Prospective, travel expense authorized, SB 61.
Salary adjustments, SB 1.
Suggestion awards, amount increased, SB 304.
Travel expense advance authorized, HB 401, SB 192, (SB 192, HB 401 to *Sub HB 403, CH. 16 EX.).
25 year service, age 55, retirement provisions, SB 334, (SB 334 to *SB 96, CH. 127).
- State capitol historical association, employees' retirement system, exempt, SB 117.
State colleges, retirement program inclusion, SB 349.
State retirement system, minimum allowances increased, SB 392, (SB 392 to *SB 96, CH. 127).
Open-end investment shares, investment authorized, SB 281.
Out-of-state credits, transfer authorized, SB 188.
Transfer, study, SCR 11.
Transfer between state systems authorized, SB 533.
- State-wide city retirement system, certain trustees, election provisions, SB 536, (SB 536 to *HB 656, CH. 28 EX.).
Washington public employees' retirement system, name change, amendments, *SB 96, CH. 127.
Women, work over 8 hours, certain exceptions permitted, SB 459.

Employers:

- Employees, criminal arrests, non-convicted, employer inquiry, records prohibited, SB. 51.
Decreased, wages, survivors' demand amount increased, *HB 151, CH. 210.
Injury claims, defective equipment, payment provisions, HB 301.
Insolvency, distraint, state claims, labor preference provisions, *SB 643, CH 86 EX.
Legislators' compensation, during session, disclosure required, SB 128.

Employment:

- Employees, criminal arrests, non-convicted, employer inquiry, records prohibited, SB 51.
Highway district engineers, commission jurisdiction, SB 511.
Minimum wage, amount increase, *SB 194, CH. 80 EX.
Policemen, cities, first class, residence requirement abolished, SB 372, *HB 723, CH. 37 EX.
Skiing instructors, part-time, employment security provisions, exemption, SB 509, (SB 509 to SB 162).

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Employment—Continued:

- State, prospective employees, travel expense authorized, SB 61.
- Teachers, terminations, salary payment provisions, HB 362.
- Veterans, re-employment rights, time limitation, HB 75.
- Viet Nam veterans, public employment, preference provision, SB 515.
- Women, work over 8 hours, certain exceptions permitted, SB 459.

Employment Security:

- Commissioner, department, governor's appointment, referral, confirmation pp. 58, 185, 1224-1225
- Skiing instructors, part-time, employment security provisions, exemption, SB 509, (SB 509 to SB 162).
- Unemployment compensation benefits, contributions, computations, eligibility, general provisions, SB 374.
- Refunds, disqualification, appeals, SB 162.

Engineers:

- Highway district, employment, commission jurisdiction, SB 511.

Escrow:

- Title insurance agents, registration exemption, *SB 55, CH. 76 EX.

Estrays:

- Cattle, unrecorded brands, estray classification, HB 89, *HB 67, CH. 120 EX.

Ethics:

- Conflict of interest, Senate select legislative committee, created, duties, SR 1967-22 pp. 641-642
- Legislative advisory board of ethics, established, HCR 37, *SB 630, CH. 150 EX. PV.
- Legislative board of ethics established, SB 124.
- Legislative boards, Senate, House, created, *SB 630, CH. 150 EX. PV.
- Legislators, public employees' code, inclusion, SB 627.
- Public officials, code, SB 130.

Everett:

- Freeway completion, Seattle, Tacoma, bonds, appropriation, HB 815, *SB 545, CH. 7 EX.
- Highway, secondary No. 1 AA to Milton, established, SB 571.
- No. 1 i, Broadway junction to Casino road, rerouted, SB 513.
- Jetty, part, state acquisition, park purposes, authorized, SB 469, (HB 343 to *SB 5, CH. 90 EX.)

Excise Taxes: (see Taxes)**Explosives:**

- Manufacturing, federal safety standards compliance, state regulation waiver authorized, *SB 483, CH. 99.

Expressways:

- Thomson, University of Washington property, certain, sale authorized, *SB 250, CH. 116.

Facilities and Operations Committee:

- Joint interim, others, building, office improvements, commendation, *SR 1967-6 p. 61

Fairs:

- Trade, state, participation authorized, *Sub HB 170, CH. 221.
- World, Century 21 exposition, dissolution provisions, *SCR 25.
- 1970 exposition feasibility study, SB 189, *HB 387, CH. 138 EX.

Paraphrase signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Farms and Farming:

- Agricultural lands, current usage, assessment, *HJR 1.
- Dairy, products, minimum prices, marketing, stabilization, regulation, SB 79, Sub SB 79.
- Motor vehicle, farms, decals, in lieu of licenses, *Sub HB 345, CH. 202.

Federal Government:

- Air force facilities, availability, community college development districts, *SB 491, CH. 103.
- Alcoholism, states' responsibilities, funds, assistance petitioned, SJM 26, *HJM 20.
- Athletic commission, program cooperation, state program study, SB 191.
- Bumping lake enlargement, federal construction funds, petitioned, *SJM 15.
- Campaign contributions, income tax, deduction petitioned, SJM 1.
- Columbia river, lower navigation channel dredging, appropriation increase petitioned, *SJM 25.
- Columbia river navigation, upper extension link, support petitioned, HJM 9, SJM 7.
- Community centers, multi-purpose, cooperative formation, agreements authorized, *SB 364, CH. 110.
- Constitution, presidential disability succession amendment ratification, SJR 8.
State legislative apportionment, federal court jurisdiction, prohibition, petition rescinded, HJM 17, SJM 22.
- Diking, drainage systems, transfers, local district assumption authorized, *HB 866, CH. 184.
- Employees, collective bargaining, union representation, recognition petitioned, SJM 17.
- Enabling act, section 11, income, school construction bond servicing, amendment petitioned, *HJM 1.
- Federal aid medical assistance program, public assistance administration, *HB 701, CH. 30 EX.
- Federal bonds, securities, public works security collateral, use authorized, *SB 457, CH. 48 EX.
- Federal older Americans Act of 1965, public assistance department, funds, acceptance, *HB 183, CH. 33 EX.
- Federal power commission, public service commission, consumer protection act coverage, inclusion, SB 438.
- Fish protein concentrate plant, western Washington, construction petitioned, *SJM 19.
- Fisheries control 12-mile limit, extended, continental shelf concept, adoption petitioned, *SJM 18.
- Forest reserve funds, school distribution, student enrollment basis, *SB 62, CH. 230.
- Grants, state agency applications, report requirements, HB 25, (HB 305 to *HB 360), (HB 25 to *HB 360, CH. 41 EX.).
- Green river watershed flood control project, state joint financing, SB 516.
- Halibut, specific species, name use restriction petitioned, HJM 14, *SJM 20.
- Higher education facilities act, title VI, state participation, HB 586, *HB 355, CH. 5 EX.
- Highway aid cut-backs, restoration petitioned, *HJM 8.
- Income tax, college student support deduction petitioned, SJM 12.
Corporations, certain secondary school contributions, deductions petitioned, SJM 14.
Deaf, handicapped, double exemption petitioned, HJM 13.
Personal exemption increase petitioned, *SJM 9.
State partial retention, without controls, HJM 12, SJM 4.
- Indian tribal rolls, mailing lists, tribe members, availability petitioned, *SJM 6.
- Indians, Nooksack lands, award, claims, investigation petitioned, *HJM 18.
- Industrial insurance beneficiaries, totally disabled, social security payments, petitioned, SJM 3, Sub SJM 3.
- Interlocal cooperation act, provisions, *SB 45, CH. 239 PV.
- Law enforcement authorities, accused persons, public rights, protection petitioned, SJM 10.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Federal Government—Continued:

- Legislative apportionment federal jurisdiction, prohibition, HJM 1, 1963 EX. rescinded, petitioned, HJM 17, SJM 22.
- Merchant marine, U. S. maritime power, reestablishment petitioned, *SJM 23.
- North Cascades, open pit mining, prevention petitioned, SJM 24.
- Study commission, wilderness area recommendations, implementation petitioned, SJM 16, Sub SJM 16, *SJM 21.
- O.A.S.I. benefits, public assistance recipients retention petitioned, SJM 13.
- Oversight interim committee, federal grant program, *SCR 6.
- Motorboats, uniform safety standards, federal basis, SB 266.
- Parks and recreation commission director, federal historic act participation, HB 662, *SB 363, CH. 19 EX.
- Proceedings, utilities and transportation commission participation authorized, *HB 52, CH. 49 EX.
- Program funds, governor's acceptance, administration, disbursal, SB 170, *HB 360, CH. 41 EX.
- State funds, investment, U. S. agencies permitted, *HB 27, CH. 211.
- State taxing authority, interstate businesses, federal deferral petitioned, *SJM 5.
- Surplus foods, school hot lunch program, state purchases authorized, *Sub SB 604, CH. 92 EX.
- Property, state purchases, general administration department jurisdiction, *HB 449, CH. 70 EX.
- S.S.T. program advancement petitioned, *SJM 2.
- Veterans' pensions, restoration petitioned, SJM 8.

Feed:

- Agricultural law, revisions, omnibus bill, *SB 320, CH. 240 PV.
- Commercial, fees, reporting, licensing provisions, HB 145.

Fees:

- Accountants, public, examination, registration, renewal fees increased, HB 439.
- Attorneys, certain injury, insurance cases, allowed, SB 7.
- Checks, dishonored, interest, collection costs, *HB 224, CH. 23 EX.
- Insurance companies, certain, recovery authorized, SB 527.
- Money due actions, venue change, provisions, SB 20.
- Commercial feed, reporting, licensing provisions, HB 145.
- Corporation, annual due date provision, HB 173.
- Egg seals, use, increased, HB 299.
- Electrical inspection labeling fees increased, *SB 181, CH. 88.
- Eminent domain proceedings, allowance increased, *Sub HB 77, CH. 137 EX.
- Fishing, commercial, privilege and catch fees, due date change, *HB 160, CH. 193.
- Insurance claims, own insurer, litigation settlement, attorney's fees included, SB 105.
- Nurseries, licenses, plant inspection fees, regulations, provisions, Sub HB 165.
- Oyster seed imports, inspection fees, actual cost, *HB 86, CH. 38 EX.
- Pilots, aircraft, registration, *HB 1, CH. 207.
- Sheriff official services, certain, increased, SB 187.
- Supreme court, certain fees increased, HB 585, SB 203.

Felonies: (see Crimes and Criminal Procedures)**Ferries:**

- State flag, display required, HB 339, SB 180.
- Terminals, motor vehicle speed limit established, *SB 249, CH. 25.
- Toll bridge authority, highway commission transfer, SB 147.
- Westport, Oregon, cost, reimbursement provisions, HB 646, SB 415.

Fertilizer:

- Agricultural law, revisions, omnibus bill, *SB 320, CH. 240 PV.
- Commercial, brand, grade registration, label provisions, *Sub HB 146, CH. 22 EX.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Fidalgo Bay:

Harbor line change authorized, *HB 492, CH. 24 EX.

Films: (see also Motion Pictures)

Student entertainment, colleges, universities, general public admittance eliminated,
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Financial Responsibility:

Mentally ill, retarded adults, support, parents not liable, SB 379.

Motor vehicle insurance, minimum limits increased, HB 681, (*SB 152, HB 669 to
HB 681), (HB 681 to *Sub HB 532, CH. 95 EX.), *SB 152, CH. 3 EX.

Operators, licenses, suspension occupational license, SB 24, SB 57.

Owners, financial responsibility, insurance, bonds, requirements, SB 353.

Operators, erroneous information correction, security revaluation required,
*HB 753, CH. 61.

Fines:

Prisoners, time, work money credits increased, SB 3, Sub SB 3, (SB 3 to *HB 74,
CH. 200).

Finley, Chief Justice Robert C.:

Supreme court appointment, consideration asked, *SR 1967-26pp. 887-888

Fire Marshals:

Alarm equipment testing sanctioned, *HB 216, CH. 204.

Issue compliance certificate, standards, regulations, child welfare agencies, *Sub HB
76, CH. 172.

Fire Protection:

Districts, assets defined, municipal annexation purposes, *SB 215, CH. 146.

Commissioners, compensation increased, *HB 389, CH. 51.

Special assessment, authorized, SB 28.

Within city, town boundaries, property ownership provisions, SB 578.

Equipment, couplings, fittings, standard threads required, *SB 324, CH. 152.

Fire alarm equipment, tampering, false alarms, *HB 216, CH. 204.

Fire marshals issue compliance certificate, standards, regulations, child welfare
agencies, *Sub HB 76, CH. 172.

Fire service training, state vocational courses, *Sub HB 533, CH. 165.

Firemen, working hours, reduced, SB 186.

Forest, costs, public, private owners, distribution, legislative budget committee,
study, *SR 1967 EX-42pp. 1672-1673

Firearms:

Minors, revolvers, pistols, toy, sales, gifts, crime, law repealed, HB 601.

Firemen:

Cities, towns, pensions, minimum increased, SB 497, *SB 447, CH. 91 EX.

Collective bargaining, union representation authorized, SB 218.

Fire insurance premium tax, relief, pension fund allocation, percentage increase,
HB 399, SB 240, (SB 240, HB 399 to *SB 69, CH. 160).

Pension funds, state treasurer payment date advanced, *HB 26, CH. 42.

Pensions, cities and towns, post retirement salary basis, SB 341, SB 423.

Minimum established, SB 563.

Relief, fire insurance premium tax, relief, pension fund allocation, percentage
increase, *SB 69, CH. 160.

Retirement funds, open end investment companies, shares, purchase authorized, *SB
447, CH. 91 EX.

Working hours, reduced, SB 186.

Fiscal Agency:

Washington, bank, trust company, state bond servicing, designation, SB 389.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Fish: (see also Fishing, also Shellfish)

- Anadromous, Columbia, Snake rivers, Oregon, Idaho, protection, preservation, compact, SB 500.
- Commercial, privilege and catch fees, due date change, *HB 160, CH. 193.
- Conservation, hydraulic projects, conditions, compliance failure, penalty, *HB 159, CH. 48.
- Fish protein concentrate plant, western Washington, construction petitioned, *SJM 19.
- Fisheries interim committee, cooperative interstate food fish production study, report, *HCR 53.
- Food fish, shellfish, personal use, salt water, license required, SB 37.
- Game and game fish interim committee created, *HCR 54.
- Game fish, classification, HB 39.
- Halibut, specific species, name use restriction, petitioned, HJM 14, *SJM 20.
 - Sales, labeling, designation provisions, (*SB 642, HB 973 to *Sub HB 99, CH. 121 EX.), *SB 642, CH. 79 EX.
- Salmon, commercial fishing, licenses, fees increased, district provisions revised, HB 935.
 - Personal use, salt water, license required, Sub HB 103.
 - Resources, programs, study, SCR 22.
- Steelhead trout, game fish classification, Oregon petitioned, *SJM 11.

Fisheries:

- Appointments, interim committeep. 2013
- Columbia river fisheries commission established, SB 359.
- Commission created, certain directors' powers transferred, SB 313.
- Department, contemplated state land sales, purchase preference, SB 310.
- Director, department, governor's appointment, referral, confirmationpp. 1349, 1397, 1593-1595
- Domestic trawl, federal tariff, import quota protection, legislation requested, *SR 1967 EX-49p. 1753
- Game fish classification, HB 39.
- Interim committee, cooperative interstate food fish production study, report, *HCR 53.
 - Salmon, state resources study, report, *SR 1967 EX-51 pp. 1863-1864
- Salmon, resources, programs, study, SCR 22.
- 12-mile limit, extended, continental shelf concept, adoption petitioned, *SJM 18.

Fishing:

- Anadromous fish, regulation, Columbia, Snake rivers, Oregon, Idaho compact, SB 500.
- Charter boats, license required, HB 87.
- Commercial, privilege and catch fees, due date change, *HB 160, CH. 193.
 - Salmon, licenses, fees increased, district provisions revised, HB 935.
- Fisheries interim committee, cooperative interstate food fish production study, report, *HCR 53.
- Food fish, shellfish, personal use, salt water, license required, SB 37.
- Nonresidents, aliens, state license fee increased, HB 250.
- Private property, public fishing agreements, *HB 42, CH. 45.
- Salmon, personal use, salt water, license required, Sub HB 103.
- Snake river, Washington-Idaho cooperative agreements, *HB 41, CH. 62.
- Steelhead trout, game fish classification, Oregon petitioned, *SJM 11.

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- State, armed forces unit, free distribution, HB 458.
 - Ferries, display required, HB 339, SB 180.
 - Secretary of state sales authorized, HB 458.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Flood Control:

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- Diking and drainage districts, consolidation, contracts authorized, SB 74.
- Districts zoned, financing, revenue bonds, (HB 928 to *HB 222, CH. 136 EX. PV.).
- Green river watershed project, state joint financing, SB 516.
- Projects, political subdivisions, state fund contributions authorized, SB 517, *HB 222, CH. 136 EX. PV.
- Water management, problems, legislative council study, *HCR 42.

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- Federal highway aid funds, cut restoration petitioned, *SM 2 pp. 85-86
- Senate Bill 1, state, school district employees' salary adjustment appropriation, bill passage petitioned, *SM 1 p. 44

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 - *SR 1967 EX-11 p. 1199
- Airmail commemorative stamp issuance, Pasco to Elko, Nevada, golden jubilee,
 - *SR 1967 EX-10 p. 1199
- Allied daily newspapers of Washington, complimentary daily newspapers, gratitude,
 - *SR 1967 EX-63 p. 2047
- Ancient Order United Workmen, 100th birthday congratulations, commendation,
 - *SR 1967 EX-17 pp. 1259-1260
- Anderson, Lillian A., Milliron, Ruby, Senate dining room, appreciation of service, commendation, *SR 1967 EX-57 p. 1941
- Assessors' offices, trained personnel problem, SB 278, 1967, study,
 - *SR 1967 EX-12 p. 1199
- Association of Washington Industries, legislative digest service, gratitude,
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- Bond servicing requirements, agency appointment, study,
 - *SR 1967 EX-20 pp. 1312-1313
- Canada, British Columbia, centennial year, congratulations,
 - *SR 1967 EX-53 p. 1913
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- Columbia river, upper navigation extension link, project support,
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†Voters approval required.

*Indicates bills passed by both Senate and House.

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Paranthesis signifies addition as amendment to indicated bill.

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Neill, Marshall A., gubernatorial appointment to supreme court, congratulations, *SR 1967 EX-24	pp. 1364-1370
Nonprofit corporations associations, retailing, wholesaling activities, study, *SR 1967 EX-32	p. 1522
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Paranthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Schafhausen, John, Athletic Round Table of Spokane, banner, state flag, South Pole
 placement authorized,
 *SR 1967-10 p. 103
- School code, Title 28, R.C.W. revision, joint committee on education preparation,
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- School district organization, education interim committee, study,
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- Seattle city council, King county prosecutor, administrative tolerance encouraged,
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- Secretary of senate, work completion, fortieth session, authorized,
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- Secretary of senate, work completion, fortieth extraordinary session, authorized,
 *SR 1967 EX-65 p. 2049
- Senate employees' salaries, weekly payment,
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- Senate per diem, weekend recess, discontinued,
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- Senate select legislative ethics committee created, conflict of interest, duties,
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 mendation,
 *SR 1967-24 pp. 821-822
- Senators' subsistence, weekly payment,
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- Smith, Joseph, special friend of legislature, designation,
 *SR 1967 EX-50 pp. 1778-1779
- State civil service operation, institutions of higher learning, study, report,
 *SR 1967 EX-27 p. 1474
- Trucking industry employers, inc., shutdown condemned,
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- University of Washington stadium, temporary professional use, regents' approval
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- Voter registration, forms, procedures, automated records, study,
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- Walla Walla college, band concert, thanks extended,
 *SR 1967-14 p. 216
- Walla Walla symphony orchestra, 60th anniversary, congratulations,
 *SR 1967 EX-9 p. 1198
- Washington state research council, daily status report, gratitude,
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- Webster, L. T. (Mike), tribute, family condolences,
 *SR 1967-8 pp. 86-87
- Western conference of the council of state governments, member states, additional
 fund appropriation requested,
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- Western interstate nuclear corporation, interim committee study, report,
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Food: (see also Dairies and Dairy Products)

- Agricultural law, revisions, omnibus bill, *SB 320, CH. 240 PV.
 Federal surplus, school hot lunch program, state purchases authorized, *Sub SB 604,
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Food—Continued:

- Fish protein concentrate plant, western Washington, construction petitioned, *SJM 19.
- Kosher products, sales, regulations, SB 412.
- Processing plants, licensing, regulation, HB 99, *Sub HB 99, CH. 121 EX.
- Split pea manufacturers, processors, B & O tax inclusion, (HB 558 to *SB 255, CH. 149 EX. PV.).

Football: (see also Sports)

- U. of W. stadium, temporary professional use, regents' approval requested, SR 1967-15p. 230

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- Consular officers, motor vehicle fuel tax exempt, HB 485.
- Consular residences, property real, personal, tax exempt, (HB 484 to *SB 255, CH. 149 EX. PV.).
- Foreign trade office, commerce & economic development department established, *Sub HB 170, CH. 221.

Forests and Forestry:

- Federal reserve funds, school distribution, student enrollment basis, *SB 62, CH. 230.
- Forest fire protection costs, public, private owners, distribution, legislative budget committee, study, *SR 1967 EX-42pp. 1672-1673
- Forest products, harvesting permits, transportation provisions, *SB 432, CH. 47 EX.
- Forests, sustained yield, natural resources department management, jurisdiction, HB 397.
- State forest lands, county leases, park purposes, permitted, SB 332.
- Timber, crops, common school fund, sale proceeds excluded, *SB 376, CH. 29.
- State lands, sales, local processing provisions, Initiative 32, failed to pass.
- Timberland, current usage, assessment, *HJR 1.
- Timberlands, 50 year lease, options, real estate sales tax, inclusion, SB 401.

Fort Lawton:

- Surplus land, public use retention, *SR 1967 EX-35p. 1586

Foster Home Licensing Act:

- Child welfare agencies, licenses, standards, regulations, general revisions, *Sub HB 76, CH. 172.

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- Dog racing, licensing, regulation, (HB 892 to HB 791).

Freeholder: (see Cities, First Class also Elections)

- Board, election petition, new charter preparation, SB 403, (SB 403 to *SB 104, CH. 123).
- Position filing, ballot name rotation provisions, *SB 369, CH. 130 EX.

Freeways:

- Sub-space, municipal use permits authorized, SB 445.
- Tacoma, Seattle, Everett, completion, bonds appropriation, HB 815, *SB 545, CH. 7 EX.

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Paraphrase signifies addition as amendment to indicated bill.
 †Voters approval required.
 *Indicates bills passed by both Senate and House.

Fruit: (see also Horticulture)

- Agricultural producers associations, formation, regulation, *HB 296, CH. 187.
- Apple advertising commission, membership, meetings, duties, assessments, revisions, HB 340.
- Sprays, preservative, sales tax, exempt, (HB 259 to *SB 255, CH. 149 EX. PV.).
- State commission membership increased, election procedure, *HB 416, CH. 191.
- Storage, controlled atmosphere, restriction changes, *HB 236, CH. 215.

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- Aircraft, tax imposed, *HB 4, CH. 10 EX.
- Highway use sales, fuel tax, valid license requirement, *HB 352, CH. 196.
- Motor vehicle, foreign government consular officers, tax exempt, HB 485.
- Tax, exemptions, refunds, rebates, rules, general revisions, *SB 204, CH. 153.
- Increases, allocation provisions, SB 420, SB 477, *HB 595, CH. 83 EX.
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Full Employment Commission:

- Initiative No. 32, failed to pass.

Funds:

- Agricultural, commodity commission, unexpended funds, deposit provisions, *SB 622, CH. 54 EX.
- Armory, military court fines, disposition, HB 81.
- Bakery license, abolished, HB 434.
- Basic data fund created, *HB 174, CH. 53.
- Charitable organizations, fund solicitation, contributions, use, study, HCR 39.
- Public disclosures, regulation, provisions, SB 560.
- Collateral security, public contracts, federal bonds, securities, use authorized, *SB 457, CH. 48 EX.
- Community colleges, state, disbursement, reorganizational period, provisions, *HB 976, CH. 58 EX.
- Confectioners license, abolished, HB 434.
- County equipment and revolving fund created, HB 394, (HB 394 to *SB 261, CH. 144 EX.).
- Road improvement guaranty fund established, HB 249.
- Current state school fund, revenue source revision, *SB 376, CH. 29.
- Federal, state agency applications, report requirements, HB 25, (HB 25 to *HB 360, CH. 41 EX.), (HB 305 to *HB 360, CH. 41 EX.)
- Federal forest reserve, school enrollment basis, *SB 62, CH. 230.
- Older Americans Act of 1965, funds, acceptance, *HB 183, CH. 33 EX.
- Programs, governor's acceptance, administration, disbursal, SB 170, *HB 360, CH. 41 EX.
- Firemen retirement funds, open end investment companies, shares, purchase authorized, *SB 447, CH. 91 EX.
- Firemen's pension, state treasurer date advanced, *HB 26, CH. 42.
- Relief, pension fund, investment authorization expanded, HB 399, SB 240, (SB 240, HB 399 to *SB 69, CH. 160).
- Flood control contribution fund established, SB 517, *HB 222, CH. 136 EX. PV.
- Health boards, local, special pooling fund established, *HB 466, CH. 51 EX.
- Highway toll facility trust, other accounts, closure authorized, SB 287.
- Joint governmental operations, deposit provisions, *SB 139, CH. 41.
- Judges' retirement, status report date changed, *HB 29, CH. 28.
- Land preservation fund created, SB 354.
- Law enforcement officers' training fund, court fines, limitation removed, *SB 315, CH. 122.
- Locker, bakery macaroni, confectioners' license abolished, transfer to state general fund, *SB 320, CH. 240 PV.

Paranthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Funds—Continued:

- Locker license, abolished, HB 434.
- Macaroni license, abolished, HB 434.
- Misappropriation, defined, penalties, HB 734.
- Motor vehicle accident insurance revolving fund, SB 292.
- Municipal, unexpended, deposit, U.S. collaterally secured obligations, authorized, SB 648.
- U.S. securities, county investment authorized, SB 512, *HB 223, CH. 173.
- O.A.S.I., state employees contributions, money enumerated, *HB 31, CH. 213.
- Permanent common school fund, surplus, investment provisions, *HB 107, CH. 2 EX.
- Public, collateral, state treasurer, uniform bond deposit provisions, *SB 89, CH. 132.
- Public pension, retirement, investment authorized, *SJR 5.
- Public school insurance revolving fund created, SB 257.
- Resource management cost account, trust income distribution, *HB 65, CH. 63 EX.
- Restaurant, hotel employees, wage protection fund requirement, Sub SB 229.
- School, permanent, timber, crops, sale proceeds excluded, *SB 376, CH. 29.
- School district equalization, apportionment, distribution formula amount increased, SB 487.
- State, community college, transitional period, disposition provisions, SB 644.
- Investment, U.S. government agencies permitted, *HB 27, CH. 211.
- State-aid, school building modernization, *HB 109, CH. 21 EX.
- State employees' retirement system, open-end investment shares, investment authorized, SB 281.
- Fund structure, study, revisions, HCR 20.
- Structure, legislative budget committee, study, *SR 1967 EX-44p. 1681
- State general, county distribution formula, appropriation, SB 489.
- State-wide city employees retirement system, supplemental benefits fund created, *HB 656, CH. 28 EX.
- Stream gauging fund abolished, *HB 174, CH. 53.
- Surplus and donated food commodities revolving fund created, *Sub SB 604, CH. 92 EX.
- Trust, investment provisions broadened, *SB 65, CH. 133.
- Undistributed receipts fund created, *HB 30, CH. 212.
- Veterans, war compensation, SB 620.

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- Dog racing, franchises, licensing, regulations, (HB 892 to HB 791).
- Horse racing, limited nonprofit meets, special license provisions, HB 791, (HB 791 to SB 306).
- Unredeemed parimutuel tickets, breakage allocation, state fair fund, SB 646.

Game:

- Commission, game fish classification, HB 39.
- Land disposal authorized, HB 40.
- Private property, hunting, fishing agreements, *HB 42, CH. 45.
- Department, contemplated state land sales, purchase preference, SB 310.
- Game and game fish interim committee created, *HCR 54.
- Snake river, Washington-Idaho cooperative agreements, *HB 41, CH. 62
- Steelhead trout, game fish classification, Oregon petitioned, *SJM 11.

Game Fish (see Fish also Fisheries):

Game and Game Fish:

- Appointments, interim committeep. 2013

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- County road funds, equipment rentals, disposal sites operation, *HB 859, CH. 218.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

Garnishments:

- Subsistence allowance, exemption, HB 230, SB 577.
- Writs, justice courts, contents, forms, requirements, amended, SB 18, *Sub SB 18, CH. 143.
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- Capital improvements, appropriation, bonds, SB 530.
- Deputy director, appointment authorized, *HB 315, CH. 27.
- East capitol site, financing, bond issuance, *SB 638, CH. 105 EX. PV.
- Federal surplus property, state purchases, jurisdiction, *HB 449, CH. 70 EX.
- Purchasing, procedures modified, advisory committee, duties, *HB 517, CH. 104 EX.
- State office buildings, repair, improvements, under \$10,000 without bids, *HB 53, CH. 229 PV.

Gifts:

- Minors, insurance, annuities included, custodian, successor duties, revisions, SB 338, CH. 88, EX.
- Real property, provisions, HB 636, (HB 636 to *SB 338, CH. 88 EX.)

Gilbertsen, Fritz:

- Tidelands, state, certain, conveyance authorized, SB 635.

Gissberg, Senator William A.:

- Appointed, judiciary committeep. 175

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- Holiday, proclaimed, SCR 12.

Governor:

- Advisory committee on laboratory facilities created, appropriation, HB 64.
- Advisory committee on salaries, created, study, *SB 2, CH. 19.

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- Federal funds, acceptance, administration, disbursal, SB 170, *HB 360, CH. 41 EX.
- Governor, lieutenant governor, joint candidacy, election provisions, HB 799.
- Governor-elect, expenses, appropriation, HB 13.
- Historical sites commission chairman, designates, *SB 363, CH. 19 EX.
- Joint hearing, governor's revenue and taxation proposals, SCR 5.
- Joint session, budget message of Governor Evans, *HCR 3pp. 62-68
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Salary advisory committee study, county officials, *SB 2, CH. 19.
- State employees' salary adjustment, appropriation, SB 1, *HB 186, CH. 4.
- Traffic safety commission member, appoint director, HB 219.
- Vests responsibility traffic safety, state federal programs, funds, *HB 269, CH. 147 EX. PV.
- Vocational education week, designatedp. 701

Grain and Agricultural Division: (see Weights and Measures, also Feed)

Grains and Hay Products:

- Agricultural law, revisions, omnibus bill, *SB 320, CH. 240 PV.

Grand Coulee Dam:

- Increased generating capacity, federal legislation sponsors commended, *SR 1967-9p. 87

Grand Juries:

- Study commission established, Sub HB 15.
- System, study, report, *SR 1967-11pp. 183-184
- Witnesses, counsel presence authorized, *SB 60, CH. 130.

Grandview Community College:

- Authorized, SB 246.

Granite:

- Official state rock, designation, SB 398.

Grays Harbor:

- Ships, pilots, pilotage, regulation, *SB 82, CH. 15.

Grays River:

- Highway, primary No. 12, to Pe Ell, traffic study, SB 416.

Green River:

- Watershed, flood control construction project, state joint financing, SB 516.

Guardianships:

- Incompetents, service of notice, health statement required, SB 16.

Hagist, Robert L.:

- Chairman liquor control board governor's appointment referral ..pp. 59, 816-817, 849

Halibut: (see Fish)

Handicapped:

- Adult retarded care, public assistance, licenses, standards, regulations, *Sub HB 76, CH. 172.
- Blind, applicants public assistance, residence requirements removed, *HB 608, CH. 78.
- Public assistance recipients, vocational rehabilitation program, *HB 175, CH. 59.
- Charitable organizations, non-profit, parental successor designation, HB 408.
- Children, title only bill, SB 602.
- Income tax, deaf, double exemption petitioned, HJM 13.
- Interlake school, mentally deficient, established, *HB 490, CH. 18 EX.
- Public buildings, accessibility design standards, *HB 438, CH. 35.
- Residential schools, inmate costs, patient payment, *SB 40, CH. 141.
- Taxes, real property exemption, male head of household, disability retirement, provisions, *SB 468, CH. 132 EX.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Handicapped—Continued:

Training centers, mentally, physically retarded, state payment limitation removed, HB 385.

Vocational rehabilitation office established, powers, duties, SB 409, *Sub SB 409, CH. 118.

Hannan, Cecil J.:

Honor resolution, *HCR 7 pp. 101-102

Hansey, Donald G.:

Member, aeronautics commission, governor's appointment, referral, confirmation pp. 57, 375, 1223-1224

Harbors:

Fidalgo Bay, harbor line change authorized, *HB 492, CH. 24 EX.

Seattle, west, tidelands, harbor line relocation, *HB 492, CH. 24 EX.

Hatcheries:

Poultry, B&O tax exempt, (HB 59 to *SB 255, CH. 149 EX. PV.)

Hatten, Ronald N.:

Member, board prison terms and parole, governor's appointment, referral, confirmation pp. 1685, 1871, 1954-1955

Health:

Blind assistance recipients, vocational rehabilitation program, *HB 175, CH. 59.

Board, membership increased, subsistence, expense provisions, HB 178.

Boards, districts, local, cities, towns, counties, formation, regulation, *HB 466, CH. 51 EX.

Care service agreements, chiroprodists included, HB 252.

Optometrist inclusion, (HB 317 to HB 252).

Care service contracts, insurance regulation deleted, SB 357.

Child abuse, reporting, immunity provision broadened, HB 194.

Chiropractic disciplinary board established, *HB 855, CH. 171.

Community mental health services, funding organization, regulation, SB 154, SB 448, *Sub HB 303, CH. 111 EX.

Community mental retardation program, state tax millage, allocation, SB 637.

Comprehensive community health centers, establishment, SB 155, *HB 295, CH. 4 EX.

Department, air pollution control board abolished, duties transferred, HB 370, SB 179, SB 314.

Beer, wine retailers license fee increase allocation, *SB 31, CH. 75 EX.

Develop requirements, inspection, child welfare agencies, *Sub HB 76, CH. 172.

Program, combat phenylketonuria, *SB 156, CH. 82.

Director, department, powers, duties, jurisdiction, *HB 498, CH. 102 EX.

Federal-aid medical assistance program, public assistance administration, *HB 701, CH. 30 EX.

Guardianships, incompetents, service of notice, health statement required, SB 16.

Health care facilities, employees, collective bargaining, union representation authorized, SB 559.

Health care service contractors, insurance commissioner jurisdiction, SB 499.

6 month agreements, insurance law provisions exemptions, Sub SB 499.

Industrial operations, safety, health regulations, definition changed, SB 418.

Workmen, emphysema, heart disease, causal study, SB 428.

Tuberculosis control, program funds, county levy decreased, *Sub HB 304, CH. 110 EX.

Treatment facilities, transfers, *HB 476, CH. 54.

Vital statistics, marriage, divorce, amendments, separation records, registration, provisions, *SB 166, CH. 26.

Water districts, sewer system operation, control commission, health department approval, HB 377.

Paranthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Health and Welfare Plans:

- Contracts, insurance law regulation deleted, SB 357.
 Optometrists, inclusion, (HB 317 to HB 252).
 School, college, university employees, partial payment authorized, SB 237.
 School district employees, insurance authorized, *SB 212, CH. 135.

Hearings:

- Joint, governor's revenue and taxation proposals, SCR 5.

Henry, Senator Al:

- President pro tempore, nominated, electedpp. 9-10

Heys, Garrett:

- Commendation resolution, *SCR 7 p. 644

Higher Education Facilities Commission:

- Title VI, state participation, *HB 355, CH. 5 EX.

Higher Education Temporary Advisory Council:

- Interim committee, certified public accountants, baccalaureate degree requirement,
 evaluate national study,
 *SR 1967 EX-45 pp. 1682-1683
 Drugs, college student use, investigation, study,
 *SR 1967 EX-7 p. 1187
 Metropolitan tract study,
 *SR 1967 EX-60 p. 2046

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- Access facilities use, new subdivision plats, approval requirement, HB 358.
 Appropriations, commission operations, capital improvements, 1967-68 fiscal year, SB
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 Bidders, construction contracts, standards regulated, HB 357.
 Bonds, Seattle, Tacoma, Everett freeway completion, appropriation, HB 815, *SB
 545, CH. 7 EX.
 Bridge, Puget Island, feasibility study, appropriation, SB 222.
 Puyallup river, four lane, construction, appropriation, SB 277.
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 highways, appropriation, Sub HB 719.
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 Cities, towns, control, responsibility, state census determination, *SB 252, CH. 115.
 Commission, freeway Tacoma, Seattle, Everett completion, bonds appropriation, *SB
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 ation, SB 541.
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 Commission feasibility study, Randle via Spirit lake to Cougar, appropriation, SB
 444.
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 Counties, construction, open space land acquisition, *SB 381, CH. 109.
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 District engineers, employment, commission jurisdiction, SB 511.

Paraphrase signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Expressway, Thomson, University of Washington property, certain, sale authorized,
*SB 250, CH. 116.
- Federal aid cut-backs, restoration petitioned, *HJM 8, *SM 2 p. 85
- Ferry terminals, motor vehicle speed limit established, *SB 249, CH. 25.
- Freeways, ramps, sub-spaces, municipal use permit authorized, SB 445.
Tacoma, Seattle, Everett, completion, bonds, appropriation, HB 815, *SB 545, CH.
7 EX.
- Interim committee, cross-sound bridges, routes 3, 4, study,
*SR 1967 EX-26 pp. 1455, 1495, 1505
- Personnel board, effectiveness, study,
*SR 1967 EX-47 p. 1751
- Joint committee, Puget Sound mass transportation problem study, HCR 56.
Single cab card pilot program, time extension, SB 293.
Study, HB 559.
Urban transportation system study, *SCR 26.
- Junkyards, adjacent to highways, screening requirement, SB 579.
- Lewis and Clark, Clarkston to Ilwaco, new route established, SB 351.
- Motor vehicle fuel tax increase, allocation, SB 420.
- Motor vehicles, slower than normal speed, right lane use required, SB 274.
Speed acceleration exhibitions, prohibited, HB 757.
- Multiple lane, dividers, use classified, SB 253.
- Outdoor signs, highway rights of way, adjacent lands, regulation, SB 510.
- Personnel board abolished, duties transferred, HB 333, (HB 333 to SB 554).
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- Police emergency vehicles, audible signals, provisions, HB 441.
- Primary, secondary distinction designation, abolished, SB 544.
- Scenic, recreational highway system established, SB 424, *Sub SB 424, CH. 85 EX.
- Telephone companies, use, title only, SB 391.
Title only bill, SB 605.
- Toll facility trust fund, other account, closure authorized, SB 287.
- Traffic control devices, erection, maintenance, commission requirement, HB 251.
- Transportation agency created, membership, duties, SB 574.
Commission created, membership, duties, SB 575.
System, industries, certain, non-metropolitan localities, impact study, SB 384.
- Urban public transportation systems, joint rights of way, cooperative agreements
authorized, *SB 390, CH. 108.
- Washington traffic safety commission, established, SB 108, *HB 269, CH. 157 EX. PV.

Highways-Primary:

- Eastern Washington, title only bill, SB 498.
- Primary, secondary distinction designation, abolished, SB 544.
- No. 3, Colton to primary No. 3, Clarkston, via Steptoe Canyon, Wilma, feasibility
study, SB 21.
- No. 5, Puyallup to Sumner, widened, appropriation, SB 277.
- No. 6, junction secondary highway 6B to Newport, reconstruction, SB 216.
- No. 12, Grays river to Pe Ell, traffic study, SB 416.
- No. 21, Chico to Silverdale, construction, appropriation, SB 27.

Highways-Secondary:

- Primary, secondary distinction designation, abolished, SB 544.
- No. 1AA, Milton through Seattle to Everett, established, SB 571.
- No. 1i, Everett, Broadway junction to Casino road, rerouted, SB 513.
- No. 1i, 1J, title only bill, SB 587.
- No. 1N, Lewis county line to Tenino, improvements, SB 393.
- No. 1N, Skookumchuck river bridge to Thurston county line, improvements, SB 393.
- No. 1S, Woodland to Burke road interchange, extended, SB 322.
- No. 1T, Ridgefield to Woodland, feasibility study, SB 467.
- No. 3S, extended to No. 22, junction Spokane, Columbia rivers, SB 327.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Highways-Secondary—Continued:

- No. 3U, Chewelah westerly to Valley, established, SB 227.
- No. 5I, Yelm, northwesterly via St. Clair to primary No. 1, HB 114.
- No. 5N, Eatonville, southerly to Elbe, extension, SB 182.
- No. 6A, Tiger, northeast to Idaho border, feasibility study, SB 368, SB 496.
- No. 11A, Othello to Connell, relocation, reconstruction, SB 295.
- No. 11J, Maple street, Spokane to Spokane river crossing, established, appropriation, SB 541.

Historical Sites:

- Historical site preservation advisory council, established, HB 662, *SB 363, CH. 19 EX.

Hittle, Leroy:

- Member, liquor control board, governor's appointment, referral, confirmationpp. 1557, 1586-1587, 1595-1598

Holidays:

- Good Friday, proclaimed, SCR 12.

Holmes, Gregg:

- Alderwood school safety patrol, bravery commendation, *SR 1967 EX-55pp. 1940, 1941

Horses:

- Drugging, deceptive purposes, prohibited, HB 310.
- Racing, limited nonprofit meets, special license provisions, HB 791.
 - Unredeemed parimutuel tickets, breakage allocation, state fair fund, SB 646.
- Racing commission, license fee receipts, state treasurer payment, SB 306, (HB 310, HB 791 to SB 306).
- Membership appointments, Senate consent, SB 298, Sub SB 298.
- State funds use, legislative budget committee, inquiry, report, *SR 1967-16pp. 249-251, 509

Horticulture:

- Agricultural law, revisions, omnibus bill, *SB 320, CH. 240 PV.
 - Producers associations, formation, regulation, *HB 296, CH. 187.
- Apple advertising commission, membership, meetings, duties, assessments, revisions, HB 340.
- Division renamed, plant industry, *SB 320, CH. 240 PV.
- Forest products, harvesting permits, transportation provisions, *SB 432, CH. 47 EX.
- Fruit, chemical preservative sprays, sales tax, exemption, (HB 250 to *SB 255, CH. 149 EX. PV.).
- Vegetables, controlled atmosphere storage, restriction changes, *HB 236, CH. 215.
- Peas, green, quality standard, grading equipment study, *HB 677, CH. 195.
 - Split, manufacturers, processors, B&O tax inclusion, (HB 558 to *SB 255, CH. 149 EX. PV.).
- Pollen, sales, use, tax exempt, (HB 634 to *SB 255, CH. 149 EX. PV).
- Plants, inspection fees, collection, provisions, Sub HB 165.
- Seed, Irish potatoes, sales, inspection required, *HB 142, CH. 179.

Hospitals:

- Care, rising costs, controls, legislative council study, recommendation, *SR 1967 EX-8p. 1187
- Charges, rates, title only bill, SB 597.
- County, joint county-city, state university management, service contract authorized, *HB 762, CH. 36 EX.
 - Title only bill, *HB 762, CH. 36 EX.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

Hospitals—Continued:

- Districts, public, board membership increased, *HB 539, CH. 77.
- Regulation, annexation, leases, provisions, *HB 918, CH. 227 PV.
- Revenue bonds, warrants, issuance, payment provisions, SB 473.
- Employees, collective bargaining, union representation authorized, SB 559.
- Juvenile delinquents, state hospital transfers, relative notification, time change, HB 157.
- Northern state, patients, alleged immoral conditions, legislative council investigation,
 - *SR 1967 EX-5pp. 1183-1184
- State, inmates, relative payment provisions, *HB 513, CH. 127 EX.
 - Mentally ill, assignment, institution directors authority, HB 491, *SB 113, CH. 24.
- Subrogation, insurer, insured's hospital, medical expense claims, prohibited, Sub SB 499, SB 561.
- Tuberculosis, control, treatment facilities, transfers, *HB 476, CH. 54.
 - Public assistance recipients, grants extended, *HB 702, CH. 31 EX.
- Western state, livestock, dairy herd, capacity restriction removed, *SB 64, CH. 23.

Hotels:

- Employees, wage protection bond requirements, SB 229.
 - Fund requirement, Sub SB 229.
- Laundry, dry cleaning coin operated machines, (HB 958 to *SB 255, CH. 149 EX. PV.)

House Trailers and Mobile Homes:

- Dealers, license provisions, SB 223.
- Electrical, plumbing, heating safety requirements, HB 335, *SB 366, CH. 157.
- Excise tax, cities, counties, school districts, allocation, (HB 253 to *SB 255, CH. 149 EX. PV.)
- Laundry, dry cleaning coin operated machines, sales tax exempt, (HB 958 to *SB 255, CH. 149 EX. PV.)
- Mobile homes, trailers, excise tax imposed, SB 570, (HB 519, SB 570 to *SB 255, CH. 149 EX. PV.)

Housing:

- Counties, class AA, A, standards established, *SB 169, CH. 111.
- Counties, class AA, standards established, *SB 169, CH. 111.
- Discrimination, realtors, license revocation, SB 564, (HB 426 to *SB 378, CH. 22) †(Referendum #35).

Hovercraft:

- Transportation, joint highway committee study, HCR 56.
- Urban transportation system, joint highway committee study, *SCR 26.

Human Rights: (see Discrimination)

Hunting:

- Hunters, fluorescent orange safety clothing, requirement, SB 569.
- Licenses, certain persons over 70, free, SB 296.
- Private property, public hunting agreements, *HB 42, CH. 45.
- Tags required, bears, mountain sheep, wild turkeys, *HB 43, CH. 10.

Huntley, Senator Elmer C.:

- Appointmentp. 1810-1811
- Committee appointmentsp. 1812
- Oath of office administeredp. 1811

Hydraulics: (see Water)

Paranthesis signifies addition as amendment to indicated bill.
 †Voters approval required.
 *Indicates bills passed by both Senate and House.

Idaho:

- Anadromous fish, regulation, Columbia, Snake river, Oregon, Idaho compact, SB 500.
- Boy scout world jamboree, state governmental cooperation, *HCR 17.
- Columbia river fisheries study commission established, Idaho, Oregon compact, SB 359.
- Highway, secondary No. 6A to Tiger, feasibility study, SB 368, SB 496.
- Mental health services, intercounty contracts authorized, *SB 161, CH. 84.
- Snake river, Washington-Idaho cooperative agreements, *HB 41, CH. 62.

Illwaco:

- Highway, Lewis and Clark, to Clarkston, new route established, SB 351.

Implied Consent:

- Motor vehicles, operators, intoxicated, chemical tests, HB 228, SB 231, SB 273.

Imports:

- Liquor, personal use, tax free, permitted, *HB 494, CH. 38.
- Oyster seed, inspection fees, actual cost, *HB 86, CH. 38 EX.

Income Tax: (see also Taxes)

- Campaign contributions, deduction petitioned, SJM 1.
- Federal, college student support, deduction petitioned, SJM 12.
- Corporations, certain secondary school contributions, deductions petitioned, SJM 14.
- Deaf, handicapped, double exemption petitioned, HJM 13.
- Personal exemption increase petitioned, *SJM 9.
- State partial retention, without federal controls, HJM 12, SJM 4.
- Municipal corporations, graduated, nongraduated, SJR 29.
- State, flat, single rate, Sub HB 639.
- Graduated, nongraduated, SJR 29.
- Property tax valuation, millage, combination provisions, SJR 31.

Incompetence

- Guardianships, service of notice, health statement required, SB 16.

Indians:

- Colville, reservation termination, full citizenship rights restoration, congressional action petitioned,
 - *SR 1967-20 pp. 536-537
- Lands, diking, drainage systems, local district transfers, assessment provisions, *HB 866, CH. 184.
- Nooksack, lands, award, claims, investigation petitioned, *HJM 18.
- Reservation, sales, by Indians, sales tax imposed, SB 265.
- State jurisdiction, crimes, contributing to minor's delinquency, SB 478.
- Tax law enforcement, state jurisdiction, SB 264.
- Tribal rolls, mailing lists, tribe members, availability petitioned, *SJM 6.

Industrial Insurance: (see also Workmen's Compensation)

- Appeals, attorney fees revised, HB 477, SB 551.
 - Proposed decisions, statement of exceptions, adoption procedures, HB 477, SB 551.
- Beneficiaries, students to 21 years, payments authorized, (HB 670 to HB 477).
 - Totally disabled, social security payments, petitioned, SJM 3, Sub SJM 3.
- Benefits, maximum weekly amount, increased, SB 481.
- Liens, third party recovery, amount provisions, SB 518, (SB 518 to HB 930).
- Pensions, prior pensioners, benefits increased, SB 632.
- Premiums, unpaid, collection provisions, HB 58.
- Rented equipment, operator crew members, coverage, HB 930, (HB 930 to HB 477).

Parenthesis signifies addition as amendment to indicated bill.

‡Voters approval required.

*Indicates bills passed by both Senate and House.

Industrial Insurance—Continued:

- Retail clerks, certain establishments, coverage, SB 271.
- Temporary total disability, compensation schedule, HB 477.
- Widows, permanently totally disabled workmen, pension increased, SB 407, (HB 606, SB 407 to HB 477).
- Workmen's beneficiary payment provision, SB 373.
 - Compensation, appeals, preliminary conference, court provisions, SB 242.
 - Coverage, rating system, premium default etc., general revisions, HB 477.
 - Extrahazardous employment, certain categories included, SB 271.
 - Vocational rehabilitation, payments continued, SB 583.

Industry:

- Industrial development corporations, county formation authorized, Sub SB 547, Sub SB 596.
 - Municipal, bond financing, study, *SCR 27.
 - Operations, safety, health regulations, definition changed, SB 418.
- Port districts, trade promotion expenditure, procedures, regulation, *SB 133, CH. 136.
- Transportation system, industries, certain, non-metropolitan localities, impact study, SB 384.
- Workmen, emphysema, heart disease, causal study, SB 428.

Inheritance:

- Rights, kindred of half blood revisions, (HB 291 to *HB 138, CH. 168).

Initiatives:

- Constitutional amendment proposals, legislative action deleted, SJR 19.
- Petitions, newspaper publication, circulation provisions, SB 549.
- State timber land, sales, local processing provisions, No. 32,
 - Failed to Pass.....pp. 8-9, 271-272

Insolvency:

- Employers, state claims, labor preference provisions, *SB 643, CH. 86 EX.

Institutions:

- Boiler plant operators, licenses mandatory, SB 145.
- Capital improvements, appropriation, bonds, *SB 532, CH. 148 EX. PV. †(Referendum No. 19).
- Children, youth minimum security facilities, acquisition, maintenance provisions, HB 786.
- Cities, convicted felon detention, state contract provisions, *HB 156, CH. 60.
- Correctional, chaplains, specific number, law amended, *HB 158, CH. 58.
- County prisoners, state transfer provisions, SB 262.
- Dairy product substitutes, use permitted, SB 141.
- Department, probation and parole division established, *SB 233, CH. 134.
- Director, department, governor's appointment, referral,
 - confirmationpp. 59, 1153, 2008-2011
- Industries, preferential purchasing, availability provision, HB 448.
- Interlake school mentally ill, established, *HB 490, CH. 18 EX.
- Juvenile delinquents, certain institutional records, destruction provisions, *SB 120, CH. 93.
 - Court commitment, SB 103, *Sub SB 103, CH. 137.
 - State hospital transfers, relative notification, time change, HB 157.
- Medical Lake school, mentally ill, established, SB 102, *HB 490, CH. 18 EX.
- Mentally ill, hospital, assignment, director's authority, HB 491, *SB 113, CH. 24.
- Olympic center, mentally retarded children, inpatient care, SB 430.
- Paroled prisoners, clothing, transportation provisions, HB 929.
- Prisoners, work release program authorized, HB 298, *SB 157, CH. 17.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Institutions—Continued:

- Residential schools, inmate costs, patient payments, *SB 40, CH. 141.
- Mentally ill inmates, relative payment provisions, *HB 513, CH. 127 EX.
- Retarded, Bremerton, established, SB 160.
- Sexual psychopaths, commitment designation, HB 512, *SB 284, CH. 104.
- State mental health authority, designation, SB 154, SB 448, *Sub HB 303, CH. 111 EX.
- Physical facility use, schools authorized, *HB 153, CH. 46.
- Physicians, surgeons, conditional licenses, time limit revisions, HB 155, *SB 121, CH. 138.
- Training centers, mentally, physically retarded, state payment limitation removed, HB 385.
- Tuberculosis, public assistance recipients, grants, extended, *HB 702, CH. 31 EX.
- Western state hospital, livestock, dairy herd, capacity restriction removed, *SB 64, CH. 23.
- Property transfer, Stellacoom school district, SB 631.
- Women, correctional institution, creation provisions, *HB 150, CH. 122 EX.
- Site selection commission, *HB 150, CH. 122 EX.

Instruments, Legal:

- County, filing order, photographic processing, *SB 92, CH. 98.
- Property, real, conveyances, written memo, recording provisions, HB 637, (HB 637 to *SB 221, CH. 148).

Insurance: (see also Industrial Insurance)

- Annuities, fixed, variable amount payments, issuance authorized, SB 346, (SB 346 to HB 681).
- Appointments, interim committeep. 2013
- Cancellation, grounds, notification provisions, SB 523.
- Claims, own insurer, litigation settlement, attorney's fees included, SB 105.
- Code, general revisions, SB 199, *Sub SB 199, CH. 150.
- Commission created, insurance code, regulations study, SB 624.
- Commissioner, motor vehicle insurance cancellation, rules, regulations, SB 429, SB 523, (SB 429 to *Sub HB 532, CH. 95 EX.).
- Companies, consumer protection act inclusion, *SB 197, CH. 147.
- Litigation costs, certain, attorney fee recovery authorized, SB 527.
- Real property investments, holdings, provisions, SB 397, (SB 397 to *Sub HB 532, CH. 95 EX.).
- Coupon life policies, regulation, HB 681, (HB 681 to *Sub HB 532, CH. 95 EX.).
- Credit life, group policy, amount limitation, *SB 282, CH. 82 EX.
- Disability, incontestability clause, provisions, SB 525, Sub SB 499, (SB 525, Sub SB 499 to HB 681).
- Salary, school, college, university employees, HB 681.
- Unknown pre-existing condition, benefit denial provisions, SB 526, (SB 526 to HB 681).
- Discrimination, race, geographic area, prohibited, SB 214.
- Flights, certain state employees, officials, accidental death, dismemberment provisions, *SB 529, CH. 6 EX.
- Forms, clauses, binders, certain, standardization provisions, SB 206, *Sub SB 206, CH. 12 EX.
- Group, life, financial institution depositors, permitted, SB 456, (SB 456 to *Sub HB 532, CH. 95 EX.;
- Public employees, maximum limitation deleted, SB 226.
- Premium payment provisions, SB 404.
- Retirement beneficiary, premium payment deductions, *SB 96, CH. 127.
- Health, accident, disability, salary, school, college employees, partial payment, HB 681.
- School, college, university employees, partial payment authorized, SB 237.
- Health and welfare plans, school district employees authorized, *SB 212, CH. 135.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Insurance—Continued:

- Health care service contractors, insurance commissioner jurisdiction, SB 499.
 - Contracts, insurance law regulation deleted, SB 357.
- Health care services, chiroprodists inclusion, HB 252.
 - Contractors, 6 month agreements, insurance law provisions exemption, Sub SB 499.
 - Optometrists, inclusion, (HB 317 to HB 252).
 - Public employees, companies optional, HB 681, SB 404.
- Injury, certain cases, attorneys' fees, allowed, SB 71.
- Interim committee on insurance, study, *SCR 4.
- Liability, personal injury suits, existence discovery, evidence provisions, SB 528.
- Motor vehicle owners, financial responsibility, bonds, requirements, SB 353.
- Motor vehicles, accident insurance department created, SB 292.
 - Financial responsibility, minimum limits increased, HB 681, (*SB 152, HB 669 to HB 681), (HB 681 to *Sub HB 532, CH. 95 EX.), *SB 152, CH. 3 EX.
 - For hire, amount increased, SB 81.
 - Insurance cancellations, permissible grounds, specifications, SB 429, (SB 429 to *Sub HB 532), *Sub HB 532, CH. 95 EX.
 - Uninsured motorist coverage, mandatory, HB 351, Sub HB 856, Sub SB 585, (Sub HB 856, Sub SB 585 to *Sub HB 532, CH. 95 EX.).
- Policies, annual premium over \$10,000, rate filing provisions exempt, SB 330.
 - Over \$25,000, rate filing provisions exempt, SB 330.
- Policies, cancellation, rejection records, state inspection requirement, SB 205.
- Premium finance companies, licensing, regulation, title only bill, SB 565.
- Profit-sharing, founders policies, sales prohibited, HB 681, (HB 681 to *Sub HB 532, CH. 95 EX.).
- Property, real, liability, policy amount provision, SB 524, Sub SB 524.
- Public buildings, construction contract bids, surety bonds, insurance purchase regulation, SB 388.
- Rate filings, public inspection restriction removed, SB 562.
- Rating organizations, authorized, SB 48.
- School insurance division established, SB 257.
- Senate interim committee established, SR 1967 EX-14pp. 1254-1256, 1258
- Subrogation, insurer, insured's hospital, medical expense claims, prohibited, SB 561, Sub SB 499.
- Title, agents, escrow registration exemption, *SB 55, CH. 76 EX.
- Title only bill, SB 585.

Interest and Usury:

- Credit union laws, general changes, HB 94, (HB 94 to *HB 6, CH. 180).
- Inheritance taxes, delinquent, interest rate increased, HB 505.
- L.I.D. bonds, interest coupon payments, general fund use authorized, (HB 943 to *HB 941, CH. 44 EX.).
- Real estate contracts, mortgage note interest, B & O tax exempt, SB 540.
- Resource management cost account, trust income distribution, *HB 65, CH. 63 EX.
- Usury, debtor relief expanded, civil, criminal actions, SB 35, (SB 35, HB 368 to *HB 224, CH. 23 EX.).

Interim Committees:

- Appointments pp. 2012-2014, 2081-2085
- Crime, criminal law study, report, HCR 24.
- Education, joint committee, members appointed, confirmedpp. 671
 - School district organization, HB 455 provisions, study, report, HCR 26.
 - School district organization, problems, study, SCR 23.
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Paranthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

‡Voters approval required.

*Indicates bills passed by both Senate and House.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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 Motorcycles, bikes, operators' license requirements, HB 270, SB 111.
 Operators' license, equipment requirements, regulation, *Sub SB 15, CH 232.
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Licenses—Continued:

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- Professional division, duties transferred, SB 177.
- Licensing supervisor, assistant directorship authorized, HB 611, (HB 611 to *SB 36, CH. 32)
- Psychologists, psychotherapeutic techniques, use with students under 18, SB 302.
- Public livestock markets, charters, licensing provisions, (Sub HB 347 to *HB 67, CH. 120 EX.).
- Real estate salesmen, temporary permits, abolished, HB 479, (HB 479 to *SB 378, CH. 22) †(Referendum #35).
- Realtors, housing discrimination, license revocation, SB 564, (HB 426 to *SB 378, CH. 22) †(Referendum #35).
- Schools, proprietary, regulation, SB 23, *Sub SB 23, CH. 72 EX.
- Telephone commercial solicitation, regulation, SB 12.
- Trucks, overweight load permits, fee schedule rates reduced, SB 494, (SB 494 to *HB 96, CH. 174).
- Use fuel tax, valid dealer permit, highway use sales, requirement, *HB 352, CH. 196.
- Weather modification, airport operations, liability, license exemptions, SB 230.
- Weighmasters, public, regulations, Sub HB 143.
- Well diggers, examinations, regulations, SB 243.
- Wine, retailers' license fee increase, alcoholism rehabilitation program, *SB 31, CH. 75 EX.

Liens:

- Industrial insurance, labor and industries department, third party recovery, amount provisions, SB 518, (SB 518 to HB 930).
- Motor vehicles, towing, storage, unpaid charges, sales, authorized, *SB 184, CH. 155.

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- Governor, lieutenant governor, joint candidacy, election provisions, HB 799.

Link, Hazel E.:

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- Agricultural cooperatives, sales, regulations, SB 488.

Liquor:

- Alcoholism, state program, fiscal support, study, *HCR 46.
- States' responsibilities, federal funds, assistance petitioned, SJM 26, *HJM 20.
- Beer retailers, license fee increased, alcoholism rehabilitation allocation, *SB 31, CH. 75 EX.
- Imports, personal use, tax free, permitted, *HB 494, CH. 38.
- Licenses, class 1, special occasion, issuance authorized, *Sub HB 794, CH. 55.
- Motor vehicle operators, intoxicated, alcohol blood level limits lowered, SB 272.
- Chemical tests, implied consent, HB 228, SB 231, SB 273.
- Sales, one calendar day per week, prohibited, SB 413.
- University of Washington vicinity, restriction removed, *SB 138, CH. 21.
- Wine, retailers, license fee increased, alcoholism rehabilitation allocation, *SB 31, CH. 75 EX.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Community property, personal, spouses signature required, SB 14.
- Credit unions, laws, general changes, HB 94, (HB 94 to *HB 6, CH. 180).
 - Loan committee approval requirements changed, SB 297.
- Reclamation districts, state loans authorized, *HB 69, CH. 181.
- Small, invalid, legal out-of-state, enforcement provision removed, *HB 6, CH. 180.
 - Loan companies, service charge, regulation, SB 224.
- Students, financial institutions authorization, federal insurance provisions, SB 484.
 - Loans, scholarship program, feasibility study, *HCR 32.
- Usury, debtor relief expanded, civil, criminal actions, provisions, SB 35, (SB 35, HB 368 to *HB 224, CH. 23 EX.).

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- Registration, regulation, *SB 122, CH. 131 EX.

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- Bonds, interest coupon payments, general fund use authorized, (HB 943 to *HB 941), *HB 941, CH. 44 EX.
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- Diking, drainage districts, consolidation, contracts authorized, *Sub SB 74, CH. 154.
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Lockers:

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 - Revisions, *SB 320, CH. 240 PV.

Long, John C.:

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Lysergic Acid Diethylamide:

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Macaroni:

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 - Revisions, *SB 320, CH. 240 PV.

Mackey, Ralph:

- Member, parks and recreation commission, governor's appointment, referral, confirmationpp. 105, 987, 1951

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Parenthesis signifies addition as amendment to indicated bill.
 †Voters approval required.
 *Indicates bills passed by both Senate and House.

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- Chef de cuisine, Senate dining room, commendation, *SR 1967 EX-56p. 1941

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- License, physicians, surgeons, family, general practice training program, HB 562.
- LSD sales, certain, regulations, *HB 353, CH. 71.
- Nurses, licensed practical, administer medications, supervision, *HB 210, CH. 79.
- Phenylketonuria tests, newborn children, required, *SB 156, CH. 82.
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Licenses, temporary, nonresident members, certain tax exemptions, SB 425, (SB 425 to *Sub HB 345, CH. 202).
- Operators' licenses, state armed forces' members, termination provisions, *SB 80, CH. 129.
- Reservations, branch banks, establishment authorized, SB 582.
- State flag, armed forces units, free distribution, HB 458.
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- Mineral rights, severed, assessment, taxation, SB 148.
- North Cascades, open pit mining, prevention petitioned, SJM 24.

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- Mineral rights, severed, assessment, taxation, SB 148.
- Mining safety board, abolished, duties transferred, HB 311.
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- Industrial insurance beneficiaries, students to 21 years, payment authorized, (HB 670 to HB 477).
- Juvenile courts, services, directors, appointment permitted, HB 480.
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- Mentally retarded, Olympic center, inpatient care, SB 430.
- Motor vehicle operators' licenses, minors, juveniles, requirements, SB 110, *HB 227, CH. 167.
- Ownership under 18 prohibited, HB 108.
- Nonsupport petitions, intercounty, attorney general representation, HB 187.
- Obscene materials, "adults only" label requirement, sale to minors prohibited, Sub SB 504, (Sub SB 504 to HB 123).
- Revolvers, pistols, toy, sales, gifts, crime, law repealed, HB 601.
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- Voting age, reduced to 18, SJR 15.
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Paraphrase signifies addition as amendment to indicated bill.
 †Voters approval required.
 *Indicates bills passed by both Senate and House.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Fuel tax, city, town allocation, matching requirement deleted, SB 437.
 - Exemptions, refunds, rebates, rules, general revisions, *SB 204, CH. 153.
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- Implied consent, operators, intoxicated, chemical tests, HB 228, SB 231, SB 273.
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- Junkyards, adjacent to highways, screening requirement, SB 579.
- Licenses, temporary, nonresident armed forces members, certain tax exemptions, SB 425, (SB 425 to *Sub HB 345, CH. 202).
 - Unlisted payment schedule, auditor's appraisal, SB 158.
- Military personnel, nonresident, excise tax exempt, *SB 285, CH. 121.
- Minors, under 18, ownership prohibited, HB 108.
- Operators, classified licenses, special examination required, *SB 355, CH. 20 EX.
 - Driving record, certain offenses, court evidence provision, SB 385.
 - Insurance, bond suspended, driving penalties increased, SB 118.
 - Intoxicated, alcohol blood level limits lowered, SB 272.
 - Chemical tests, implied consent, HB 228, SB 231, SB 273.
- Licenses, minors, juveniles, requirements, SB 110, *HB 227, CH. 167.
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 - State armed forces' members, termination provisions, *SB 80, CH. 129.
 - Suspension, occupational licenses, SB 24, SB 67.
- Negligent homicide, requisites, definition amended, SB 225.
- Owners, financial responsibility, insurance, bonds, requirements, SB 353.
- Parking, crosswalk approaches, within 20 feet prohibited, SB 367.
 - Off-street, city operated facilities, excise tax payment provisions, SB 558, (SB 558 to SB 471), (SB 558 to *SB 261, CH. 144 EX.).
- Financing, construction, meter revenue, SB 537, (SB 537 to *SB 261, CH. 144 EX.).
 - Public, free, private corporation, municipal property sale, lease, authorized, SB 471, (SB 471 to *SB 261, CH. 144 EX.).
- Registration, valid operators' license requirement, SB 557.
- Salesmen, licensing provisions, *SB 280, CH. 74 EX. PV.
- Speed, acceleration exhibitions, highways, prohibited, HB 757.
 - Limits established, ferry terminal, *SB 249, CH. 25.
 - Slower than normal, right lane use required, SB 274.
- "Spot check", state patrol inspection, testing authorized, HB 226, *SB 11, CH. 144.
- State patrol inspection, testing authorized, HB 226, *SB 11, CH. 144.
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- Towing, storage, unpaid charges, lien, sales, authorized, *SB 184, CH. 155.
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Materials, sale, distribution, crime, (HB 628 to HB 123).
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†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Counties, class A, park and recreation districts authorized, *HB 844, CH. 63.
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 - Recreation facilities, operation, charges authorized, HB 566.
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- Forest lands, state, county, leases, park purposes, permitted, SB 332.
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- Land preservation program, recreational purposes, acquisition, state loans authorized, SB 354.
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- North Cascades study commission, wilderness area recommendations, implementation petitioned, SJM 16, Sub SJM 16, *SJM 21.
- Outdoor recreation, advisory committee reconstituted, jurisdiction transfer, SB 59.
 - Area, facilities acquisition, development, bond issue referendum, SB 350, *HB 686, CH. 126 EX. †(Referendum #18).
 - Facilities development, *HB 72, CH. 64 EX.
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- Public lands, park, recreation use, purposes, legislative council study, report, *SR 1967-25pp. 857-858
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Prisoners, released, clothing, transportation provisions, HB 929.
- Probation and parole division, institutions department, established, *SB 233, CH. 134.

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- Firemen, cities, towns, minimum benefits increased, SB 497, *SB 447, CH. 91 EX.
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 - Widows, permanently totally disabled workmen, benefits increased, SB 407, (HB 606, SB 407 to HB 477).
- Police, first class cities, benefits extended, increased, SB 362.
 - 20 year service, vested membership provisions, SB 400, (SB 400, HB 620 to *HB 554, CH. 185).
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 - Officials, employees, surviving spouse provisions, SJR 4.
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Paraphrase signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Boats, marine recreational use, state waters, requirement, SB 485.
- Forest products, harvesting permits, transportation provisions, *SB 432, CH. 47 EX.
- Liquor, class I, special occasion, issuance authorized, HB 794, *Sub, HB 794, CH. 55.
- Pesticide poisons, rodents, predatory animals, requirement removed, *HB 101, CH. 186.
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- Superior court judges, number increased, (HB 698 to SB 131), *HB 261, CH. 84 EX.

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*Indicates bills passed by both Senate and House.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Commissioners, certain, salary basis established, SB 474.
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- Firemen, working hours, reduced, SB 186.
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- Trade centers, authorized, *Sub HB 137, CH. 56.
- Promotion, expenditures, procedures, regulation, *SB 133, CH. 136.
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- Irish seed, sales, inspection required, *HB 142, CH. 179.

Poultry and Poultry Products:

- Egg seals, use, fee increased, HB 299.
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- Committeemen, notary publics, voter registration authorized, SB 440.
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- Election board officers, substitutions, county chairman authority deleted, SB 228.
- Poll books, redesigned, use, even-numbered year elections, provisions, HB 744.
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†Voters approval required.

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- Probation and parole division, institutions department, established, *SB 233, CH. 134.
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- Extradition, expense provisions, *SB 163, CH. 91.
- Imprisonment, time, work money credits increased, SB 3, Sub SB 3, (SB 3 to *HB 74, CH. 200).
- Justice court, jury punishment assessment authority deleted, SB 202.
- Life sentence, parole board authority extended, HB 386.
- Paroled, clothing, transportation provisions, HB 929.
- Post conviction, uniform act, SB 344.
- Probationary sentences authorized, Sub HB 330, (Sub HB 330 to *HB 74, CH. 200).
- Sentence time, credit, out of custody time excluded, HB 152, (HB 152 to *HB 74, CH. 200).

Parenthesis signifies addition as amendment to indicated bill.

‡ Voters approval required.

*Indicates bills passed by both Senate and House.

Prisoners—Continued:

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Privileged Communications:

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 Estate, sales, higher bid, deposit provisions, (*SB 325 to *HB 138, CH. 168), *SB 325,
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 Small, personal property, summary settlement, *Sub HB 118, CH. 175.
 Guardianships, incompetents, service of notice, health statement required, SB 16.
 Inheritance rights, kindred of half blood, revisions, SB 235, (HB 291 to *HB 138,
 CH. 168).
 Taxes, delinquent, interest rate increased, HB 505.
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County counselor, state aid, termination date extended, *HB 471, CH. 35 EX.
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 Juvenile courts, services, directors, appointment permitted, HB 480.

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 Frontage, service roads, highway commission property purchase, condemnation
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Paraphrase signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Natural phenomena, animal, plant life preservation purposes, exempt, SB 522, (HB 758, SB 522 to *SB 255, CH. 149 EX. PV.).
- Plywood panels, processing, exports, exempt, SB 115 (SB 115 to *SB 255, CH. 149 EX. PV.).
- Recoveries, small claim recoveries allowable amount increased, SB 150.
- Revenue bill, introduction authorized, SCR 17.
- State levy, common school support, distribution formula, "two-mill shift", *HB 978, CH. 140 EX.
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- Water districts, leasing out, authorized, *HB 133, CH. 135 EX.

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- Assessment lists, filing falsification, penalties, SB 4, Sub SB 4, (Sub SB 4 to *SB 255, CH. 149 EX. PV.).
- Boats, pleasure, personal property tax, provision, SB 268.
- Community, spouses' signatures required, SB 14.
- Equipment rentals, leases, expiration, detention, larceny, SB 520.
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- Landlord, unlawful detainer, tenant damages, provisions, SB 402.
- Probate, small estates, summary settlement, *Sub HB 118, CH. 175.
- Sales, nonresident out-of-state use, tax exemption termination date deleted, *SB 101, CH. 87.
- Use taxes, county-wide, imposition authorized, HB 931.
- Taxes, county assessments, state audit provisions, Sub SB 4, (Sub SB 4 to *SB 255, CH. 149 EX. PV.).
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- Conveyances, written memo, recording provisions, HB 637, (HB 637 to *SB 221, CH. 148).
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- Erosion problems, Willapa Bay, state study, *HCR 31.
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- Highways, visual, sound buffers, property acquisition, SB 380.
- State property acquisition, SB 382, SB 535, *SB 390, CH. 108.
- Insurance, liability, policy amount provision, SB 524, Sub SB 524.
- Companies, investments, holdings, provisions, SB 397, (SB 397 to *Sub HB 532, CH. 95 EX.).
- Land sales practices, uniform act, SB 345.
- Littering, prohibited, *SB 106, CH. 85.
- Mineral rights, severed, assessment, taxation, SB 148.
- Minors, gifts, provisions, HB 636, (HB 636 to *SB 338, CH. 88 EX.).
- Mortgages, deeds of trust, filing, master form reference provisions, *SB 221, CH. 148.
- Open space, current usage assessment, Sub HB 121, *HJR 1.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Parking, public, free, private corporation, municipal property sale, lease, authorized, SB 471, (SB 471 to *SB 261, CH. 144 EX.).
- Private, public hunting, fishing agreements, *HB 42, CH. 45.
- Renewal projects, property value increases, tax allocation, SJR 25.
- Sale decree, posting notice, time requirements revised, SB 209.
- Sales, excise tax, permanent school district allocation, SB 236, SB 401, (HB 440, SB 401, SB 236 to *SB 255, CH. 149 EX. PV.).
- Single family trade-ins, double taxation, elimination, SB 401.
- Trade-ins, double taxation, elimination, SB 401.
- School building sites, acquisition, future use, provisions, SB 567.
- Districts, acquisition provisions, Sub SB 593.
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- Parks, land option purchases, cost reduced, *SB 5, CH. 90 EX.
- Patrol, Seattle, sale, lease, exchange authorized, *SB 241, CH. 95.
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- Taxes, air rights, stadium, parking facilities, reduction provisions, *SB 503, CH. 117 EX.
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- Exemptions, aged head of household, retirement restriction removed, SB 114.
- Male head of household, disability retirement, provisions, *SB 468, CH. 132 EX.
- Payment, four installments, authorized, SJM 24.
- Public assistance recipients, elderly, need determination, exemption disregarded, SB 238.
- Timberlands, 50 year lease, options, real estate sales tax, inclusion, SB 401.
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- Trust deeds, foreclosure notices, surplus proceeds, sale discontinuance, provisions, *SB 259, CH. 30.
- University of Washington, certain, Thomson expressway, sale authorized, *SB 250, CH. 116.
- Urban renewal areas, municipal property disposal, without competitive bids permitted, SB 307.
- Washington state university, Whitman county, land exchange authorized, *SB 250, CH. 116, *SB 472, CH. 78 EX.
- Waterfront, building height specification, SB 13.
- Zoning, regulation, private property, state, municipal control prohibited, SB 465.

Prosecuting Attorneys: (see County Officers)**Prosser:**

- Armory, sale authorized, *HB 79, CH. 37.

Prostitution:

- Vice offenders, habitual, imprisonment provisions, SB 572.

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- Psychotherapeutic techniques, use with students under 18, license requirements, SB 302.

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- Blind, applicants, residence requirements, removed, *HB 608, CH. 78.
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†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Federal-aid medical assistance program, state administration, *HB 701, CH. 30 EX.
- Mental health, retardation services, state tax millage, reallocation, SB 637.
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- Nursing homes, unpaid public assistance claims, appropriation, SB 495.
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- Recipients, disability assistance, incentives, certain earnings exempt, *Sub HB 936, CH. 60 EX.
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- County office established, duties, SB 112.

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- Cattle point, public lands, sale, lease restriction removed, *SB 462, CH. 128 EX.
- Clark county, natural resources department exchange authorized, SB 479, *HB 769, CH. 219.
- Commissioner, contemplated state land sales, certain state agencies, purchase preference, SB 310.
- Everett jetty, part, state acquisition, park purposes, authorized, SB 469 (SB 469, HB 343 to *SB 5, CH. 90 EX.).
- Forests, sustained yield, natural resources department management, jurisdiction, HB 397.
- Game commission, land disposal authorized, HB 40.
- Leases, 55 years, natural resources department, *SB 472, CH. 78 EX.
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- Parks, recreation purposes, study, SCR 8.
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- Rentals, sales, tract appraisals, subdivision utilities, provisions, *SB 472, CH. 78 EX.
- Resource management cost account, administration expense deduction, SB 26.
- Trust income distribution, *HB 65, CH. 63 EX.
- San Juan Island national historical park, land donation, Sub HB 91, SB 33, *Sub SB 33, CH. 94.
- Shorelands, 2nd class, sale, abutting upland owners, provisions changed, SB 288.
- State, disposition, state agencies, other than natural resources department, provisions, SB 566.
- Income producing, county in lieu payments, SB 173.
- Parks, private, state land exchange provisions, *HB 72, CH. 64 EX.
- Snhomish county, park, recreation purposes, reconveyed, *SB 196, CH. 18.
- Public trust land use, rental computation, payment, fund provisions, *HB 72, CH. 64 EX.
- Use, parks and recreation commission, state trust lands, rental computation, SB 568, *HB 65, CH. 63 EX.
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- State, certain, areas reserved, public recreation use, *Sub HB 572, CH. 96 EX.
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†Voters approval required.

*Indicates bills passed by both Senate and House.

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Corporations, unfair trade practices act exemption deleted, SB 331.

Districts, certain, full-time attorney employment required, SB 546.

 Distribution systems, operation, maintenance authorized, SB 348.

 Electric, property condemnation, voting provisions, SB 309.

 First class cities, nuclear, thermal power plant ownership, operation agreements authorized, SB 283, *Sub SB 283, CH. 159.

 Formation, boundary changes, requirements, HB 567, SB 309.

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Facilities, distribution outside city limit, county tax contracts permitted, *HB 626, CH. 52 EX.

 Duplication disposal, line, service agreements authorized, HB 805.

Game commission, land disposal authorized, HB 40.

Natural gas distribution, state, county B&O tax authorized, SB 506.

Public service companies, dividend payments, utilities and transportation commission authority repealed, *SB 234, CH. 156.

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Security interest, property trust deeds, mortgages, certain public utilities, filing provisions, SB 450, (HB 551, SB 450 to *Sub SB 42, CH. 114).

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Utilities, local improvement districts, created, *HB 116, CH. 52.

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Over \$10,000, bids required, *HB 55, CH. 70.

Partial competition, acceptance, retained percentage reduced, HB 470.

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Legal notices, rate increase, *SB 323, CH. 57 EX.

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Review board created, analysis, evaluation duties, SB 411, SB 504.

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*Indicates bills passed by both Senate and House.

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 Contracts, posting requirement, minimum limitation increased, *SB 159, CH. 97.
 Federal surplus property, state purchases, general administration department jurisdiction, *HB 449, CH. 70 EX.
 Institution industries, preferential purchasing, availability provisions, HB 448.
 Public, bids, 5% out-of-state differential repealed, *HB 404, CH. 101 EX.
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 Horse racing commission, license fee receipts, state treasurer payment, SB 306.
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Real Estate—Continued:

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- Discrimination, brokers, salesmen, housing, license revocation, SB 564, (HB 426 to *SB 378, CH. 22) †(Referendum #35).
- Land sales practices, uniform act, SB 345.
- Minors, gifts, provisions, HB 636, (HB 636 to *SB 338, CH. 88 EX.).
- Mortgages, deeds of trust, filing, master form reference provisions, *SB 221, CH. 148.
- Sales, excise tax, permanent school district allocation, SB 236, SB 401, (HB 440, SB 401, SB 236 to *SB 255, CH. 149 EX. PV.).
- Single family trade-ins, double taxation, elimination, SB 401.
- Trade-ins, double taxation, elimination, SB 401, (HB 840 to *SB 255, CH. 149 EX. PV.).
- Salesmen, temporary permits, abolished, HB 479, (HB 479 to *SB 378, CH. 22) †(Referendum #35).
- Subdivided land, sales, regulations, requirements, SB 581.

Reapportionment:

- Commission, redistricting, failure to act, veto, provisions, SJR 18, SJR 26.
- Legislative, federal census basis, SJR 18.
- Apportionment, federal jurisdiction, prohibition, HJM 1, 1963 EX. rescinded, petitioned, HJM 17, SJM 22.

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- Employees, criminal arrests, non-convicted, employer inquiry, prohibited, SB 51.
- Institutions, juvenile delinquents, destruction provisions, *SB 120, CH. 93.
- Local governmental records, distribution provision, HB 56.
- Property, real, conveyances, written memo, recording provisions, HB 637, (HB 637 to *SB 221, CH. 148).
- School property, purchase price, public record provisions, SB 434.
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- Capital improvements, institutions, colleges, universities, appropriation, bonds, *SB 532, CH. 148 EX. PV. †(Referendum #19).
- Liquor sales, one calendar day per week, prohibited, SB 413.
- Outdoor recreation area, facilities, acquisition, development, bond issue, SB 350, *HB 686, CH. 126 EX. †(Referendum #18).
- Petitions, newspaper publication, circulation provisions, SB 549.
- Real estate, discrimination, brokers, salesmen, housing, license revocation, (HB 426 to *SB 378, CH. 22), †(Referendum #35).
- Water pollution control, local, government, sewerage systems, construction, state matching funds, SB 405, *Sub 405, CH. 107, †(Referendum #17).

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*Indicates bills passed by both Senate and House.

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- Vocational rehabilitation office established, powers, duties, SB 409, *Sub SB 409, CH. 118.
- Workmen's compensation, vocational rehabilitation, payments continued, SB 583.

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- Equipment, leases, expiration, detention, larceny, SB 520.
- Parks, state, public land use, rental computation, SB 568, *HB 65, CH. 63 EX.
- Veterans' organization, meeting places, annual allowance increased, HB 423.

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- Hannan, Cecil J., honor resolution, *HCR 7.
- Heyns, Garrett, commendation resolution, *SCR 7.

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- City employees' system, benefit limits removed, *HB 554, CH. 185.
- Community colleges, faculty retirement plan authorized, SB 70.
- Firemen, cities, towns, minimum benefits increased, SB 497, *SB 447, CH. 91 EX.
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- Police, first class cities, benefits extended, increased, SB 362.
20 years service, vested membership provisions, SB 400, (SB 400, HB 620 to *HB 554, CH. 185).
- Property tax, exemptions, head of household, retirement restriction removed, SB 114.
- State capital historical association, employees' retirement system, exempt, SB 117.
College employees, retirement program inclusion, SB 349.
Employees' system, elective officials, legislators, over 70, included, SB 248, (SB 248 to *SB 96, CH. 127).
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- State-wide city employees' system, certain trustees, election provisions, SB 536, (SB 536 to *HB 656, CH. 28 EX.).
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Paraphrase signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Scenic and recreational highway act, RCW Title 47, enacted, SB 424, *Sub SB 424, CH. 85 EX.

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Frontage, service, highway commission property purchase, condemnation acquisition, *SB 251, CH. 117.

Game commission, land disposal authorized, HB 40.

Improvement districts, underground electric, communication utilities, conversion authorized, HB 752, SB 476, *HB 751, CH. 194, *SB 486, CH. 119.

Stevens county easement granted, National Guard armory, *HB 82, CH. 214.

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†Voters approval required.

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- Explosives, federal safety standards compliance, state regulation waiver authorized, *SB 483, CH. 99.
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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- Agricultural commodity sales, state, governmental agencies, enabling act coverage, *SB 291, CH. 55 EX.
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- Commission merchants, sales, dealer regulation, HB 100.
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- County property, less than \$500, publication notice not required, *SB 261, CH. 144 EX.
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- Liquor, one calendar day per week, prohibited, SB 413.
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- Public utility corporations, unfair trade practices act exemption deleted, SB 331.
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- Tax, certain nonresidents exempt, permits, HB 495.
- Use tax, 5% increase, school district allocation provisions, SB 647.
- Cities, towns, allocation, distribution formula, SB 616.
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Paranthesis signifies addition as amendment to indicated bill.
†Voters approval required.
*Indicates bills passed by both Senate and House.

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- Real estate, sales, excise tax, permanent school district allocation, SB 236, SB 401, (HB 440, SB 401, SB 236 to *SB 255, CH. 149 EX. PV.).
- Reorganization, HB 455 provisions, study, report, HCR 26.
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- State institution physical facilities, school use authorized, *HB 153, CH. 46.
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- Taxes, sales, use, 5%, increase, allocation provisions, SB 647.
- Teachers, professional practice commission established, HB 323.
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- Community college, districts, created, SB 276.
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- Dairy product substitutes, use prohibition repealed, *HB 197, CH. 40 EX.
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- Federal forest reserve funds, distribution, student enrollment basis, *SB 62, CH. 230.
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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

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*Indicates bills passed by both Senate and House.

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- U.S., corporations, transfer, principal state jurisdiction, *HB 11, CH. 208.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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†Voters approval required.

*Indicates bills passed by both Senate and House.

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

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 Data processing, communications, centralized system, coordinated state-wide plan, authorized, SB 370, *SB 645, CH. 115 EX.
 Education board, future school building site acquisition, provisions, SB 567.
 Employees, agency representation, collective bargaining units, personnel board determination, SB 538.
 Coverage, agreement modification provisions, *HB 185, CH. 5.
 Group life insurance, premium payment provisions, SB 404.
 Mileage allowance increased, SB 365, (SB 365 to *Sub HB 403, CH. 16 EX.).
 Moving expenses, payment authorized, SB 211.
 Officials, certain, flight insurance, accidental death, dismemberment provision, *SB 529, CH. 6 EX.
 Prospective, travel expense authorized, SB 61, *Sub HB 403, CH. 16 EX.
 Salary adjustments, SB 1, *HB 186, CH. 4.
 Payment, semimonthly provisions, *Sub HB 534, CH. 25 EX.
 Suggestion awards, amount increased, SB 304.
 Travel expense advances authorized, SB 192, (SB 365 to 192), HB 401, (SB 192, HB 401 to *Sub HB 403, CH. 16 EX.).
 25 years service, age 55, retirement provisions, SB 334, (SB 334 to *SB 96, CH. 127).
 Environmental quality commission created, all pollution, functions, HB 370, SB 179.
 Erosion problems, Willapa Bay, state study, *HCR 31.
 Federal grant applications, report requirements, HB 25, (HB 25 to *HB 360, CH. 41 EX.).
 Income tax, partial retention, without federal controls, SJM 4.
 Programs, governor's acceptance, administration, disbursal, SB 170, *Sub HB 170, CH. 221.
 Surplus property, state purchases, general administration department jurisdiction, *HB 449, CH. 70 EX.
 Fiscal agency, Washington bank, trust company, state bond servicing, designation, SB 389.
 Fisheries commission created, certain directors' powers transferred, SB 313.
 Flood control, projects, political subdivisions, state fund contributions authorized, SB 517, *HB 222, CH. 136 EX. PV.
 Full employment commission established, Initiative 32, (Failed to Pass).
 General administration department, capital improvements, appropriation, bonds, SB 530.
 Deputy director, appointment authorized, *HB 315, CH. 27.
 Grand jury study commission established, appropriation, Sub HB 15.
 Granite, official state rock, designation, SB 398.
 Health director, department, powers, duties, jurisdiction, *HB 498, CH. 102, EX.
 Highway personnel board abolished, duties transferred, HB 333.
 Holidays, Good Friday, SCR 12.
 Human rights commission, created, HB 203, SB 98.
 Income tax, graduated, nongraduated, SJR 29.
 State, property tax valuation, millage, combination provisions, SJR 31.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

State Government—Continued:

- Indians, state jurisdiction, contributing to minor's delinquency, SB 478.
 Tax law enforcement, jurisdiction, SB 264.
 Interlocal cooperation act, provisions, *SB 45, CH. 239 PV.
 Institution industries, preferential purchasing, availability provisions, HB 448.
 Joint interim committee to rewrite tax structure, created, SB 116.
 Junior miss, state, Shannon Walker, compliments, *HCR 49.
 Land preservation programs, recreational purposes, acquisition, state loans authorized, SB 354.
 Landscape architects, registration board created, SB 136.
 Legislative advisory board of ethics established, HCR 37, *SB 630, CH. 150 EX. PV.
 Board of ethics established, SB 124.
 Senate, House, created, *SB 630, CH. 150 EX. PV.
 Budget committee, membership increased, *SB 619, CH. 114 EX.
 Facilities and operations commission, created, Sub SB 613.
 Legislators, pre-session orientation program, SB 125.
 Local records committee established, HB 56.
 Miss Washington, Sandra Marth, official hostess, *HCR 35.
 Motor vehicle accident insurance department created, SB 292.
 Department, professional licensing supervisor, assistant directorship authorized, HB 611, (HB 611 to *SB 36 CH. 32.).
 Fuel tax increase, allocation, SB 420.
 Municipal, temporary committee created, *HCR 44.
 Natural rivers conservancy districts, commission, districts, established, SB 195.
 Oceanographic commission, created, *SB 49, CH. 243 PV.
 Officials, code of ethics, SB 130.
 Elective, agency estimates, state budget inclusion, SB 636.
 Over 70, state employees' retirement system, included, SB 248, (SB 248 to *SB 96, CH. 127.).
 Ombudsman office created, duties, responsibilities, SB 29.
 Omnibus appropriation bill, 1967-68 fiscal year, SB 618.
 1967-69 biennium, *HB 208, CH. 143 EX.
 Open space land act, public acquisition, eminent domain, SB 137.
 Parks and recreation commission, capital improvements, bonds, appropriation, SB 531.
 Per diem, compensation, agencies, legislative council study, HCR 29.
 Planning, state advisory committee created, SB 580.
 State office, created, SB 580.
 Planning and community affairs agency, census board duties transferred, *SB 634, CH. 42 EX.
 Created, *Sub HB 78, CH. 74, *Sub SB 78, CH. 139.
 Pollution control commission, abolished, duties transferred, HB 370, SB 179.
 Air pollution control board, duties transferred, HB 396, SB 314.
 Post-attack, resource management, provisions, SB 451.
 Probation and parole division, institutions department, established, *SB 233, CH. 134.
 Professional licensing division, certain duties transferred from motor vehicle department, SB 177.
 Public lands, disposition, state agencies, other than natural resources department, provisions, SB 566.
 Officials, employees, surviving spouse pension provisions, SJR 4, HJR 27.
 Fiscal study, *HCR 41.
 Work contracts, bids, material sources, subcontractors, identification, SB 78.
 Purchasing, bids, 5% out-of-state differential repealed, *Sub HB 403, CH. 16 EX., *HB 404, CH. 101 EX.
 Procedures modified, advisory committee, duties, *HB 517, CH. 104 EX.
 Revenue department, established, tax commission duties transferred, *HB 576, CH. 26 EX.
 Seal, Washington state, official, description, *HB 860, CH. 65 EX.
 Stadium commission established, *SB 505, CH. 236.

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State Government—Continued:

- State building authority created, *SJR 17, *SB 371, CH. 162.
 Financing authority abolished, *SB 371, CH. 162.
 Employees' retirement system, out of state credits, transfer, study, SCR 11.
 Authorized, SB 188.
 Transfer between state systems authorized, SB 533.
 Flag, armed forces units, free distribution, HB 458.
 Library service contracts authorized, *HB 71, CH. 67.
 Plumbing division, labor and industries department, created, SB 406.
 Student financial aid commission created, HB 190, SB 475.
 Supplemental appropriation bill, 1967-69 biennium, *HB 186, CH. 4.
 Tax appeals board created, *HB 576, CH. 26 EX.
 Taxing authority, interstate businesses, federal deferral petitioned, *SJM 5.
 Toll bridge authority, abolished, duties transferred, HB 333, (HB 333 to SB 554).
 Highway commission transfer, SB 147.
 Tort liability, immunity removed, *HB 97, CH. 164.
 Trade fairs, state participation authorized, SB 170, *HB 360, CH. 41 EX.
 Transportation agency created, membership duties, SB 574.
 Commission created, membership duties, SB 575.
 Department created, membership, powers, duties, HB 333, (HB 333 to SB 554).
 Undistributed receipts fund created, *HB 30, CH. 212.
 Washington public employees' retirement system, name change, amendments, *SB
 96, CH. 127.
 State safety council abolished, duties transferred, SB 108, *HB 269, CH. 147, EX.
 PV.
 Traffic safety commission established, SB 108 *HB 269, CH. 147 EX. PV.
 Water masters, state supervision, compensation, *HB 307, CH. 80.
 Resources department created, *SB 143, CH. 242.
 Zoning, regulation, private property, state, municipal control prohibited SB 465.

State Library: (see Libraries).**State Patrol:**

- Chief commends Senate on SR 1967-13p. 404
 Crime information center established, rules, regulations, SB 470, *HB 638, CH.
 27 EX.
 Motor vehicles, inspection, testing, authorized, HB 226, *SB 11, CH. 144.
 Property, Seattle, sale, lease, exchange authorized, *SB 241, CH. 95.

State Personnel Board:

- Highway personnel board abolished, duties transferred, HB 333.

State Planning and Community Affairs Agency:

- Census board duties transferred, *SB 634, CH. 42 EX.
 Created, *Sub HB 78, CH. 74.

State Public Pension Commission: (see Public Pension Commission)**State Securities Act:**

- Registration, exemption denial, revocation provisions, *HB 93, CH. 199.
 Securities sales, fraudulent, civil action commencement, time extended, *HB 93, CH.
 199.

State Treasurer:

- Collateral, uniform bond deposit provisions, *SB 89, CH. 132.
 Copyright works, filing requirement removed, *HB 32, CH. 40.
 Expense payment, state investments, indebtedness servicing, *HB 28, CH. 66.
 Firemen's pension funds, payment date advanced, *HB 28, CH. 42.
 Judges' retirement fund, status report date changed, *HB 29, CH. 28.

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*Indicates bills passed by both Senate and House.

State Treasurer—Continued:

O.A.S.I. funds, state employees contributions, money enumerated, *HB 31, CH. 213.
 State funds, investment, U.S. government agencies permitted, *HB 27, CH. 211.
 Undistributed receipts fund created, provisions, *HB 30, CH. 212.

Statute Law Committee:

Membership, legislative council member requirement deleted, *HB 965, CH. 124 EX.

Stellacoom:

School district, western state hospital property transfer, SB 631.

Stevens County:

National guard armory, road easement granted, *HB 82, CH. 214.

Stocks: (see Securities).**Streets:**

Cities, towns, vacated, abutting owners purchase provisions, *SB 419, CH. 129 EX.
 Vacating ordinances, county recording provisions, *SB 104, CH. 123.
 Lighting distribution systems, PUD operation, maintenance authorized, SB 348.
 Motor vehicle parking, crosswalk approaches, within 20 feet prohibited, SB 367.
 Telephone companies, use, title only, SB 391.

Students: (see also Colleges and Universities, also Schools)

College, income tax, support deduction petitioned, SJM 12.
 Living, travel expenses, state support, SB 625.
 Industrial insurance beneficiaries to 21 years, payments authorized, (HB 670 to HB 477).
 Kindergartens, minimum age raised, SB 394.
 Loans, financial institutions authorization, federal insurance provisions, SB 484.
 Scholarship program, feasibility study, *HCR 32.
 Psychological testing, requirement, prohibited, SB 301.
 Psychotherapeutic techniques, use with students under 18, license requirements, SB 302.
 School, walk-ways, construction authorized, *HB 451, CH. 17 EX.
 State student financial aid commission, created, scholarship awards, SB 475.

Subsistence:

Apprenticeship council, per diem, increase, *HB 57, CH. 6.
 Canal commission members, per diem, expense provisions, *HB 444, CH. 36.
 Health board members, per diem provisions, HB 178.
 Legislators, expenses, appropriation, extraordinary session, *HB 982, CH. 112 EX.
 Title only bill, SB 652, SB 653.
 Per diem established, appropriation, SB 25.
 State agencies, legislative council study, HCR 29.
 Electrical advisory board, per diem, increase, HB 51.

Summons:

Statute of limitation, summons service, toll commencement provisions, SB 208.
 Steamship companies, charterers, foreign, service provisions, *HB 215, CH. 11.

Sumner:

Highway, primary No. 5, to Puyallup, widened, appropriation, SB 277.

Sunday:

Blue law, repealing Sunday activities, *Initiative 229, CH. 1.

Superintendent of Public Instruction:

Appointed position, SJR 16.
 Biennial report, public availability, HB 415.

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Superintendent of Public Instruction—Continued:

- Duties, powers, legislative jurisdiction, SJR 28.
- Education board, chief executive officer, duties, SB 308, *Sub SB 308, CH. 158.
- School buses, district safety instruction, study, *HCR 45.
- Insurance division established, SB 257.
- Noncertified employees salary increase, appropriation, use mandatory, *SB 621, CH. 102 EX.
- Increases, appropriation, SB 1, *HB 186, CH. 4.
- Clarification, *SCR 16.

Superior Court:

- Civil actions, certain, transfer from justice court, SB 57, (SB 57 to *SB 464, CH. 46 EX.).
- Garnishment writs, contents, forms, requirements, amended, SB 19, *Sub SB 19, CH. 142.
- Judges, King county number increased, (HB 698 to SB 131).
- Kitsap county, number increased, (HB 21 to SB 131), (HB 21 to *HB 261, CH. 84 EX.).
- Pierce county, number increased, (HB 698 to SB 131), *HB 261, CH. 84 EX.
- Pro tempore, salary increase, HB 507, *SB 200, CH. 149.
- Salaries increased, *HB 38, CH. 65.
- Snohomish county, additional, SB 141, (SB 141, HB 342, HB 456 to SB 131), (HB 342 to *HB 261, CH. 84 EX.).
- Judicial districts, single judge, elimination, SB 217.
- Justice court, criminal proceedings, appeal provisions, HB 204, SB 83.
- Murder, guilty plea, punishment authority, counsel representation provisions, SB 539.
- Probate, estate sales, higher bid, deposit provisions, (*SB 325 to *HB 138), *HB 138, CH. 168, *SB 325, CH. 106 EX. PV.
- Records, format changes, SB 326, *HB 244, CH. 34 EX.
- State agencies, rulings, judicial review, venue provisions, HB 841, *SB 480, CH. 71 EX.
- Thurston county, court reporters, additional allowed, (HB 959 to SB 131), (HB 959 to SB 649).

Supersonic Transport:

- Program advancement petitioned, *SJM 2.

Supreme Court:

- Fees, certain, increased, HB 585, SB 203.
- Judges, eligibility qualifications, SJR 27.
- Limited jurisdiction courts, conferences, study committees authorized, SB 207.

Tacoma:

- Armory, sale, lease, exchange authorized, SB 267, *HB 132, CH. 224 PV.
- Freeway completion, Seattle, Everett, bonds, appropriation, HB 815, *SB 545, CH. 7 EX.

Tax Commission:

- Abolished, powers, duties transferred, revenue department, *HB 576, CH. 26 EX.
- Chairman, multistate tax commission member, *SB 247, CH. 125.
- County assessors, office procedures, study, appropriation, SB 299.
- Property, personal, inventory accounts, audit schedule established, SB 279.
- Unclaimed, reports, delivery procedures, HB 509.

Taxes:

- Air pollution, regional authorities, provisions, SB 46, *Sub SB 46, CH. 238 PV.
- Control facilities, exemptions, credits, SB 39, *HB 946, CH. 139 EX.
- Aircraft fuel, imposed, *HB 4, CH. 10. EX.

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Taxes—Continued:

- Boats, pleasure, personal property tax, provision, SB 268.
- B & O, assessment, surtax provisions clarified, *SB 255, CH. 149, EX. PV.
- Credits, manufacturing plants, major factory improvements, *SB 254, CH. 89 EX.
- Exports, commodities, certain, exempt, *SB 255, CH. 149, EX. PV.
- Natural gas distribution, increase, SB 506.
- County authorized, SB 506.
- Poultry hatcheries exempt, (HB 59 to *SB 255, CH. 149 EX. PV.).
- Public utilities, increased, *SB 255, CH. 149 EX. PV.
- Radio, television broadcasting, included, *SB 255, CH. 149 EX. PV.
- Real estate contract, mortgage note interest, exempt, SB 540.
- Split pea manufacturers, processors, included, (HB 558 to *SB 255, CH. 149 EX. PV.).
- Cigarettes, veterans bonus bond payment, SB 620.
- City electric, county sales facilities, contribution contracts permitted, *HB 626, CH. 52 EX.
- Community college districts, capital construction, levy authorized, SB 490.
- Mental retardation services, state millage, reallocation, SB 637.
- Counties, 4th through 9th class, millage limit established, HB 501.
- Excess levies, revenue bonds, 40% vote requirement removed, SJR 20.
- Revenue bond, 40% vote requirement removed, 40/60% majority provisions, *SJR 17.
- Revenue bonds, simple majority approval provisions, SJR 1.
- Excise, aircraft, revisions, *HB 3, CH. 9 EX., *SB 255, CH. 149 EX. PV.
- Aircraft fuel, imposed, *HB 4, CH. 10 EX.
- Aircraft licenses, unlisted payment schedule, auditor's appraisal, SB 158.
- City operated off-street parking facilities, payment provisions, SB 558, (SB 558 to SB 471), (SB 58 to *SB 261, CH. 144 EX.).
- House trailers, cities, counties, school districts, allocation, (HB 253 to *SB 255, CH. 149 EX. PV.).
- Mobile homes, trailers, imposed, SB 570, (HB 519, SB 570 to *SB 255, CH. 149 EX. PV.).
- Motor vehicle refunds, filing time extended, *SB 285, CH. 121.
- Licenses, unlisted payment schedule, auditor's appraisal, SB 158.
- Nonresident military personnel, exempt, *SB 285, CH. 121.
- Real estate sales, permanent school district allocation, SB 236, SB 401, (HB 440, SB 236, SB 401 to *SB 255, CH. 149 EX. PV.).
- Single family trade-ins, double taxation, elimination, SB 401.
- Trade-ins, double taxation, elimination, SB 401, (HB 840 to *SB 255, CH. 149 EX. PV.).
- Special, class AA counties, lodgings, provisions, *SB 505, CH. 236.
- Fire, protection districts, special levies authorized, SB 28.
- Fuel, aircraft, imposed, *HB 4, CH. 10 EX.
- Gifts, two-gift treatment, separate property, provisions, SB 305.
- Income, campaign contribution, deduction petitioned, SJM 1.
- Federal, college student support deduction petitioned, SJM 12.
- Corporations, certain, secondary school contributions, deductions petitioned, SJM 14.
- Deaf, handicapped, double exemption petitioned, HJM 13.
- Personal exemption increased petitioned, *SJM 9.
- State partial retention, without federal control, HJM 12, SJM 4.
- State, municipal corporations, graduated, nongraduated, SJR 29.
- Net, single rate, provisions, Sub HB 639.
- Property tax valuation, millage, combination provisions, SJR 31.
- Indians, tax law enforcement, state jurisdiction, SB 264.
- Inheritance, computation, expiration date provisions, *SB 255, CH. 149 EX. PV.
- Delinquent, interest rate increase, HB 505.

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Taxes—Continued:

- Joint hearing, governor's revenue and taxation proposals, SCR 5.
 Interim committee to rewrite tax structure, created, SB 116.
Library districts, excess levies, 40% vote, simple majority, *SJR 23.
Liquor imports, personal use, tax free, permitted, *HB 494, CH. 38.
Mental health, community retardation services, state millage, reallocation, SB 637.
Mineral rights, severed, assessment, taxation, SB 148.
Motor vehicle fuel, city, town allocation, matching requirement deleted, SB 437.
 Exemptions, refunds, rebates, rules, general revisions, *SB 204, CH. 153.
 Foreign government consular officers, exempt, HB 485.
 Increase, allocation, SB 420, SB 477, *HB 595, CH. 83 EX.
 Urban transit systems, refunds, exemptions, *SB 90, CH. 86.
Motor vehicle licenses, temporary, nonresident armed forces members, certain exemption, SB 425, (SB 425 to *Sub HB 345, CH. 202).
Multistate compact, enacted, *SB 247, CH. 125.
Open space land, current usage assessment, Sub HB 121, *HJR 1.
Payments, U.S. mail postmarks, deemed filing date, *HB 612, CH. 222 PV.
Property, air rights, stadium, parking facilities, reduction provisions, *SB 503, CH. 117 EX.
 Assessed valuation, 50%, 20 mill limit, SB 623, *HB 934, CH. 146 EX. PV.
 50%, 20 mill limit, allocation changes, SB 647.
 Millage, income tax basis, combination provisions, SJR 31.
 True, tax roll testing required, SB 319.
 25%, HJR 2, HJR 12, SJR 13, SJR 32.
Cities, towns, prepayment permitted, SB 615, *HB 913, CH. 66 EX.
Counties, prepayment permitted, SB 614, *HB 920, CH. 59 EX.
Exemptions, legislative council study, *HCR 18.
Levies, specific dollar rate limitation provisions, SB 617.
 \$10 per \$1,000 true value, SJR 29.
 Total dollar amount limitation, provisions, *HB 934, CH. 146 EX. PV.
Merchandise, in transit, exemption provisions, Sub SB 4, (Sub SB 4 to *SB 255, CH. 149 EX. PV.).
Natural phenomena, animal, plant life, preservation purposes, exempt, SB 522, (HB 758, SB 522 to *SB 255, CH. 149 EX. PV.).
Personal, head of household exemption repealed, SB 66.
 Certain, monthly inventory, average basis, provisions, Sub SB 4, (Sub SB 4 to *SB 225, CH. 149 EX. PV.).
 County assessments, state audit provisions, Sub SB 4, (Sub SB 4 to *SB 255, CH. 149 EX. PV.).
 Inventory account, tax commission audit schedule established, SB 279.
 List falsification, penalties, SB 4, Sub SB 4, (Sub SB 4 to *SB 255, CH. 149 EX. PV.).
 Repossessions, payment provisions, (HB 436 to *SB 255, CH. 149 EX. PV.).
Plywood panels, processing, export, exempt, SB 115, (SB 115 to *SB 255, CH. 149 EX. PV.).
Real, acquisition, original cost, filing provisions, Sub SB 4, (Sub SB 4 to *SB 255, CH. 149 EX. PV.).
 Assessment increases, changes, notice required, (HB 452 to *HB 934, CH. 146 EX. PV.).
 Counties, taxable value basis, *SB 270, CH. 107.
 Exemptions, aged head of household, retirement restriction removed, SB 114.
 Male head of household, disability retirement provisions, *SB 468, CH. 132 EX.
 Payment, four installments, authorized, SJM 24.
 Personal, foreign government residences exempt, (HB 484 to *SB 255, CH. 149 EX. PV.).
 Public assistance recipients, elderly, need determination, exemption disregarded, SB 238.
 Renewal projects, property value increases, tax allocation, SJR 25.
 School districts, taxable value basis, SB 514.

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Taxes—Continued:

- Revenue bill, introduction authorized, SCR 17.
 State eminent domain, immediate possession order, exemption, HB 354.
 State levy, common school support, distribution formula, two-mill shift, *HB 978, CH. 140 EX.
 Common school support, "two mill shift" provisions, *HB 979, CH. 133 EX.
 Public lands, payment in lieu of taxes, SB 173 provisions, legislative council study, *SR 1967 EX-22 pp. 1363-1364
 State, income producing, county in lieu payments provisions, SB 173.
 Revenue department, established, tax commission duties transferred, *HB 576, CH. 26 EX.
 Sales, amateur baseball, concession stands, benevolent purposes, sales tax exempt, SB 183.
 Cities, towns, 8% allocation, SB 458.
 Allocation, distribution formula, SB 616.
 Coin operated laundry, dry cleaning facilities, certain, exempt, (HB 958 to *SB 255, CH. 149 EX. PV.).
 Exemption permits, Canadian, out-of-state residents, HB 495.
 Fruit chemical preservative sprays, exempt, (HB 259 to *SB 255, CH. 149 EX. PV.).
 Indians, reservations, tax imposed, SB 265.
 Personal property, nonresident out-of-state use, termination date deleted, *SB 101, CH. 87.
 Pollen, exempt, (HB 634 to *SB 255, CH. 149 EX. PV.).
 Retail, increased, 4.5%, (HB 205 to *SB 255, CH. 149 EX. PV.).
 Use, county-wide, imposition authorized, HB 931.
 5%, increase, school district allocation provisions, SB 647.
 Wearing apparel, used samples exemption, (HB 237 to *SB 255, CH. 149 EX. PV.).
 School districts, amount limitation, 14 mill, 25% valuation, *HB 934, CH. 146 EX. PV.
 Bonds, levies, 40% vote requirement removed, SJR 3.
 Excess levies, 40% vote, simple majority, *SJR 23.
 Two year periods, SJR 2.
 Small claim recoveries, allowable amount increased, SB 150.
 State taxing authority, interstate businesses, federal deferral petitioned, *SJM 5.
 Surety bond, amounts increased, SB 81.
 Tax appeals board created, *HB 576, CH. 26 EX.
 Roll, property, true assessed value testing, requirement, SB 319.
 Taxing districts, indebtedness limitations, calculation provisions, SB 650.
 Timber, local processing, title only bill, SB 576.
 Title only bill, SB 600, SB 601.
 Use, motor vehicles, community college driver programs, exempt, *SB 255, CH. 149 EX. PV.
 Fuel, highway use sales, distribution, valid license requirement, *HB 352, CH. 196.
 Urban transit systems, exempt, *SB 90, CH. 86.
 Water pollution control facilities, installation, credit provisions, SB 629, *HB 946, CH. 139 EX.

Teachers:

- Employment termination, salary payment provisions, HB 362.
 Professional practice commission established, HB 323.
 Retirement system, actual service credit years basis, HB 422, *SB 256, CH. 151.
 Reports, service credits, membership, disability, beneficiary, *HB 350, CH. 50.
 School districts, written leave policies, adoption, *SB 135, CH. 12.
 State history, examination requirement deleted, *HB 671, CH. 64.
 Teaching instructors, actual classroom instruction experience, requirement, SB 356.

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Telephone—Telegraph:

- Communication, electric facilities, overhead, underground conversion authorized, HB 752, SB 476, *HB 751, CH. 194, *SB 486, CH. 119.
- Highway, street, road, use, title only, SB 391.
- Obscene, harassing calls, crime, *SB 77, CH. 16.
- Private communications interception, recording, divulging prohibited, *SB 507, CH. 93 EX.
- Service companies, rates, charges, associations, complaint provisions, SB 312.
- Solicitation, commercial, licensing, regulation, SB 12.
- Television cable companies, unfranchised, line lease regulation, SB 573.

Teletypewriter Communications Network:

- Arrest, warrants, issuance, authorized, *SB 163, CH. 91.

Television and Radio:

- Broadcasting, B & O tax included, *SB 255, CH. 149 EX. PV.
- Electric, communication facilities, overhead, underground conversion authorized, HB 752, SB 476, *HB 751, CH. 194, *SB 486, CH. 119.
- Television cable companies, unfranchised, line lease regulation, SB 573.

Temporary Advisory Council for Public Higher Education:

- Appointments, interim committeep. 2013

Tenino:

- Highway, secondary No. 1 N, to Lewis county line, improvement, SB 393.

Thal, Sanford:

- Governor's appointment, board of pharmacy, referral, confirmation pp. 440, 592, 1789

Thompson, Senator Albert C., Jr.:

- Governor's appointment, liquor board, confirmationpp. 7, 38-41
- Resignationpp. 6-7

Thomson, R. H.:

- Expressway, University of Washington property, certain, sale authorized, *SB 250, CH. 116.

Thurston County:

- Highway, secondary No. 1 N county line to Skookumchuck river bridge, improvement, SB 393.
- Southwestern Washington state college, establishment, SB 361, *HB 596, CH. 47.
- Superior court, additional court reporters allowed, (HB 959 to SB 649).

Tidelands:

- Cattle point, San Juan Islands, sale, lease restriction removed, *SB 462, CH. 128 EX.
- Erosion problems, Willapa Bay, state study, *HCR 31.
- Seattle, west, harbor line relocation, *HB 492, CH. 24 EX.
- State, certain, areas reserved, public recreation use, *Sub HB 572, CH. 96 EX.
- Conveyance to Fritz Gilbertsen, authorized, SB 635.
- Shorelands, 2nd class, sale, abutting upland owners, provisions changed, SB 288.

Tiger:

- Highway, secondary No. 6 A to Idaho border, feasibility study, SB 368, SB 496.

Timber:

- Common school fund, sale proceeds excluded, *SB 376, CH. 29.
- Forests, sustained yield, natural resources department management, jurisdiction, HB 397.
- Lands, 50 year lease, options, real estate sales tax, inclusion, SB 401.
- State lands, sales, local processing provisions, Initiative 32, (Failed to Pass.)
- Taxes, local processing, title only bill, SB 576.

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Timm, Robert D.:

Commissioner, utilities and transportation commission, governor's appointment, referral, confirmationpp. 57, 671, 1190-1191

Title Insurance:

Agents, escrow registration exemption, *SB 55, CH. 76 EX.

Title Only Bills:

Bail, SB 591.

Business, professions, SB 603.

Children, handicapped, retarded, SB 602.

Cities, towns, SB 599.

Counties, SB 606, SB 607.

Fund distribution, SB 586.

Trade promotion, SB 547.

Community colleges, SB 401, SB 502, SB 608, SB 609, *HB 716, CH. 183.

Counties, SB 596.

Crime commission, SB 590.

Education, SB 592, SB 593, SB 604, SB 610.

Higher education, SB 589.

Highway, primary, eastern Washington, SB 498.

Highways, SB 605.

Secondary, No. 1 i and 1 J, SB 587.

Hospitals, charges, rates, SB 597.

County, joint county-city, *HB 762, CH. 36 EX.

Insurance, SB 585.

Premium finance companies, licensing, regulation, SB 565.

Legislative facilities and operations commission, SB 613.

Legislature, expenses, members' subsistence, extraordinary session, SB 652, SB 653.

Public utilities, SB 595.

Schools, common school act of 1967, SB 611.

Sewer districts, annexation, SB 584.

State college, SB 588, SB 594, SB 598.

Timber, local processing, taxes, SB 576.

Taxes, SB 600, SB 601.

Telephone companies, highway, street, road use, SB 391.

Vocational education act of 1967, SB 612.

Tobacco:

Cigarette tax, veterans' bonus bonds payment, SB 620.

Wholesaler's tax increase, *SB 255, CH. 149 EX. PV.

Toll Bridge Authority: (see also Bridges)

Abolished, duties transferred, HB 333, SB 554, (HB 333 to SB 554).

Appropriations, commission operations, capital improvements, 1967-68 fiscal year, SB 640.

Omnibus, 1967-69 biennium, *Sub HB 722, CH. 145 EX. PV.

Operations, capital improvements, 1967-69 biennium, SB 626, *Sub HB 713, CH. 123 EX.

Cross sound transportation system, appropriation, SB 463.

Highway commission, toll bridge authority, duties transferred, SB 147.

Tollefson, Thor C.:

Director, department of fisheries, governor's appointment, referral,

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Torts:

Acts, certain, committed out of state, jurisdiction, SB 58.

Cities and towns, claim notice, filing requirement repealed, SB 213.

Minors, parental liability, damage amount increased, *SB 464, CH. 46 EX.

State political subdivisions, immunity removed, *HB 97, CH. 164.

Tortfeasors, joint, contributions, uniform act, SB 340.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Tourists:

Cities and towns, promotion expenditures authorized, HB 169.
 Counties, promotion expenditures authorized, HB 168.

Trade:

Deceptive practices, uniform act, SB 343.
 Industrial development corporations, county formation authorized, Sub SB 547, Sub SB 596.
 Municipal, bond financing, study, *SCR 27.
 Public utilities, unfair trade practices act exemption deleted, SB 331.

Trade Centers:

Port districts, authorized, *Sub HB 137, CH. 56.

Trade Fairs:

State participation authorized, *Sub HB 170, CH. 221.

Trading Stamps:

Sale, issuance, prohibited, SB 433.

Traffic Control: (see also Motor Vehicles)

Ferry terminals, motor vehicle speed limit established, *SB 249, CH. 25.
 Highway devices, erection, maintenance, requirement, HB 251.
 Highways, multiple lane, dividers, use classified, SB 253.
 Motor vehicle accidents, police personal investigation, certain issuance permitted, HB 464.
 Parking, crosswalk approaches, within 20 feet prohibited, SB 367.
 Motor vehicles, speed, slower than normal, right lane use required, SB 274.
 Speed acceleration exhibitions, prohibited, HB 757.
 Police emergency vehicles, audible signals, provisions, HB 441.
 Washington traffic safety commission, established, SB 108, *HB 269, CH. 147 EX. PV.

Traffic Safety Commission:

Established, *HB 269, CH. 147 EX. PV.

Trailers: (see House Trailers, also Trucks and Tractors)**Trains:**

Repealing freight, crew law, *Initiative 233, CH. 2.

Transportation:

Agency, created, membership, duties, SB 574.
 Air carriers, interstate, utilities and transportation commission regulation, SB 410.
 Commerce, intrastate, legislative council study, report, SCR 14.
 Columbia river, lower navigation channel dredging, appropriation increase petitioned, SJM 25.
 Navigation, upper extension link, support petitioned, HJM 9, SJM 7.
 Commission created, membership, duties, SB 575.
 Cross sound transportation system, appropriation, SB 463.
 Department created, membership, duties, HB 333, (HB 333 to SB 554).
 Forest products, harvesting permits, transportation provisions, *SB 432, CH. 47 EX.
 Highway comprehensive transportation study, Sub HB 359.
 Intergovernmental cooperation, contracts, financing, SB 185.
 Mass problems, Puget Sound area, highway joint committee study, HCR 56.
 System, cities, counties, participation, SB 164.
 Puget Sound area, highway joint committee study, HB 559.
 State transit authority created, SB 554.
 Metropolitan, comprehensive plan, facilities, services, procedures, *SB 168, CH. 105.
 Motor freight carriers, private, common defined, jurisdiction, *HB 420, CH. 69.
 Transportation systems, industries, certain, non-metropolitan localities, impact study, SB 384.
 Urban transportation system, joint highway committee study, *SCR 26.

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*Indicates bills passed by both Senate and House.

Travel:

- Employees, mileage allowance increased, SB 365, (SB 365 to *Sub HB 403, CH. 16 EX.).
- Expenses, advancement authorized, regulations, SB 192 (SB 365 to SB 192), HB 403, (SB 192, HB 401 to *Sub HB 403, CH. 16 EX.), Sub HB 402.
- Prospective employees, travel expense authorized, SB 61, *HB 403, CH. 16 EX.

Treasurer: (see County Officers)**Trespassing:**

- Warning notice provision, SB 534.

Trucks and Tractors: (see also Motor Vehicles)

- Carriers, private, common defined, jurisdiction, *HB 420, CH. 69.
- Commercial, interstate, single cab card program, registration provisions, *SB 294, CH. 94 EX.
- Joint highways committee, single cab card pilot program, time extension, SB 293.
- Freight carriers, identification decal or cab card requirement, *HB 642, CH. 170.
- Gross weight fees, rate schedule revision, *HB 595, CH. 83 EX., *SB 651, CH. 118 EX.
- Loads, overweight permits, fee schedule rates reduced, SB 494, (SB 494 to *HB 96, CH. 174).
- Operators, classified licenses, special examination required, *SB 355, CH. 20 EX.
- Tow, operators, abandoned vehicles custody, contract provisions, HB 526.
- Trucking Industry Employers, Inc., shutdown condemned, SR 1967 EX-34 pp. 1585-1586, 1592
- Vehicle wreckers, license renewal provisions, *SB 286, CH. 13 EX.

Trusts:

- Companies, service charge, regulation, SB 224.
- Deeds, foreclosure notices, surplus proceeds, sale discontinuance, provisions, *SB 259, CH. 30.
- Funds, investment provision broadened, *SB 65, CH. 133.
- Investments, small business investment companies, percentage increased, HB 177.
- Public charitable trusts, regulation, *SB 9, CH. 53 EX.
- Resource management cost account, income distribution, *HB 65, CH. 63 EX.
- Securities issued by fiduciary corporation, holding permitted, *HB 12, CH. 209.

Tuberculosis:

- Control, program funds, county levy decreased, *Sub HB 304, CH. 110 EX.
- Treatment facilities, transfers, *HB 476, CH. 54.
- Public assistance recipients, grants extended, *HB 702, CH. 31 EX.

Turkeys:

- Wild, hunting, tags required, *HB 43, CH. 10.

Two Mill Shift:

- Property taxes, state levy, common school support, provisions, *HB 979, CH. 133 EX.
- State support schools, property tax levy provisions, distribution, *HB 978, CH. 140 EX.

Unemployment Compensation:

- Benefits, contributions, computations, eligibility, general provisions, SB 374.
- Refunds, disqualification, appeals, SB 162.
- Skiing instructors, part-time, employment security provisions, exemption, SB 509, (SB 509 to SB 162).

Unfair Trade Practices:

- Dairy industries, statute enforcement, SCR 20.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Uniform Acts:

Contributions among joint tortfeasors act, SB 340.
 Criminal extradition act, adopted, SB 321.
 Deceptive trade practices act, SB 343.
 Gifts to minors, revisions, *SB 338, CH. 88 EX.
 Foreign deposition act, provisions, HB 445.
 Land sales practices act, SB 345.
 Mandatory disposition of detainees act, SB 335.
 Post conviction act, SB 344.
 Rendition of prisoners as witnesses in criminal proceedings act, SB 336.
 Status of convicted persons act, SB 337.

Uniform Commercial Code:

Checks, dishonored, interest, collection costs, attorneys' fees, *HB 224, CH. 23 EX.
 Security interest, property trust deeds, mortgages, certain public utilities, filing provisions, SB 450, (HB 551, SB 450 to *Sub SB 42, CH. 114).
 Transactions, unauthorized signatures, bulk transfer firms, form fees, SB 42, *Sub SB 42, CH. 114.

Unions: (see also Labor)

Credit, bank classification, HB 95.
 Law, general changes, HB 94, (HB 94 to *HB 6, CH. 180).
 Loan committee approval requirements changed, SB 297.
 Federal employees, union representation, recognition petitioned, SJM 17.
 Labor, collective bargaining, public employees, organization method, provisions, *HB 483, CH. 108 EX. PV.
 Firemen, collective bargaining, union representation authorized, SB 218.
 Health care activities employees, collective bargaining representation authorized, SB 559.
 Port district employees, collective bargaining provisions, *SB 34, CH. 101.

United States Mail:

Postmarks, reports, payments, deemed filing date, *HB 612, CH. 222 PV.
 Unsolicited goods, recipient non-liaible, *HB 10, CH. 57.

University of Washington:

Board of regents, members, governor's appointments, referrals, confirmations pp. 55, 1409-1410, 1410-1411
 Liquor sales, vicinity, restriction removed, *SB 138, CH. 21.
 Metropolitan tract, management, interim committee on higher education, study, *SR EX. 1967-60 p. 2046
 Pool and billiard, for hire games, prohibition deleted, *SB 41, CH. 90.
 Property, real, certain, Thomson expressway, sale authorized, *SB 250, CH. 116.

Urban Passenger Transportation Act:

Reenacts, motor vehicle fuel tax, refunds, exemptions, *SB 90, CH. 86.

Urban Renewal:

Municipal property disposal, without competitive bids permitted, SB 307.
 Planning agencies, regional, governmental conferences, study, *SCR 21.
 Projects, voter approval provisions, SB 422.

Urban Transportation Systems: (see also Transportation)

Highway joint committee study, *SCR 26.
 Highways, joint rights of way, cooperative agreements authorized, *SB 390, CH. 108.
 Motor vehicle fuel tax, refunds, exemptions, *SB 90, CH. 86.

Usury: (see Interest and Usury)

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Utilities and Transportation Commission:

- Air carriers, intrastate, regulation, SB 410.
- Commerce, intrastate, legislative council study, report, SCR 14.
- Federal proceedings, participation authorized, *HB 52, CH. 49 EX.
- Members, governor's appointments, referrals, confirmationspp. 57, 671, 1190-1191
- Overhead, underground conversion authorized, *SB 486, CH. 119.
- Public service commission, consumer protection act coverage, inclusion, SB 438.
- Companies, dividend payments, commission authority required, *SB 234, CH. 156.
- Political contributions, retainers, activities, reporting provisions, SB 358.
- Rates, charges, associations, complaint provisions, SB 312.
- Trucks, overweight load permits, fee schedule rates reduced, SB 494, (SB 494 to *HB 96, CH. 174).

Vacations:

- School district employees, noncertificated, paid vacations established, SB 263.

Valley:

- Highway, secondary No. 3 U to Chewelah, established, SB 227.

Vegetables: (see also Agriculture)

- Peas, green, quality standards, grading equipment study, *HB 677, CH. 195.
- Split, manufacturers, processors, B & O tax inclusion, (HB 558 to *SB 255, CH. 149 EX. PV.).
- Storage, controlled atmosphere, restriction changes, *HB 236, CH. 215.

Venue:

- Civil actions, certain, plaintiffs option, SB 54, (SB 54 to SB 20).
- Municipal courts, change, prejudice affidavit filing, *SB 328, CH. 241 PV.
- State agencies, rulings, judicial review, venue provisions, HB 841, *SB 480, CH. 71 EX.

Veterans:

- Bonus, bond issue authorized, SB 620.
- Campaign participants, ribbon awards, benefits extended, SB 165.
- Home, members, ration, clothing allowance increased, *SB 333, CH. 112.
- Marriage records, free copies, county clerks, auditors, *SB 91, CH. 89.
- Motor vehicle operators' licenses, state armed forces' members, termination provisions, *SB 80, CH. 129.
- Organizations, meeting places, annual rental allowance increased, HB 423.
- Pensions, restoration petitioned, SJM 8.
- Re-employment rights, time limitation, HB 75.
- Viet Nam, public employment, preference provisions, SB 515.

Veterinarians: (see also Animals)

- Medicine, general amendments, *HB 446, CH. 50 EX.

Vice:

- Offenders, habitual, imprisonment provisions, SB 572.

Vice President Pro Tempore:

- Chytill, Senator Joe, nominatedpp. 11-12
- Kupka, Senator George W., nominated, elected, oath of office administeredpp. 11-12

Viet Nam: (see also Veterans)

- Veterans, bonus payment provisions, SB 620.
- Public employment, preference provision, SB 515.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Vital Statistics:

Registrar, marriage, divorce, amendments, separation records, registration provisions, *SB 166, CH. 26.

Vocational Education: (see also Rehabilitation)

Act of 1967, title only bill, SB 612.

Community college program established, SB 300, *Sub HB 548, CH. 8 EX. PV.

Corporations, contributions, income tax deduction petitioned, SJM 14.

Fire service training, state courses, *Sub HB 533, CH. 165.

School plant facilities, bond issue authorized, *SB 375, CH. 56 EX.

Vocational rehabilitation office established, powers, duties, SB 409, *Sub SB 409, CH. 118.

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Workmen's compensation, vocational rehabilitation, payments continued, SB 583.

Voland, Howard:

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Absentee service voter, defined, HB 514, (HB 514 to *HB 516, CH. 109 EX. PV.).

Candidates, voters' pamphlet law, general revisions, SB 95.

Cities, towns, incorporation elections, voters' eligibility lists, provisions, SB 556.

Elections, general, yearly, HB 654, SB 553.

Excess levies, revenue bonds, 40% vote requirement removed, SJR 20.

Revenue bonds, 40% vote requirement removed, 40/60% majority provisions, *SJR 17.

Revenue bonds, simple majority approval provisions, SJR 1.

Limitations devices, tallying, freeholder elections, position filing, ballot name rotation provisions, *SB 269, CH. 130 EX.

Poll books, redesigned, use, even-numbered year elections, provisions, HB 744.

Precinct committeemen, notary publics, voter registration authorized, SB 440.

Precincts, less than 100 voters, absentee ballots permitted, HB 489, (HB 489 to *HB 516, CH. 109 EX. PV.).

Size determination, voting method basis, *HB 516, CH. 109 EX. PV.

Presidential elections, new residents, special ballot provisions, (*HB 281 to *HB 516, CH. 109 EX. PV.), *HB 281, CH. 73 EX.

Preference primary election, national convention delegates, provisions, HB 748, (HB 748 to *SB 369, CH. 130 EX.).

Registration cards, electronic storage, retrieval system, SB 461.

School districts, excess levies, two year periods, SJR 2.

Urban renewal projects, voter approval provisions, SB 422.

Voter registration, forms, procedures, automated records, legislative council study, *SR 1967 EX-16p. 1259

Voters, registration files, purging, time period shortened, HB 776, (HB 776 to *HB 516, CH. 109 EX. PV.).

Residence challenges, procedures, *Sub HB 617, CH. 225 PV.

Voting age, reduced to 18, SJR 15.

Votes, Explanation, Protests: (see Members)

Voting, counting, electronic systems, use authorized, SB 275, (Sub HB 475 to *HB 516, CH. 109 EX. PV.).

Wages: (see Salaries and Wages)**Wahklakum County:**

Tidelands, state, certain, conveyance to Fritz Gilbertsen, authorized, SB 635.

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Walker, Shannon:

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Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Walla Walla:

- College, concert band, thanks extended, *SR 1967-14p. 216
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Ward, Daniel B.:

- Director, department commerce and economic development, governor's appointment,
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Warehouses:

- Fruit, vegetables, controlled atmosphere storage, restriction changes, *HB 236, CH.
 215.
 Grain, terminal, agricultural law, revisions, omnibus bill, *SB 320, CH. 240 PV.

Warrants:

- Arrests, issuance by teletype authorized, *SB 163, CH. 91.
 Hospital districts, revenue bonds, warrants, issuance, payment provisions, SB 473.
 Public, lost, destroyed, payment procedures, SB 446.
 Search, felonies, issuance provisions, SB 84.

Washington Public Employees' Retirement System:

- Name change, general amendments, *SB 96, CH. 127.

Washington State Research Council:

- Daily status report, gratitude, *SR 1967 EX-62p. 2047

Washington State Safety Council:

- Abolished, duties transferred, SB 108, *HB 269, CH. 147 EX. PV.

Washington State University:

- Board of regents, members, governor's appointments, referrals,
 confirmationspp. 1348, 1412, 1415
 Electrical research experiment station, vicinity hydroelectric facility, *SB 167, CH.
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 Whitman county, land exchange authorized, *SB 250, CH. 116, *SB 472, CH. 78 EX.

Washington Veterans' Home:

- Members, ration, clothing allowance increased, *SB 333, CH. 112.

Water:

- Dams, Cowlitz river, height restriction, SB 316.
 Diking, drainage, flood control districts, consolidation, contracts authorized, SB 74.
 Drainage districts, consolidation, contracts authorized, *Sub SB 74, CH. 154.
 Distribution systems, PUD operation, maintenance authorized, SB 348.
 Districts, county establishment authorized, *Sub HB 139, CH. 72.
 Facilities, service limits extended, *SB 119, CH. 113.
 Merger procedure simplified, *Sub HB 293, CH. 39 EX.
 Property leasing out, authorized, *HB 133, CH. 135 EX.
 Representation, metropolitan municipal corporation council membership, SB 399.
 Sewer district mergers, permitted, SB 460.
 System operation, pollution control commission, health department, ap-
 proval, HB 377.
 Water master created, *HB 307, CH. 80.
 Systems, irrigation districts acquisition, HB 309, (HB 309 to *HB 36, CH.
 206).
 Within city, town boundaries, property ownership provisions, SB 578.
 Environmental affairs joint interim committee created, HCR 16.
 Erosion problems, Willapa Bay, state study, *HCR 31.
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Paraphrase signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Water—Continued:

- Fisheries control 12-mile limit, extended, continental shelf concept, adoption petitioned, *SJM 18.
- Flood control, county-wide advisory, membership increased, (HB 221 to *HB 222, CH. 136 EX. PV.).
- Projects, political subdivisions, state fund contributions authorized, SB 517, *HB 222, CH. 136 EX. PV.
- Zone districts, financing, revenue bonds, (HB 221 to *HB 222, CH. 136 EX. PV.).
- Hydraulic projects, conditions, compliance failure penalty, *HB 159, CH. 48.
- Irrigation district secretaries, assessment collection responsibilities, *HB 369, CH. 169.
- Land, new, director district addition procedures, *HB 188, CH. 205.
- Littering, prohibited, *SB 106, CH. 85.
- Natural rivers conservancy commission, districts, established, SB 195.
- Outdoor recreational facilities, owner liability limitation, *HB 258, CH. 216.
- Pollution control, local, government sewerage systems, construction, state matching funds, SB 405, *Sub SB 405, CH. 106 †(Referendum #17).
- Commission, all air, water pollution control functions, SB 314.
- Abolished, duties transferred, HB 370, SB 179.
- Created, powers, duties, *HB 179, CH. 13.
- Facilities, installation, tax credit provisions, SB 629, *HB 946, CH. 139 EX.
- Port districts water utilities, users, adjacent areas, *SB 93, CH. 131.
- Public, minimum flows, levels, regulation, *HB 140, CH. 81.
- Resources, basic data fund created, stream gauging fund abolished, *HB 174, CH. 53.
- Department created, *SB 143, CH. 242.
- Rights, beneficial use, registration, relinquishment provisions, *SB 175, CH. 233.
- Seashore conservation area, established, SB 414, *Sub SB 414, CH. 120.
- Service companies, rates, charges, associations, complaint provisions, SB 312.
- Sewerage districts, county establishment authorized, *Sub HB 139, CH. 72.
- Ships, pilots, pilotage, Grays Harbor, Willapa Bay, regulation, *SB 82, CH. 15.
- Shorelands, state, 2nd class, sale, abutting upland owners, provisions changed, SB 288.
- Soll, water conservation committee, membership changed, increased, *HB 225, CH. 217.
- Subdistricts, authorized, SB 140, Sub SB 140.
- State, boat permits, marine recreational use, required, SB 485.
- Resources development plan, conservation department, SB 47.
- Stream gauging fund abolished, basic data fund created, *HB 174, CH. 53.
- Tidelands, state, certain, areas reserved, public recreation use, HB 572, *Sub HB 572, CH. 96 EX.
- West Seattle, harbor line relocation, *HB 492, CH. 24 EX.
- Utility local improvement districts, created, *HB 116, CH. 52.
- Water management, problems, legislative, council study, *HCR 42.
- Master districts established, *HB 307, CH. 80.
- Masters, state supervision, compensation, HB 68, *HB 307, CH. 80.
- Waterfront property, building height specifications, SB 13.
- Watersheds, Green river flood control construction project, state joint financing, SB 516.
- Well diggers, examinations, licenses, regulations, SB 243.

Water Resources: (see also Water)

- Department, created, *SB 143, CH. 242.

Wearing Apparel:

- Samples, used, retail sales tax, exemption, (HB 237 to *SB 255, CH. 149 EX. PV.).
- Veterans' home members, clothing, ration allowance increased, *SB 333, CH. 112.

Weather:

- Modification, airport operations, license, liability, exemptions, SB 230.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

- Webster, L. T. (Mike):**
 Tribute, family condolences, *SR 1967-8 pp. 86-87
- Weights and Measures:**
 Division, renamed grain and agricultural chemicals, *SB 320, CH. 240 PV.
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 Weighmasters, licensed public, regulations, Sub HB 143.
- Wells:**
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- West Central Washington State College:**
 Snohomish county, established, SB 417.
- Western Conference of State Governments:**
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- Western Interstate Commission for Higher Education:**
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- Western Interstate Nuclear Corporation:**
 Member states, additional fund appropriation requested, *SR 1967 EX-68 p. 2054
- Western State Hospital:**
 Livestock, dairy herd, capacity restriction removed, *SB 64, CH. 23.
 Property, certain, Steilacoom school district transfer, SB 631.
- Western Washington State College:**
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 Western Washington state university, name change, SB 72.
- Westport, Oregon:**
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- White Cane Law:** (see Blind)
- Whitman County:**
 Washington state university, land exchange authorized, *SB 250, CH. 116, *SB 472,
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- Widows:**
 Industrial insurance pensions, widows, permanently totally disabled workmen,
 pensions increased, SB 407, (HB 606, SB 407 to HB 477).
- Wilderness Areas:**
 North Cascades study commission, recommendations, implementation petitioned,
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- Willapa Bay:**
 Erosion problems, state study, *HCR 31.
 Ships, pilots, pilotage, regulation, *SB 82, CH. 15.
- Wills:**
 Community property division, probate, revisions, *HB 138, CH. 168.
 Estate, small, personal property, summary settlement, *Sub HB 118, CH. 175.
 Proof, attesting witnesses, affidavit provisions, SB 235, (SB 235 to *HB 138, CH. 168).
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 EX. PV.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.

Wine: (see also Liquor)

Licenses, retailers, fee increased, alcoholism rehabilitation allocation, *SB 31, CH. 75 EX.

Wire Tapping:

Private communications, interception, recording, divulging prohibited, *SB 507, CH. 93 EX.

Witnesses:

Attesting, proof of wills, affidavit provisions, SB 235, (SB 235 to *HB 138, CH. 168).
 Grand jury, counsel presence authorized, *SB 60, CH. 130.
 Prisoners, rendition in criminal proceedings, uniform act, SB 336.

Wolves:

Bounties, established, SB 493.

Women:

Correctional institution, creation provisions, *HB 150, CH. 122 EX.
 Site selection commission, *HB 150, CH. 122 EX.
 Jury duty, exemption provision repealed, *HB 405, CH. 39.
 Married, personal injury actions, separate suit permitted, SB 17.
 Work, over 8 hours, certain exceptions permitted, SB 459.

Wood and Wood Products:

Plywood panels, processing, exports, property tax exempt, SB 115, (SB 115 to *SB 255, CH. 149 EX. PV.).
 State timber land, sales, local processing provisions, Initiative No. 32,
 Failed to Pass.

Woodland:

Highway, secondary No. 1 S to Burke road interchange, extended, SB 322.
 Secondary No. 1 T, to Ridgefield, feasibility study, SB 467.

Woods, Wilfred:

Member, parks and recreation commission, governor's appointment, referral, confirmationpp. 106, 987, 1885-1886

Workmen's Compensation: (see also Industrial Insurance)

Appeals, preliminary conference, court provisions, SB 242.
 Extrahazardous employment, certain categories included, SB 271.
 Industrial insurance coverage, rating system, premium default etc., general revisions, HB 477.
 Maximum weekly benefit amount increased, SB 481.
 Liens, labor and industries department, third party recovery, amount provisions, SB 518, (SB 518 to HB 930).
 Rented equipment, operator crew members, industrial insurance coverage, HB 930, (HB 930 to HB 477).
 Retail clerks, certain establishments, industrial insurance coverage, SB 271.
 Temporary total disability, compensation schedule, HB 477.
 Vocational rehabilitation period, payment continued, SB 583.
 Workmen's beneficiary payment provision, SB 373.

World Fair Commission:

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 State participation, *HB 387, CH. 138 EX.

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Junkyards, adjacent to highways, screening requirement, SB 579.

Parenthesis signifies addition as amendment to indicated bill.
 †Voters approval required.
 *Indicates bills passed by both Senate and House.

Yakima:

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Yakima County:

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Yelm:

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Zoning:

Comprehensive plans, municipal planning commission, resolution, ordinance, adoption, (Sub HB 371 to *SB 261, CH. 144 EX.).

Counties, dog control, licensing regulation, HB 247.

Flood control zoned districts, financing, revenue bonds, (HB 928 to *HB 222, CH. 136 EX. PV.).

Property, buildings, private, state, municipal regulation prohibited, SB 465.

State tidelands, accreted building requirements, HB 453.

Parenthesis signifies addition as amendment to indicated bill.

†Voters approval required.

*Indicates bills passed by both Senate and House.